

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

### DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

#### Division of Agricultural Environmental Services

RULE NO.:                      RULE TITLE:  
5E-1.016                      Commercial Values for Penalty Assessments

PURPOSE AND EFFECT: The purpose of this rule is to provide the most recent market prices of fertilizer components to be used for penalty assessments of deficient fertilizer.

SUBJECT AREA TO BE ADDRESSED: Updating to the most recent market prices of fertilizer components to be used for penalty assessments of deficient fertilizers.

SPECIFIC AUTHORITY: 576.181 (2), 570.07 (23) FS.

LAW IMPLEMENTED: 576.051(2), (7), 576.061, 576.071, 576.181 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mr. William R. Cox, Environmental Manager; Bureau of Compliance Monitoring, 3125 Conner Boulevard, Building 8, Tallahassee, Florida 32399-1650; (850)487-3731

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

### DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

#### Division of Standards

RULE NOS.:	RULE TITLES:
5F-8.009	Inspections by Owner or Manager
5F-8.0125	Guidelines for Imposing Administrative Penalties
5F-8.0126	Aggravating and Mitigating Factors
5F-8.0127	Dangerous Acts
5F-8.0128	Default Final Orders
5F-8.0129	Repeat Violations
5F-8.014	Training of Managers, Attendants, and Maintenance Persons

PURPOSE AND EFFECT: The purpose of these rules is (1) to revise the provisions relating to the Owner's Daily Inspection Reports to allow fair ride owners to submit their own form documenting the daily inspections as long as the owner's form contains the same information required by and included on the

Department's forms; (2) to adopt guidelines for imposing administrative remedies when the Department determines there is a violation of the statute or rules; and (3) to revise the provisions relating to the Employee Training Records to allow the fair ride owners to submit their own form documenting the training of managers, attendants, and maintenance persons as long as the owner's form contains the same information required by and included on the Department's form.

SUBJECT AREA TO BE ADDRESSED: This rule amends Chapter 5F-8, F.A.C., which relates to safety standards for amusement rides operating in the state of Florida. Specifically, this rule addresses alternate forms that fair ride owners may use in lieu of Department forms, and adopts guidelines for imposing administrative sanctions.

SPECIFIC AUTHORITY: 616.242 FS.

LAW IMPLEMENTED: 616.242 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: January 7, 2008, 10:00 a.m.

PLACE: Eyster Auditorium

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Robert H. Jacobs, Bureau Chief of the Bureau of Fair Rides Inspections, 3125 Conner Blvd., Suite N., Tallahassee, Florida 32399-1650, phone: (850)488-9790

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

### DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

#### Division of Standards

RULE NOS.:	RULE TITLES:
5F-11.022	Marking of Containers
5F-11.026	Unsafe Container or System
5F-11.047	Connecting or Disconnecting Cylinders, Tanks, or Systems; Notice to Owner; Transportation
5F-11.060	Documentation of Training, General
5F-11.080	Administrative Penalties and Enforcements – Purpose
5F-11.081	Aggravating and Mitigating Factors
5F-11.082	Default Final Orders
5F-11.083	Repeat Violations
5F-11.084	Notice of Noncompliance; Failure to Correct
5F-11.085	Accident Related Violations
5F-11.086	Hazardous Acts
5F-11.087	Specific Violations; Enforcement Actions

PURPOSE AND EFFECT: The rule development is for the purpose of specifying penalties to be assessed for violations of laws, rules and regulations and to ensure uniformity in application of penalties assessed.

SUBJECT AREA TO BE ADDRESSED: Application of administrative and civil penalties for violators of Chapter 527, Florida Statutes, and rules adopted thereunder.

SPECIFIC AUTHORITY: 527.06 FS.

LAW IMPLEMENTED: 527.06, 527.09, 527.12, 527.13, 527.14 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: January 10, 2008, 1:00 p.m.

PLACE: George Eyster Auditorium, 3125 Conner Blvd., 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 7 days before the workshop/meeting by contacting: Vicki O'Neil, Bureau Chief, Bureau of LP Gas Inspection, 3125 Conner Blvd., Suite N, Tallahassee, Florida 32399-1650, phone: (850)921-4944. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Vicki O'Neil, Bureau Chief, Bureau of LP Gas Inspection, 3125 Conner Blvd., Suite N, Tallahassee, Florida 32399-1650, phone: (850)921-4944

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

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

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

**DEPARTMENT OF CORRECTIONS**

RULE NO.: 33-302.104  
RULE TITLE: Correctional Probation Officers Carrying Firearms

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to clarify deadlines for firearms training and qualification.

SUBJECT AREA TO BE ADDRESSED: firearms qualification and training for correctional probation officers.

SPECIFIC AUTHORITY: 20.315, 790.06, 944.09 FS.

LAW IMPLEMENTED: 20.315, 790.06, 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:

33-302.104 Correctional Probation Officers Carrying Firearms.

(1) through (2) No change.

(3) Authorization Procedures.

(a) through (d) No change.

(e) The weapon card shall expire on the last day of the month, one year from the date of issue ~~twelve months after the date of the initial qualification unless written documentation of annual qualification is submitted to the authorizing entity prior to the expiration of the weapon card.~~ The officer shall be required to successfully qualify annually within twelve months after the date of the initial qualification and every twelve months thereafter in order to remain qualified to carry a firearm.

(f) ~~Annual qualification must occur prior to the employee's weapon card expiration month. The new weapon card will be issued effective the date of the annual qualification.~~ If the weapon card has expired and the officer has not attended annual training, the officer will need to reapply to carry a firearm and demonstrate proficiency by successfully qualifying with the specified firearm.

(g) through (11) No change.

Specific Authority 20.315, 790.06, 944.09 FS. Law Implemented 20.315, 790.06, 944.09 FS. History—New 5-28-86, Amended 7-7-92, 12-20-92, 3-30-94, 9-27-94, 12-19-94, 3-8-95, 2-15-98, Formerly 33-24.013, Amended 3-4-01, 12-4-01, 8-13-03, 6-24-04, 7-13-05,\_\_\_\_\_.

**DEPARTMENT OF CORRECTIONS**

RULE NO.: 33-602.220  
RULE TITLE: Administrative Confinement

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to amend form DC4-650, Observation Checklist, to include Self Harm Observation Status and amend the descriptive names of the items allowed or issued to inmates in an observation status.

SUBJECT AREA TO BE ADDRESSED: Inpatient and Outpatient Observation.

SPECIFIC AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 944.09, 945.04 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:

33-602.220 Administrative Confinement.

(1) through (10) No change.

(11) Forms. The following forms referenced in this rule are hereby incorporated by reference. A copy of any of these forms may be obtained from the Forms Control Administrator, Office of Research, Planning and Support Services, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

(a) Form DC4-650, Observation Checklist, effective date 3-5-06.

(b) through (i) No change.

Specific Authority 944.09 FS. Law Implemented ~~20-315~~, 944.09, 945.04 FS. History—New 4-7-81, Amended 6-23-83, 3-12-84, Formerly 33-3.081, Amended 4-22-87, 8-27-87, 7-10-90, 12-4-90, 3-24-97, 4-26-98, 10-5-98, Formerly 33-3.0081, Amended 2-12-01, 2-5-02, 1-19-03, 4-1-04, 3-5-06, 10-31-06, \_\_\_\_\_.

**WATER MANAGEMENT DISTRICTS**

**Suwannee River Water Management District**

RULE NOS.:	RULE TITLES:
40B-2.031	Implementation
40B-2.041	Permits Required

PURPOSE AND EFFECT: The purpose of the rule development is to update these sections of Chapter 40B-2, Florida Administrative Code, to codify a new water use permit category. The effect of the rule development will be to provide for more a more efficient water use program.

SUBJECT AREA TO BE ADDRESSED: This proposed rule development will codify a new water use permit category to provide for a more efficient program.

SPECIFIC AUTHORITY: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.103, 373.118, 373.216, 373.219, 373.226, 373.244 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Linda

Welch, Administrative Assistant, Suwannee River Water Management District, 9225 C.R. 49, Live Oak, Florida 32060, (386)362-1001 or (800)226-1066 (FL only)

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

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE NO.:	RULE TITLE:
40D-4.091	Publications and Agreements Incorporated by Reference

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to allow a mitigation banker to request the District to require additional signatures, such as the representative of a financial institution providing funding for the mitigation bank, to authorize the withdrawal of mitigation credits.

SUBJECT AREA TO BE ADDRESSED: Mitigation bank credit release.

SPECIFIC AUTHORITY: 373.044, 373.046, 373.113, 373.171, 373.414 FS.

LAW IMPLEMENTED: 373.0361, 373.114, 373.171, 373.403, 373.413, 373.414, 373.416, 373.429, 373.441 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-4.091 Publications and Agreements Incorporated by Reference.

The following documents are hereby incorporated into this chapter and Chapters 40D-40 and 40D-400, F.A.C.:

(1) Environmental Resource Permitting Information Manual Part B, Basis of Review, Environmental Resource Permit Applications within the Southwest Florida Water Management District, ~~September 25, 2007~~. This document is available from the District upon request.

(2) through (4) No change.

Specific Authority 373.044, 373.046, 373.113, 373.171, 373.414 FS. Law Implemented 373.0361, 373.114, 373.171, 373.403, 373.413, 373.414, 373.416, 373.429, 373.441 FS. History—New 4-2-87, Amended 3-1-88, 9-11-88, 10-1-88, 4-1-91, 11-16-92, 1-30-94, 10-3-95, 12-26-95, 5-26-96, 7-23-96, 4-17-97, 4-12-98, 7-2-98, 12-3-98, 7-28-99, 8-3-00, 9-20-00, 6-12-01, 10-11-01, 2-27-02, 7-29-02, 3-26-03, 7-23-03, 8-3-03, 3-11-04, 6-7-04, 2-1-05, 6-30-05, 10-19-05, 2-8-06, 5-2-06, 7-1-07, 9-25-07, 11-26-07, \_\_\_\_\_.

Environmental Resource Permitting Information Manual  
Part B, Basis of Review

APPENDIX 4 – Basis of Review For The Establishment And Use of Mitigation Banks

- (1) through (5) No change.
- (6) Establishment of Mitigation Credits.
- (a) through (f) No change.
- (g) The District shall maintain a ledger of the mitigation credits available in each mitigation bank. Mitigation credits shall be withdrawn as a minor modification of the mitigation bank permit.

(1) through (2) No change.

(3) At the request of the banker, the District shall require additional signatures to authorize the withdrawal of mitigation credits.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Division of Hotels and Restaurants**

RULE NO.: 61C-1.005                      RULE TITLE: Penalty Guidelines

PURPOSE AND EFFECT: The purpose of the proposed rule development is to codify guidelines for determining penalties in disciplinary actions against the division’s public food service and lodging licensees. The effect of the proposed rule development will be to provide licensees with standardized penalties that will be imposed on public food service and lodging establishments licensed by the division for failing to comply with the law.

SUBJECT AREA TO BE ADDRESSED: The proposed rule development will address penalty guidelines to be used in public food service and lodging disciplinary actions.

SPECIFIC AUTHORITY: 509.032 FS.

LAW IMPLEMENTED: 509.261 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Michelle Comingore, Operations Review Specialist, Division of Hotels

and Restaurants, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1012, telephone: (850)488-1133

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Cosmetology**

RULE NO.: 61G5-20.002                      RULE TITLE: Salon Requirements

PURPOSE AND EFFECT: The purpose of the rule amendment is to retain the requirement that a salon comply with local building and fire codes, however, it also makes it possible for a salon to submit an application online. The existing rule requires a salon to submit proof of compliance. The amended rule still requires compliance, however, it does not require the applicant to submit proof along with its application.

SUBJECT AREA TO BE ADDRESSED: Salon Requirements.

SPECIFIC AUTHORITY: 477.016, 477.025(2) FS.

LAW IMPLEMENTED: 477.025 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: Robyn Barineau, Executive Director, Board of Cosmetology, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G5-20.002 Salon Requirements.

(1) Prior to opening a salon, the owner shall:

(a) through (c) No change.

(d) Comply with all local building and fire codes. These requirements shall continue in full force and effect for the life of the salon. ~~Submit proof of compliance with all local building and fire codes.~~

(2) through (6) No change.

Specific Authority 477.016, 477.025(2) FS. Law Implemented 477.025 FS. History—New 4-22-81, Amended 9-11-81, 1-17-83, 8-10-83, 6-28-84, 10-6-85, Formerly 21F-20.02, Amended 6-18-86, 10-18-87, 8-20-90, 5-19-91, 1-30-92, 5-11-92, 4-15-93, 5-31-93, Formerly 21F-20.002, Amended 1-9-95, 4-5-95, 8-8-95, 2-28-96, 6-16-97, 8-27-98, 4-13-99, 8-1-05, 9-6-06, 2-25-07, \_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Cosmetology**

RULE NO.: 61G5-20.004                      RULE TITLE: Display of Documents  
 PURPOSE AND EFFECT: The Board proposes the rule amendment requiring all cosmetology or specialty salon licensees to display the Consumer Protection Notice.  
 SUBJECT AREA TO BE ADDRESSED: Display of Documents.  
 SPECIFIC AUTHORITY: 477.016, 477.025(2) FS.  
 LAW IMPLEMENTED: 477.025 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: Robyn Barineau, Executive Director, Board of Cosmetology, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G5-20.004 Display of Documents.  
 (1) through (2) No change.

(3) By July 1, 2008, all holders of a cosmetology or specialty salon license shall display at each footbath a copy of the Consumer Protection Notice regarding footbaths, sanitation, and safety. Copies of this notice (revised 10/15/07, and incorporated herein by reference) may be obtained from the Department of Business and Professional Regulation at 1940 North Monroe St., Tallahassee, FL 32399-0783, and the Call Center by calling (850)487-1395.

Specific Authority 477.016, 477.025(2) FS. Law Implemented 477.025 FS. History--New 11-2-80, Amended 10-10-82, 6-28-84, 10-6-85, Formerly 21F-20.04, 21F-20.004, Amended 3-22-00, 12-6-06, \_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Cosmetology**

RULE NO.: 61G5-32.001                      RULE TITLE: Continuing Education  
 PURPOSE AND EFFECT: Continuing education providers are required to submit proof electronically to DBPR that a licensee has taken a course. Section 455.2178(1), Florida Statutes, was recently amended to provide a specific time period within which the providers must submit the proof. The amendment conforms the rule to the specific time period provided by the statute.

SUBJECT AREA TO BE ADDRESSED: Continuing Education.  
 SPECIFIC AUTHORITY: 455.2178, 455.2179, 455.219(3), 455.2228, 477.016, 477.019(7) FS.  
 LAW IMPLEMENTED: 455.2178, 455.2179, 455.219(3), 455.2228, 477.019(7) 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: Robyn Barineau, Executive Director, Board of Cosmetology, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G5-32.001 Continuing Education.  
 (1) through (5) No change.  
 (6) PROVIDER APPROVAL AND REQUIREMENTS.  
 (a) through (d) No change.  
 (e) ~~Beginning November 1, 2001,~~ Continuing education providers shall electronically provide to the Department the list of attendees at each of its offered courses within 30 business days of the completion of the course, ~~or prior to the end of the renewal cycle, whichever occurs first.~~ However, the continuing education provider shall electronically report to the Department completion of a licensee's course within 10 business days beginning on the 30th day before the renewal deadline or prior to the renewal date, whichever occurs sooner. For home study courses, the provider shall electronically supply the list of those individuals successfully completing the course by the 5th of the month following the calendar month in which the provider received documentation and was able to determine the successful completion of the course by the individual. This list shall include the provider's name and provider number, the name and license or registration number of the attendee, the date the course was completed, and the course number. All documents from the provider shall be submitted electronically to the Department and must be in a form as agreed to by the Department with the provider. Failure to comply with the time and form requirements will result in disciplinary action taken against the provider and the course approval. Each continuing education provider shall maintain records of attendance or completion for all continuing education courses offered or taught by the provider for a period of not less than four years following the offering of each course or the receipt of documentation of completion of a home study course. Upon request, these records shall be made available for inspection by the Department or its agent, or the private entity contracted with by the Department to administer the continuing

education program at such reasonable time and location as determined by the Department or its agent, or the private entity. The list of attendees submitted electronically to the Department shall not include the names of applicants taking the course for initial licensure pursuant to Rule 61G5-18.011, F.A.C.

- (f) through (j) No change.
- (7) through (8) No change.

Specific Authority 455.2178, 455.2179, 455.219(3), 455.2228, 477.016, 477.019(7) FS. Law Implemented 455.2178, 455.2179, 455.219(3), 455.2228, 477.019(7) FS. History--New 3-25-99, Amended 2-28-00, 7-27-00, 7-29-01, 7-1-02, 12-6-06,

**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**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
62-814.100	Intent, Findings, Basis of Standards, and Research Needs
62-814.300	General Technical Requirements
62-814.450	Electric and Magnetic Field Standards

**PURPOSE AND EFFECT:** Implementation of subsections 403.061(30) and 403.523(10), F.S.

**SUBJECT AREA TO BE ADDRESSED:** Revisions to the rule provisions on electric and magnetic fields.

**SPECIFIC AUTHORITY:** 403.061(7), 403.523(1) FS.

**LAW IMPLEMENTED:** 403.061(30), 403.523(10) 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: Ms. Landa Korokous at (850)245-8002. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Ms. Landa Korokous at Florida Department of Environmental Protection, Siting Coordination Office, 2600 Blair Stone Road, MS 48, Tallahassee, Florida 32399-2400; or [landa.korokous@dep.state.fl.us](mailto:landa.korokous@dep.state.fl.us), phone (850)245-8002

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**Division of Beaches and Shores**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
62B-34.150	Lee County
62B-34.160	Collier County
62B-34.170	Sarasota County
62B-34.180	Manatee County
62B-34.190	Charlotte County
62B-34.200	Bay County
62B-34.210	Escambia County
62B-34.220	Franklin County
62B-34.230	Gulf County

**PURPOSE AND EFFECT:** To provide a streamlined permitting process in additional coastal counties for activities seaward of the Coastal Construction Control Line that do not cause measureable interference with the beach and dune system or with marine turtles and their nesting habitats, in accordance with current statutes.

**SUBJECT AREA TO BE ADDRESSED:** Addition of General Permit Lines in Lee, Collier, Sarasota, Manatee, Charlotte, Bay Escambia, Franklin, and Gulf Counties.

**SPECIFIC AUTHORITY:** 161.053 FS.

**LAW IMPLEMENTED:** 161.0535, 161.054 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:**

**TIME AND DATE:** Wednesday, January 9, 2008, 1:00 p.m. – 5:00 p.m.

**PLACE:** Bureau of Beaches and Coastal Systems Training Room #307, 5050 West Tennessee St., Bldg. B, Tallahassee, FL 32304

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: Amy B. Albanese, Department of Environmental Protection, Bureau of Beaches and Coastal Systems, Mail Station #300, 3900 Commonwealth Blvd., Tallahassee, Florida 32399-3000, (850)580-7843, or by e-mail at: [Amy.Albanese@dep.state.fl.us](mailto:Amy.Albanese@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 PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Amy B. Albanese, as cited above

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

**DEPARTMENT OF JUVENILE JUSTICE**

**Staff Training**

RULE NOS.:                   RULE TITLES:  
 63H-2.003                   Contracted Residential Staff  
 63H-2.005                   State Residential Staff

PURPOSE AND EFFECT: The rule amendments expand and specify the pre-service training requirements for state and contracted residential staff.

SUBJECT AREA TO BE ADDRESSED: The amended rule specifies the required elements for pre-service training, detailing the items to be covered in orientation, and adding topics for contracted residential staff.

SPECIFIC AUTHORITY: 20.316(1), 985.601(8) FS.

LAW IMPLEMENTED: 985.02(3)(c), 985.601(8) FS.

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

DATE AND TIME: Thursday, January 10, 2008, 10:00 a.m.

PLACE: DJJ Headquarters, 2737 Centerview Dr., General Counsel's Conference Room 3223, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Lydia Monroe, 2737 Centerview Dr., Ste. 3200, Tallahassee, FL 32399-3100, e-mail: lydia.monroe@djj.state.fl.us

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

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.:                   RULE TITLE:  
 64B8-4.025                   Licensure Under Supervision

PURPOSE AND EFFECT: The Board proposes the development of rule amendments to address licensure under supervision.

SUBJECT AREA TO BE ADDRESSED: Licensure under supervision.

SPECIFIC AUTHORITY: 458.309 FS.

LAW IMPLEMENTED: 458.311, 458.313, 458.3145, 458.315, 458.316, 458.3165, 458.317 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B8-4.025 Licensure Under Supervision.

When an applicant is certified for licensure, but said licensure is restricted in such a manner as to require a period of practice under supervision of another licensee approved by the Board, the applicant's license shall not be ~~issued~~ ~~activated~~ until a supervisor is approved by the Board. However, unless provided otherwise in the Board's Order, the person who is certified for licensure must have a supervisor approved ~~and must activate the license~~ within 12 months of the date the Board certifies the applicant for licensure. If the person certified for licensure does not ~~obtain an approved supervisor~~ ~~activate the license~~ within that 12 month period, the certification for licensure expires and the person must reapply for licensure.

(1) If an applicant is required to work under the direct supervision of another physician, "direct supervision" shall require the physical presence of the supervising physician on the premises so that the supervising physician is immediately available when needed.

(2) If an applicant is required to work under the indirect supervision of another physician, "indirect supervision" shall mean the responsible supervision of the licensee by a supervising physician, approved by the board, which supervision shall not require the physical presence of the supervising physician when procedures are performed, but shall require the supervisor to be reasonably available, so as to be physically present to provide consultation or direction in a timely fashion as required for appropriate care of the patient.

(3) The proposed supervisor, practice plans, and designation of an area of practice shall be reviewed by the Probation Committee which shall make recommendations to the Board. The Chairman of the Probation Committee may grant temporary approval of the proposed supervisor, practice plan, and designation of an area of practice. Final approval may not be granted until the proposed supervisor and the applicant appear before the Probation Committee unless the appearance requirement is waived by the Probation Committee.

Specific Authority 458.309 FS. Law Implemented 458.311, 458.313, 458.3145, 458.315, 458.316, 458.3165, 458.317 FS. History--New 9-21-93, Formerly 61F6-22.025, 59R-4.025, Amended \_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.:                   RULE TITLE:  
 64B8-5.001                   Examinations

PURPOSE AND EFFECT: The Board proposes the development of rule amendments to address applicants who passed Step 2 of the USMLE prior to June 2004.

SUBJECT AREA TO BE ADDRESSED: Step 2 of the USMLE.

SPECIFIC AUTHORITY: 456.017(1), 458.309, 458.311(1)(h), 458.313(4) FS.

LAW IMPLEMENTED: 456.017(1), (2), 458.311, 458.313 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: Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B8-5.001 Examinations.

(1) No change.

(2) Any applicant who attempts to qualify for licensure by successfully completing the USMLE first used in 1994 shall meet the following requirement: An applicant must achieve a weighted score of no less than 75 on each step in order to be eligible for licensure in Florida. Any applicant who passed Step 2 of the USMLE prior to June 2004, is not required to complete the Clinical Skills portion of Step 2.

(3) through (4) No change.

Specific Authority 456.017(1), 458.309, 458.311(1)(h), 458.313(4) FS. Law Implemented 456.017(1), (2), 458.311, 458.313 FS. History—New 12-5-79, Amended 11-10-82, 11-28-84, 3-13-85, 8-11-85, 12-4-85, Formerly 21M-21.01, Amended 2-16-86, 12-16-86, 5-10-89, Formerly 21M-21.001, Amended 5-9-94, Formerly 61F6-21.001, Amended 10-18-94, 1-2-95, Formerly 59R-5.001, Amended 8-18-98, 2-3-00, 8-20-02, 6-9-05, \_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Nursing Home Administrators**

RULE NO.: 64B10-11.001 RULE TITLE: Application for Examination

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify the form needed for application for licensure and to provide the Department of Health website where the form can be obtained.

SUBJECT AREA TO BE ADDRESSED: Application licensure fee.

SPECIFIC AUTHORITY: 456.033(7), 468.1685(1), (2), 468.1695(1) FS.

LAW IMPLEMENTED: 456.033(6), 468.1685(2), 468.1695(1) FS.

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

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

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

**DEPARTMENT OF HEALTH**

**Board of Nursing Home Administrators**

RULE NO.: 64B10-12.002 RULE TITLE: Application for Licensure

PURPOSE AND EFFECT: The Board proposes the rule amendment to eliminate the application fee for a license by endorsement.

SUBJECT AREA TO BE ADDRESSED: Application for licensure.

SPECIFIC AUTHORITY: 468.1685(1), 468.1695(2) FS.

LAW IMPLEMENTED: 456.013(2), 468.013(2), 468.1685(4), 468.1705(1), 468.1735 FS.

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

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

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

**DEPARTMENT OF HEALTH**

**Board of Nursing Home Administrators**

RULE NO.: 64B10-15.002 RULE TITLE: Criteria for Approved Continuing Education

PURPOSE AND EFFECT: The Board proposes the rule amendment to delete unnecessary language and to add language to clarify the criteria for approved continuing education.

SUBJECT AREA TO BE ADDRESSED: Criteria for approved continuing education.



SPECIFIC AUTHORITY: 468.1685(1), 468.1725(3) FS.  
 LAW IMPLEMENTED: 456.013, 468.1715, 468.1725 FS.  
 IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

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

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

## DEPARTMENT OF HEALTH

### Board of Nursing Home Administrators

RULE NO.:                   RULE TITLE:  
 64B10-15.0021            Approved Providers

PURPOSE AND EFFECT: The Board proposes the rule amendment to update the rule title; delete unnecessary language and add the reference to Rule 64B10-12.017, F.A.C., to the rule; and add new language regarding requirements for licensees seeking approval status of a continuing education program.

SUBJECT AREA TO BE ADDRESSED: Criteria for approval for a continuing education provider.

SPECIFIC AUTHORITY: 468.1685, 468.1725 FS.

LAW IMPLEMENTED: 456.1685(5), 468.1715, 468.1725 FS.  
 IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

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

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

## DEPARTMENT OF HEALTH

### Board of Nursing Home Administrators

RULE NO.:                   RULE TITLE:  
 64B10-16.002            Preceptor

PURPOSE AND EFFECT: The Board proposes the rule amendment to revise the requirements and form to become a preceptor.

SUBJECT AREA TO BE ADDRESSED: Preceptor.

SPECIFIC AUTHORITY: 468.1685(1), 468.1695(4) FS.

LAW IMPLEMENTED: 468.1695 FS.

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

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

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

## DEPARTMENT OF HEALTH

### Board of Pharmacy

RULE NO.:                   RULE TITLE:  
 64B16-26.1031            Influenza Immunization Certification Program

PURPOSE AND EFFECT: The Board proposes the rule promulgation to provide a criteria for approval of influenza immunization certification programs.

SUBJECT AREA TO BE ADDRESSED: Influenza Immunization Certification Program.

SPECIFIC AUTHORITY: 465.189(5) FS.

LAW IMPLEMENTED: 465.189, 465.005 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: Rebecca Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin C04, Tallahassee, Florida 32399-3254

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B16-26.1031 Influenza Immunization Certification Program.

The Board shall approve for initial certification of pharmacist administration of influenza immunizations, programs of study not less than 20 hours that includes coursework covering all of the following:

(1) Mechanisms of action for vaccines, contraindications, drug interactions, and monitoring after vaccine administration;

(2) Immunization Schedules;

(3) Immunization screening questions, provision of risk/benefit information, informed consent, recordkeeping, and electronic reporting into the statewide immunization registry through enrollment application DH Form 1997 herein incorporated by reference;

(4) Vaccine storage and handling;

(5) Bio-Hazardous waste disposal and sterile techniques;

(6) Entering, negotiating and performing pursuant to physician oversight protocols;

(7) Community immunization resources and programs;

(8) Identifying, managing and responding to adverse incidents including but not limited to potential allergic reactions associated with vaccine administration;

(9) Procedures and policies for reporting adverse events to the Vaccine Adverse Event Reporting System (VAERS);

(10) Reimbursement procedures and vaccine coverage by federal, state and local governmental jurisdictions and private third party payors;

(11) Administration techniques;

(12) The current influenza immunization guidelines and recommendations of the United States Department of Health Centers for Disease Control and Prevention;

(13) Review of Section 465.189, F.S.; and

(14) Cardiopulmonary Resuscitation (CPR) training.

Successful completion of the certification program must include a successful demonstration of competency in the administration technique and a cognitive examination.

Specific Authority 465.189(5) FS. Law Implemented 465.189, 465.005 FS. History—New \_\_\_\_\_.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

RULE NO.: 68-5.004  
 RULE TITLE: Certified Non-native Wildlife Adoption

PURPOSE AND EFFECT: The purpose of this rule development effort is to establish a procedure and standards for the persons adopting non-native animals to help prevent illegal release of non-native fish and wildlife, including certification requirements for facilities, required knowledge of adopted animals, and absence of certain wildlife-related criminal violations. The effect of this effort should be to assist in the prevention of the release of harmful non-native species in Florida.

SUBJECT AREA TO BE ADDRESSED: Non-native species; wildlife adoption.

SPECIFIC AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: 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 DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

68-5.004 Certified Non-native Wildlife Adoption.

(1) There is hereby established a certified nonnative adoption program for the purpose of allowing persons certified pursuant to this rule to accept nonnative fish or wildlife from persons who have not obtained a permit from the Commission for possession of such fish or wildlife. Persons relinquishing nonnative fish or wildlife to a person certified pursuant to this rule are hereby deemed not to be in violation of any rule of the Commission requiring a permit to possess the relinquished animal.

(2) Applicants for certification to adopt nonnative fish and wildlife shall:

(a) Be at least 18 years of age at the time of application.

(b) Not be under investigation for or have been convicted of any:

1. Felony offense;

2. Violation of captive wildlife regulations in Chapter 68A-6, F.A.C.;

3. Violation of §828, F.S., involving cruelty to animals; or

4. State or federal violation involving importation of wildlife within three (3) years prior to the date of application.

(3) Applicants are subject to a criminal history background check conducted by the Commission.

(4) Applicants who adopt Class I, Class II, or Class III Captive Wildlife as specified in Rule 68A-6.005, F.A.C.; Reptiles of Concern as specified in Rule 68A-6.007; Conditional Species as specified in Rule 68-5.002, F.A.C.; or Prohibited Species as specified in Rule 68-5.003, F.A.C., shall hold a valid license or permit for the possession of these species at the date of adoption.

(5) Knowledge and Experience.

(a) Applicants must include a satisfactorily completed questionnaire that documents:

1. Applicant's knowledge of natural history, general husbandry, nutritional requirements, and behavioral characteristics of the species of nonnative fish or wildlife they desire to adopt;

2. Facilities at which nonnative fish or wildlife will be maintained;

3. Applicant's current captive wildlife permits and licenses; and

4. Current inventory of nonnative fish or wildlife

(b) Providing false information to document the applicant's experience, by the applicant or any reference, is prohibited as provided in Sections 837.012 and 837.06, F.S., and constitutes grounds for denial of certification.

(6) Facility requirements.

(a) All persons certified to adopt, keep or possess nonnative fish and wildlife species must provide safe, secure and proper housing in cases, cages, aquaria, pits or enclosures, as appropriate or required by Commission rules.

(b) All cages at facilities belonging to more than one licensee at the same facility location shall be clearly identified or visibly marked with the name of the licensee or other identifier to facilitate inventory inspections.

(7) Inspection.

(a) Facilities for adopted non-native fish and wildlife are subject to inspection and approval by Commission personnel.

(b) Adopted non-native fish and wildlife are subject to inspection by Commission personnel. Commission personnel shall determine whether animals are securely, properly and safely housed. In the event that the animals are not safely or properly housed, Commission personnel shall report the situation in writing to the person possessing such species. Failure of the possessor to correct the situation within 30 days after such written notice shall be grounds for revocation of the certification.

(8) Adopted non-native fish and wildlife species shall be transported in a manner that complies with other rules of the Commission for the particular species being transported.

(9) Reports.

(a) Certified adopters shall furnish complete and accurate reports before December 31 of each year, detailing the status and disposal of each specimen adopted under this certification to: Florida Fish and Wildlife Conservation Commission, Exotic Species Coordination Section, 620 South Meridian Street, Tallahassee, FL 32399-1600.

(b) Certified adopters shall notify the Commission prior to the transfer of any Class I or Class II wildlife.

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

RULE NO.: 68A-23.004  
 RULE TITLE: Lawful Methods for Using Trotlines and Bush Hooks or Set Lines

PURPOSE AND EFFECT: The purpose and effect of this rule development effort is to establish or revise rule provisions, during calendar year 2008, and to provide a forum for the public to provide input on proposed changes relating to lawful methods for using trotlines and bush hooks or set lines for taking freshwater fish. The effect should be to protect and ensure conservation of freshwater fish populations.

SUBJECT AREA TO BE ADDRESSED: Trotlines, bush hooks, set lines used to take freshwater fish.

SPECIFIC AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.  
 IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.:	RULE TITLES:
68B-14.0035	Size Limits: Amberjacks, Black Sea Bass, Gray Triggerfish, Grouper, Hogfish, Red Porgy, Snapper
68B-14.00355	Size Limits for Importation and Sale
68B-14.0036	Recreational Bag Limits: Snapper, Grouper, Hogfish, Black Sea Bass, Red Porgy, Amberjacks, Tilefish, Exception, Wholesale/Retail Purchase Exemption
68B-14.0038	Recreational Red Snapper Season
68B-14.0045	Commercial Harvest Requirements; Licenses, Season Closures, Bag and Trip Limits
68B-14.005	Regulation and Prohibition of Certain Harvesting Gear: Allowable Gear, Incidental Bycatch, Violation

**PURPOSE AND EFFECT:** The purpose of these rule amendments is to modify the Commission’s Reef Fish Rule to become consistent with federal reef fish regulations for red snapper in the Gulf of Mexico. Based on federally established benchmarks, the red snapper stocks in the Gulf of Mexico are overfished and have been undergoing overfishing since the late 1980’s. The most recent red snapper stock assessment (2005) indicates continued overfishing is compromising the objectives of the Gulf of Mexico Fishery Management Council’s red snapper rebuilding plan, which is designed to end overfishing of red snapper by 2009 and to rebuild the red snapper stock to sustainable levels by 2032. The Gulf of Mexico Fishery Management Council developed regulatory actions in Amendment 27 to their Reef Fish Fishery Management Plan, and Amendment 14 to their Shrimp Fishery Management Plan. Amendment 27/14 addresses recreational and commercial harvest of red snapper, and establishes bag limits, size limits, and seasons. The success of the red snapper rebuilding plan depends not only upon consistency with the bag limit, size limit, and the fishing season regulations in federal waters, but also with the five states in the Gulf of Mexico adopting rules that are consistent with the federal rules in Gulf state waters.

Florida plays a particularly important role in the success of the red snapper rebuilding plan because Florida’s recreational fishery accounts for a large proportion of the recreational red snapper catch, which is the primary source of red snapper fishing mortality in the eastern Gulf of Mexico. Not doing so will not only directly affect the rebuilding plan, but may affect Florida’s recreational red snapper fishery to a greater extent if it results in further restrictions on harvest in federal waters in the future, as the majority of the state’s recreational fishery occurs in federal waters. The effect of these rule amendments is that federal and state regulations will be consistently applied. Where practicable, this minimizes confusion with the public and aids enforceability.

**SUBJECT AREA TO BE ADDRESSED:** Reef fish, and more specifically, red snapper.

**SPECIFIC AUTHORITY:** Art. IV, Sec. 9, Florida Constitution.

**LAW IMPLEMENTED:** Art. IV, Sec. 9, Florida Constitution.

**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.**

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**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS:** James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:**

68B-14.0035 Size Limits: Amberjacks, Black Sea Bass, Gray Triggerfish, Grouper, Hogfish, Red Porgy, Snapper.

No person shall land, possess, unnecessarily destroy, purchase, exchange, sell or offer for sale any of the following species harvested in or from state waters, of a length less than set forth as follows:

- (1) through (6) No change.
- (7) Snapper (measured in terms of total length).
  - (a) through (i) No change.
  - (j)1. Red snapper harvested recreationally from the Gulf of Mexico 16 inches.
  - 2. Red snapper harvested commercially from the Gulf of Mexico 13 ~~15~~ inches.
  - (k) through (o) No change.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 12-31-98, Amended 3-1-99, Formerly 46-14.0035, Amended 1-1-00, 1-1-01, 1-1-01, 1-1-03, 9-16-05, 7-1-06, 7-1-07\_\_\_\_\_.

68B-14.00355 Size Limits for Importation and Sale.

(1) No person shall possess for purposes of sale, purchase, sell, or exchange any of the following species of a length less than set forth as follows:

- (a) through (e) No change.
- (f) Snapper (measured in terms of total length).
  - 1. Cubera snapper 12 inches.
  - 2. Dog snapper 12 inches.
  - 3. Gray (mangrove) snapper 12 inches.
  - 4. Lane snapper 8 inches.
  - 5. Mahogany snapper 12 inches.
  - 6. Mutton snapper 16 inches.
  - 7. Red snapper 13 ~~15~~ inches.
  - 8. Schoolmaster snapper 10 inches.
  - 9. Vermilion snapper 10 inches.
  - 10. Yellowtail snapper 12 inches.
  - (2) through (4) No change.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 1-1-03, Amended 9-16-05, 7-1-06, 7-1-07\_\_\_\_\_.

68B-14.0036 Recreational Bag Limits: Snapper, Grouper, Hogfish, Black Sea Bass, Red Porgy, Amberjacks, Tilefish, Exception, Wholesale/Retail Purchase Exemption.

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

(c) Red snapper. Except as provided elsewhere in this rule, no recreational harvester shall harvest in or from state waters of the Atlantic Ocean, nor possess while in or on state waters of the Atlantic Ocean, more than 2 red snapper per day, nor shall a recreational harvester harvest in or from state waters of the Gulf of Mexico, nor possess while in or on state waters of the Gulf of Mexico, more than 2 red snapper per day. On any vessel licensed to carry customers wherein a fee is paid, either directly or indirectly, for the purpose of taking or attempting to take marine fish, the applicable bag and possession limit specified in this rule shall not extend to the operator of such vessel or any person employed as a crewman of such vessel. Such bag and possession limit shall be counted for purposes of the aggregate snapper bag and possession limit prescribed in paragraph (a).

- (d) through (f) No change.
- (2) through (9) No change.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 12-31-98, Amended 3-1-99, Formerly 46-14.0036, Amended 10-22-99, 1-1-00, 3-6-00, 3-1-01, 1-1-03, 1-3-05, 9-16-05, 1-1-06, 7-1-06, 7-1-07, \_\_\_\_\_.

68B-14.0038 Recreational Red Snapper Season.

In all state waters of the Gulf of Mexico, the season for the recreational harvest and possession of red snapper shall be from June 1 through September 30 ~~April 15 through October 31~~, each year. Except for persons harvesting red snapper for commercial purposes pursuant to Rule 68B-14.0045, F.A.C., from October 1 through May 31 ~~November 1 through April 14~~, no person shall harvest in or from state waters of the Gulf of Mexico, nor possess while in or on state waters of the Gulf of Mexico, any red snapper.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 10-20-98, Formerly 46-14.0038, Amended 12-30-99, \_\_\_\_\_.

68B-14.0045 Commercial Harvest Requirements; Licenses, Season Closures, Bag and Trip Limits.

- (1) Licenses.
- (a) Each person harvesting any of the species listed in subsection 68B-14.001(2), F.A.C., for commercial purposes in state waters shall possess a valid saltwater products license with a restricted species endorsement and:

1. If fishing in state waters of the Atlantic Ocean, either a valid transferable commercial permit or a trip-limited commercial permit for South Atlantic snapper-grouper.

2. If fishing in state waters of the Gulf of Mexico, a valid commercial reef fish permit, except as provided in subparagraph 3.

3. For a person aboard a vessel, for which a commercial vessel permit for Gulf reef fish has been issued, to fish for, possess, or land red snapper, regardless where harvested or possessed, a Gulf red snapper IFQ vessel endorsement issued to and possessed aboard the vessel.

(b) The requirement of a valid commercial vessel permit for Gulf reef fish in subsection (1) shall not apply to the harvest of bank sea bass, black sea bass, rock sea bass, or red porgy for commercial purposes in the Gulf of Mexico.

(c)(b) Each person harvesting any of the species listed in subsection 68B-14.001(2), F.A.C., for commercial purposes in the Atlantic Ocean who is required to possess either or both of the federal permits listed in paragraph (a) is subject to any federal vessel possession limits that apply in the adjacent EEZ and shall not possess in or on state waters of the Atlantic Ocean more fish or pounds than specified in the federal regulations.

(d)(e) No person harvesting for commercial purposes pursuant to this subsection shall sell or attempt to sell any of the indicated species, or any part of the indicated species, without possessing and presenting to the purchaser the state and federal licenses and permits specified in paragraph (a). No wholesale dealer, as defined in Section 370.07(1), F.S., shall purchase any of these species, or any part thereof, without confirming that the seller thereof possesses the state and federal licenses and permits specified in this rule.

- (2) through (3) No change.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 2-1-90, Amended 12-31-92, 10-18-93, 3-1-94, 6-15-95, 1-1-96, 11-27-96, 12-31-98, 3-1-99, Formerly 46-14.0045, Amended 1-1-00, 3-6-00, 1-1-01, 3-1-01, 6-1-01, 1-1-03, 7-15-04, 5-20-05, 9-16-05, 3-10-06, 7-1-07, \_\_\_\_\_.

68B-14.005 Regulation and Prohibition of Certain Harvesting Gear: Allowable Gear, Incidental Bycatch, Violation.

- (1) through (2) No change.
- (3) Required gear in the Gulf reef fish fishery. For a person on board a vessel to fish for Gulf reef fish the vessel must possess on board and such person must use the gear specified in subsections 1., 2., and 3.

- 1. Non-stainless steel circle hooks. Non-stainless steel circle hooks are required to be used on hook and line gear when fishing with natural baits.
- 2. Dehooking devices. At least one dehooking device is required and must be used to remove hooks embedded in Gulf reef fish with minimum damage. The dehooking device must be constructed to allow the hook to be secured and the barb shielded without re-engaging during the removal process. The

dehooking device must be blunt, and all edges rounded. The device must be of a size appropriate to secure the range of hook sizes and styles used in the Gulf reef fish fishery.

3. Venting tool. At least one venting tool is required and must be used to deflate the swimbladders of Gulf reef fish to release the fish with minimum damage. This tool must be a sharpened, hollow instrument, such as a hypodermic syringe with the plunger removed, or a 16-gauge needle fixed to a hollow wooden dowel. A tool such as a knife or an ice-pick may not be used. The venting tool must be inserted into the fish at a 45-degree angle approximately 1 to 2 inches (2.54 to 5.08 centimeters) from the base of the pectoral fin. The tool must be inserted just deep enough to release the gases, so that the fish may be released with minimum damage.

~~(4)(3)~~ Violation. Possession of any of the species specified in subsection 68B-14.001(2), F.A.C., beyond the bycatch allowance in paragraph (2)(a), aboard a vessel fishing in state waters, while also in possession of unauthorized gear, constitutes a violation of subsections (1) and (2).

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 12-11-86, Amended 2-1-90, 3-1-94, 10-4-95, 7-15-96, 1-1-98, 12-31-98, 6-1-99, Formerly 46-14.005, Amended 1-1-03, 3-1-05, 7-17-05, 7-1-07, \_\_\_\_\_.

**DEPARTMENT OF FINANCIAL SERVICES  
Division of Funeral, Cemetery, and Consumer Services**

RULE NOS.:	RULE TITLES:
69K-17.003	Fees for Part III Licensees
69K-17.010	Inactive Status Fee
69K-17.011	Reactivation Fee

PURPOSE AND EFFECT: The proposed amendments correct citations and clarify the current Board rules. The proposed amendment also adopts application forms that applicants for a funeral director, embalmer, or a combination funeral director/embalmer license can use to obtain or renew a provisional or temporary license.

SUBJECT AREA TO BE ADDRESSED: Provisional licenses and fees for embalmers, funeral directors, or combination funeral director/embalmer.

SPECIFIC AUTHORITY: 497.103(1)(bb), (5)(a), 497.140, 497.365, 497.368(3), 497.369(5), 497.373(3), 497.374(5), 497.378, 497.379 FS.

LAW IMPLEMENTED: 497.140, 497.365, 497.368(3), 497.369(5), 497.373(3), 497.374(5), 497.378, 497.379 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: Tuesday, January 8, 2008, 2:00 p.m.  
PLACE: Alexander Building, 2020 Capital Circle, S.E., 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: Diana Marr (850)413-3039 or diana.marr@fldfs.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

69K-17.003 Fees for Part III Licensees.

(1) Licenses ~~and registrations~~ shall be renewed in accordance with the rules of the Department.

(2) The following biennial active status fees are prescribed by the Board:

(a) Biennial active status fee for an embalmer license ~~of embalmer~~ shall be ~~one hundred sixty dollars~~ (\$160.00).

(b) Biennial active status fee for a funeral director license ~~of funeral director~~ shall be ~~two hundred fifty dollars~~ (\$250.00).

(c) Biennial active status fee for ~~license renewal of a~~ combination funeral director/embalmer license shall be ~~two hundred fifty dollars~~ (\$250.00).

(3) Persons initially licensed in the first year of the biennial period shall pay the full fees ~~as~~ established in subsection ~~69K-17.003(2), F.A.C.~~, in addition to the examination fees ~~as~~ established in Rule ~~69K-17.001 003~~, F.A.C.

(4) Persons initially licensed in the second year of the biennial period shall pay ~~fees of~~ one-half (50%) of the fees established in subsection ~~69K-17.003(2), F.A.C.~~, in addition to the examination fees ~~as~~ established in Rule ~~69K-17.001~~ 69K-17.003, F.A.C.

(5) ~~The fee for r~~Renewal of an inactive status ~~license~~ ~~or direct disposer~~ shall be ~~subject to a fee of \$50.00. The fee for r~~Renewal of an inactive status ~~license~~ for a combination funeral director/embalmer license shall be ~~subject to a fee of one hundred dollars~~ (\$100.00).

~~(6) In the event that a licensee or registrant changes name, legal documentation must be submitted to the Board office. A fee of \$25.00 will be required, in addition to the return of the original license. A duplicate license, reflecting the new name will be generated, upon receipt of the original license and completion of these requirements. Documentation submitted will remain in the Department's possession.~~

~~(7) The fee for each duplicate license shall be \$25.00. To obtain a duplicate license, a licensee or registrant must file a signed statement with the Department that the license has been lost, stolen, or destroyed and pay the duplicate license fee to the Department. Upon receipt of such notification and payment of the fee, the Department shall generate a duplicate license.~~

~~(8) The fee for initial registration as a continuing education course provider shall be \$200.~~

~~(9) The fee for renewal of previously approved continuing education providers shall be \$200.~~

~~(10) The Department shall impose, in addition to all other fees, a special fee of \$5.00, upon each initial license or registration, and renewal thereof, to fund efforts to combat the unlicensed practice of funeral directing and embalming and the unlicensed operation of funeral establishments.~~

~~(6)(11) The fee for a temporary license for a funeral director, embalmer or combination funeral director/embalmer shall be fifty dollars (\$50.00).~~

~~(7)(12) The fees for a provisional licenses for a funeral director, embalmer or combination funeral director/embalmer shall be as follows:~~

~~(a) For a funeral director— \$50.00.~~

~~(b) For an embalmer— \$50.00.~~

(8) Applicants who did not request a provisional or temporary license when they applied for their permanent license as a funeral director, embalmer, or combination funeral director/embalmer may apply for a provisional or temporary license by submitting Form DFS-N1-1768, "Provisional or Temporary License, Application for Initial License," effective 10-06. A provisional or temporary license as a funeral director, embalmer, or combination funeral director/embalmer may be renewed only once by submitting Form DFS-N1-1769, "Provisional or Temporary License, Application for Renewal," effective 10-06. Both forms are incorporated by reference in Rule 69K-1.001, F.A.C., and can be obtained from the Department's website (<http://www.myfloridacfo.com>) or by contacting the Department of Financial Services, Division of Funeral, Cemetery and Consumer Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361.

Specific Authority 497.103(1)(bb), (5)(a), 497.140, 497.365, 497.368(3), 497.369(5), 497.373(3), 497.374(5), 497.378, 497.379 FS. Law Implemented 497.140, 497.365, 497.368(3), 497.369(5), 497.373(3), 497.374(5), 497.368, 497.373, 497.378, 497.379, 497.603 FS. History—New 11-11-79, Amended 8-18-82, 4-10-84, Formerly 21J-17.03, Amended 3-10-91, 11-15-92, Formerly 21J-17.003, Amended 4-10-94, 1-10-95, 5-1-96, 9-10-96, 10-13-97, 1-4-98, 2-16-98, 10-12-98, 11-11-99, Formerly 61G8-17.003, Amended \_\_\_\_\_.

69K-17.010 Inactive Status Fee.

A funeral director ~~or combination~~; funeral director/embalmer ~~or direct disposer~~ licensee shall pay an inactive status fee of \$130.00 when the licensee applies for inactive status. An embalmer licensee shall pay an inactive status fee of ~~eighty dollars (\$80.00)~~ when the licensee applies for inactive status.

Specific Authority 497.103(1)(bb), (5)(a), 497.365 FS. Law Implemented 497.365 FS. History—New 1-2-95, Amended 10-13-97, Formerly 61G8-17.010, Amended \_\_\_\_\_.

69K-17.011 Reactivation Fee.

The fee for reactivating an inactive embalmer ~~or~~; funeral director ~~or direct disposer~~ license shall be \$50.00. The fee for reactivating an inactive combination funeral director/embalmer license shall be ~~one hundred dollars (\$100.00)~~.

Specific Authority 497.103(1)(bb), (5)(a), 497.365 FS. Law Implemented 497.365 FS. History—New 4-4-95, Amended 10-13-97, Formerly 61G8-17.011, Amended \_\_\_\_\_.

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Funeral, Cemetery, and Consumer Services**

RULE NO.:  
69K-17.0035

RULE TITLE:  
Communicable Disease Education  
Required for Operational Personnel  
and Non-Licensed Individuals

PURPOSE AND EFFECT: The proposed amendment will implement the changes made by Chapter 2007-55, Laws of Florida, by including the Internet as one method by which the communicable disease education requirement of Section 497.162, F.S. can be fulfilled by operational personnel and nonlicensed individuals.

SUBJECT AREA TO BE ADDRESSED: Communicable disease education requirement for operational personnel and nonlicensed individuals.

SPECIFIC AUTHORITY: 497.103(1)(s), (5)(a), 497.162 FS.

LAW IMPLEMENTED: 497.162 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: Tuesday, January 8, 2008, 2:00 p.m.

PLACE: Alexander Building, 2020 S.E. Capital Circle, 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: Diana Marr (850)413-3039 or [diana.marr@fldfs.com](mailto:diana.marr@fldfs.com). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

69K-17.0035 Communicable Disease Education Required for Operational Personnel and Non-licensed Individuals.

(1) All unlicensed operational personnel affiliated with a direct disposal establishment, cinerator facility, removal service, refrigeration facility, or centralized embalming facility, and all nonlicensed unlicensed persons who will be involved in the removal or transportation of human remains for a funeral establishment, direct disposal establishment, or cinerator facility ~~shall must~~ successfully complete one Board approved course ~~approved by the Board~~ on communicable diseases, within 10 days after the date they become operational personnel for any entity that is regulated by licensed/registered under Chapter 497, F.S. ~~Additionally, all nonlicensed persons who will be involved in the removal or transportation of human remains for a funeral establishment must also successfully complete one Board approved course on communicable diseases.~~ The course shall consist of two (2) hours which may include the use of approved video-cassette courses, or other types of audio, video, Internet, or home study alternative nonclassroom courses ~~to fulfill the continuing education requirements.~~ Each person shall complete and pass a post course test with 75% correct score, to be graded by the course provider. All persons shall maintain documentation showing as proof of meeting this communicable disease health and safety education requirement as a condition of employment with any establishment, facility or service regulated under Chapter 497, F.S.

(2) Courses approved for 2 or more hours pursuant to paragraph 69K-17.0042(3)(c), F.A.C., can be used to fulfill this 2 hour communicable disease educational requirement ~~are also approved for this purpose.~~ The Department's website (<http://www.myfloridacfo.com>) has a list of approved continuing education providers that offer courses that will satisfy this communicable disease educational requirement.

Specific Authority 497.103(1)(s), (5)(a), 497.162 FS. Law Implemented 497.162 FS. History—New 4-10-94, Amended 9-10-96, 11-20-96, 6-24-01, Formerly 61G8-17.0035, Amended \_\_\_\_\_.

**FINANCIAL SERVICES COMMISSION**

**OIR— Insurance Regulation**

RULE NO.: 690-203.070  
RULE TITLE: Annual and Quarterly Reports

PURPOSE AND EFFECT: To establish the requirements for annual and quarterly reports submitted by prepaid limited health service organizations.

SUBJECT AREA TO BE ADDRESSED: This rule is being amended to reflect the correct forms to be used by the prepaid limited health service organizations in filing their quarterly and annual financial statements. The rule is being updated to require the filings to be submitted on the National Association of Insurance Commissioners (NAIC) Health blanks.

SPECIFIC AUTHORITY: 636.067 FS.

LAW IMPLEMENTED: 636.009(1)(f), 636.043, 626.058 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: January 29, 2008, 9:30 a.m.

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

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Marie Bachman, Office of Insurance Regulation, E-mail [Marie.Bachman@fldfs.com](mailto:Marie.Bachman@fldfs.com)

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

**Section II  
Proposed Rules**

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Dairy Industry**

RULE NOS.:	RULE TITLES:
5D-1.001	Documents Incorporated by Reference and Definitions
5D-1.003	Permits, Licenses and Inspections
5D-1.007	Dating; Standards for Milk, Milk Products, Manufactured Milk Products and Frozen Desserts
5D-1.012	Future Dairy Farms, Milk Plants, Manufacturing Milk Plants and Frozen Dessert Plants



PURPOSE AND EFFECT: The purpose of the rule amendment is to create rules governing manufacturing milk plants located within the State of Florida. It also updates the documents incorporated by reference and revision dates on required forms. The Department's purpose in creating these rules is to achieve compliance with Chapter 502, Florida Statutes, which was amended in the 2007 legislative session.

SUMMARY: The proposed rule changes create rules governing manufacturing milk plants located within the State of Florida, updates documents incorporated by definition and updates revision dates on required forms.

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: 502.014(6) FS.

LAW IMPLEMENTED: 502.012, 502.014, 502.053, 502.091 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: January 11, 2008, 10:00 a.m.

PLACE: Dairy Conference Room, 3125 Conner Boulevard, Room 27, Tallahassee, Florida 32399-1650

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Mr. Gary Newton, Chief, Bureau of Dairy Inspection, Division of Dairy Industry, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650, (850)487-1470. e-mail: newtong@doacs.state.fl.us

THE FULL TEXT OF THE PROPOSED RULES IS:

MILK, MILK PRODUCTS, MANUFACTURED MILK PRODUCTS AND FROZEN DESSERTS

5D-1.001 Documents Incorporated by Reference and Definitions.

(1) The following documents are incorporated by reference and shall apply in the interpretation and enforcement of Chapters 502 and 503, F.S.:

(a) Grade A Pasteurized Milk Ordinance ("PMO"), 2005~~4~~ Revision, Public Health Service/Food and Drug Administration ~~Publication No. 229~~, its Appendices and notes.

(b) 21 Code of Federal Regulations, Parts 101, 130.17, 131, ~~133~~ and 135, Revised April 1, 2003~~7~~.

(c) 7 Code of Federal Regulations, Part 58, Subpart B-~~58.101~~ (e),(g),(n),(t),(u),(v),(w); 58.125-58.131; 58.142, 58.147; 58.148 (B)-(F); 58.150-58.154; 58.205-58.247; ~~58.305-58.344; 58.405-58.445; 58.154~~ 58.605-58.645; ~~and 58.647-58.654; 58.705-58.732; and 58.805-58.811~~ Revised

January 1, 2007~~3~~. Copies of the foregoing may be obtained from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

(d) Frozen Desserts Processing Guidelines, 1st edition, October 1989. Available from Dairy and Egg Safety Branch Milk Safety Branch, HFS-3166~~26~~, Division of Plant and Dairy Food Safety Division of Cooperative Programs, Food and Drug Administration, 5100 Paint Branch Parkway, College Park, MD 20740-3835.

(e) through (g) No change.

(h) Milk for Manufacturing Purposes and its Production and Processing ("MMPPP"), September 1, 2005. Available from United States Department of Agriculture, Agricultural Marketing Service, Dairy Programs, Standardization Branch, 1400 Independence Ave. S.W., MS0230, Washington, D.C. 20250-0230.

(2) In addition to the definitions in Chapters 502 and 503, Florida Statutes, and those in the documents incorporated by reference herein, the following definitions shall apply:

(a) No change.

(b) "Bulk Milk Hauling Service" is any person who hauls or causes to be hauled bulk milk or milk products from a dairy farm, transfer station, receiving station or milk and milk products plant to another location, ~~and is included in the definition of "Milk Hauler" for purposes of permitting, enforcement and inspection requirements under this chapter.~~

(c) through (d) No change.

(e) "Department" is the Department of Agriculture and Consumer Services.

~~(f)(e)~~ "Depot" is any place, premise or establishment in which pasteurized mix, frozen desserts, defined products, ingredients, containers, or supplies are stored for further distribution.

~~(g)(f)~~ "Frozen Yogurt" is food which is prepared by freezing, while stirring, a mix composed of one or more of the optional dairy ingredients provided for in ice cream and frozen custard and which may contain other safe and suitable ingredients. Its dairy ingredients, with or without other ingredients, is (are) pasteurized and subsequently cultured with bacteria, *Lactobacillus bulgaricus* and *Streptococcus thermophilus*. The titratable acidity of the cultured frozen yogurt may not be less than 0.5 percent, calculated as lactic acid, except if the frozen yogurt is flavored by the addition of a non-fruit characterizing ingredient(s). Its milkfat content may not be less than 3.25 percent by weight, except that when bulky characterizing ingredients are used the percentage milkfat may not be less than 2.5 percent. The finished frozen yogurt shall weigh not less than 5 pounds per gallon.

(h) "Manufacturing Milk Plant" shall mean any place, premise, or establishment where milk or milk products for manufacturing purposes are received or handled for processing and/or distribution.

(i) “Manufactured milk products” include cheese, butter, non-Grade “A” milk powder, evaporated and condensed milk and such other products, for human consumption, as may be otherwise designated.

(g) “Regulatory agency” is the Department of Agriculture and Consumer Services.

(j)(h) “Single service container manufacturer” is included in the definition of “Milk Plant” for purposes of permitting, enforcement and inspection.

(k)(i) “Washing Station” is included in the definition of “Transfer Station” for purposes of permitting, enforcement and inspection.

(l)(j) “Sold” means a transfer of milk or milk products that involves any direct or indirect form of compensation in exchange for the right to acquire such milk or milk products.

Specific Authority 502.014, 503.031FS. Law Implemented 502.012, 502.014, 503.031, 502.053, 502.091 FS. History—New 7-24-70, Amended 1-26-81, 8-31-82, 10-9-86, Formerly 5D-1.01, Amended 12-29-88, 6-27-90, 8-29-93, 12-4-94, 7-2-95, 11-29-95, 10-15-03,

5D-1.003 Permits, Licenses and Inspections.

(1) General Permits.

(a) All Milk Plants, ~~Distributors~~, Washing Stations, Out-of-State Processors of Milk and Milk Products, Receiving Stations, Transfer Stations, Single Service Container Manufacturers and Operators of Milk Plants shall submit an application on Form DACS-05019 Application for Permit as a Manufacturer of Milk, Milk Products, Cheese, or Containers (Rev. 10/07 05/04), hereby incorporated by reference. Milk and Milk Product Distributors shall submit an application on Form DACS-05071 Application for Permit as a Distributor of Milk and Milk Products or Frozen Desserts (Rev. 10/07), hereby incorporated by reference. Copies may be obtained from the Department of Agriculture and Consumer Services, Division of Dairy Industry, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650. To secure and maintain a permit, the applicant must conform to and comply with the provisions of the PMO and Chapter 502, F.S.

(b) All Bulk Milk Hauling Services Milk Haulers shall submit an application on Form DACS-05012 Application for Permit as a Farm Bulk Milk Hauler or Hauling Service Permit (Rev. 10/07 05/04), hereby incorporated by reference. All Bulk Milk Hauler/Samplers shall submit an application on Form DACS-05060 Application for a Bulk Milk Hauler/Sampler (Rev. 10/07), hereby incorporated by reference. Copies may be obtained from the Department of Agriculture and Consumer Services, Division of Dairy Industry, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650. To secure and maintain a permit, the applicant must conform to and comply with the provisions of the PMO and Chapter 502, F.S.

(2) Milkfat Tester Permit. To secure and maintain a Milkfat Tester’s Permit, a person must:

(a) Submit, with the \$125.00 application fee, a properly completed Form DACS-05029 Application for Milkfat Tester’s License (Rev. 10/07 05/04), hereby incorporated by reference. Copies may be obtained from the Department of Agriculture and Consumer Services, Division of Dairy Industry, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650.

(b) Successfully complete on-site evaluation based on the criteria set forth in Chapter Section 502.032, F.S., and Section 6 of the PMO, conducted by the department regulatory agency.

(c) Successfully complete a set of split samples provided by the department regulatory agency, by analyzing with each method for which permitting is sought.

(d) Continue to demonstrate the knowledge, ability and equipment to conduct the analysis by the methods permitted and otherwise comply with Chapter Section 502.032, F.S. Florida Statutes, during the permit’s duration.

(e) Permitted milkfat testers, when changing from one approved method to another or when implementing an additional approved method, must give written notice to the department regulatory agency prior to installation of equipment so that an on-site inspection and evaluation can be conducted and permits amended.

(3) Licenses for Frozen Dessert Plants, both local and out-of-state, selling product in Florida.

(a) No change.

(b) Frozen dessert plants shall meet the following requirements in order to secure and maintain said license:

1. Submit, with the appropriate fee, a properly completed application on Form DACS-05016 Application for ~~Annual Florida State~~ License as a Wholesale Manufacturer of Frozen Desserts and/or ~~Frozen Desserts~~ Mix (Rev. 10/07 05/04), hereby incorporated by reference. Copies may be obtained from the Department of Agriculture and Consumer Services, Division of Dairy Industry, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650.

2. through 3. No change.

(4) Milk Producer’s Permit. All Milk Producers shall submit an application on Form DACS-05026, Application for Permit as a Florida Milk Producer (Rev. 10/07 05/04), hereby incorporated by reference. Copies may be obtained from the Department of Agriculture and Consumer Services, Division of Dairy Industry, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650. To secure and maintain a permit, the applicant must conform to and comply with the provisions of the PMO and Chapter Section 502.053, F.S.

(5) In-state Manufacturing Milk Plants, Temporary Marketing Permit (“TMP”) ~~All milk plants wishing to obtain a TMP shall submit an application of Form DACS 05059, Application for a Temporary Marketing Permit (Rev. 05/01), hereby incorporated by reference. Copies may be obtained from the Department of Agriculture and Consumer Services, Division of Dairy Industry, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650. The criteria for obtaining a~~

~~state TMP shall be the same as that for obtaining a federal TMP under 21 CFR Part 130.17. The fee for a state TMP shall be \$50.00.~~

(a) All in-state Manufacturing Milk Plants shall submit an application on Form DACS-05019 Application for Permit as a Manufacturer of Milk, Milk Products, Cheese, or Containers (Rev. 10/07), hereby incorporated by reference. Copies may be obtained from the Department of Agriculture and Consumer Services, Division of Dairy Industry, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650. To secure and maintain a permit, the applicant must conform to and comply with the provisions of the MMPPP and Chapter 502, F.S.

(b) Firms within the state holding a milk plant permit do not require an additional permit to process manufactured milk products but must comply with the provisions of the MMPPP.

(6) Penalties for Enforcement and Reinstatement of Permits and Licenses.

(a) No change.

(b) Milkfat Tester's Permit. Each permitted tester who fails to successfully complete one set of split samples shall have the permit placed in conditional status until the next set of split samples issued by the ~~department regulatory agency~~ has been successfully completed. A permit shall remain conditional for a period not to exceed six months. A milkfat tester shall not:

1. Fail to successfully complete two consecutive sets of split samples, or
2. Falsify records.

(c) Frozen Dessert Plant License.

1. When any requirement of Chapter 503, Florida Statutes, or rule under this chapter is violated, the license holder is subject to the suspension of his license. The ~~department regulatory agency~~ shall forego suspension of the license if the product or products in violation are not sold or offered for sale.

2. No change.

(d) Manufacturing Milk Plant Permit. Any manufacturing milk plant whose permit has been suspended may make written application for the reinstatement of its permit. The standards for reinstatement are those set forth in the MMPPP.

(7) Routine Inspections and Tests.

(a) Each business and individual regulated pursuant to this chapter shall permit access of officially designated persons to all parts of its establishment or facilities to determine compliance with the provisions of this chapter. A distributor, plant operator or hauler shall furnish the ~~department regulatory agency~~, for official use only, a true statement of the actual quantities of products manufactured, and a list of all sources of milk and milk products, records of inspections, tests, and pasteurization time and temperature records as requested. Whenever a milk tank truck has been cleaned and sanitized as required by the ~~department regulatory agency~~, the outlet valve and manhole dust cover shall be sealed.

(b) through (c) No change.

(d) Frozen Dessert ~~and Manufacturing Milk~~ Plants within the state shall be subject to inspections based upon the criteria and frequency established for milk plant inspections in the PMO. Sampling and testing shall be quarterly, unless test results indicate a more frequent sampling and testing is necessary. Raw milk cheeses shall be tested for pathogens semi-annually.

(e) Pasteurization systems in Manufacturing Milk Plants shall be subject to testing based upon the criteria and frequency established for milk plants in the PMO.

~~(f)~~ Milk Producers shall be subject to inspections based upon the criteria and frequency described in the PMO.

Specific Authority 502.014, 503.031 FS. Law Implemented 502.014, 502.032, 502.053, 502.091, 502.165, 502.231, 503.041, 503.031, 503.051 FS. History—Revised 9-21-67, Amended 1-26-81, 8-31-82, 8-16-84, Formerly 5D-1.03, Amended 10-9-86, 12-29-88, 6-27-90, 8-29-93, 7-2-95, 10-15-03, \_\_\_\_\_.

5D-1.007 Dating; Standards for Milk, Milk Products, Manufactured Milk Products and Frozen Desserts.

(1) Shelf-Life Dating and Expiration Dating.

(a) All milk and milk products shall be legibly labeled with their shelf-life date. The date or date code for frozen desserts and other manufactured milk products shall be approved by the ~~department regulatory agency~~ and shall indicate the date of manufacture of the product or the last day the product is to be offered for sale. The standards for labeling for all products shall be in accordance with 21 CFR, Part 101, adopted by reference in paragraph 5D-1.001(1)(b), F.A.C.

(b) through (d) No change.

(e) No milk or milk products shall be offered for sale as a grade A product after the shelf-life expiration date shown on the container. All milk and milk products offered for sale after the shelf-life expiration date will be deemed to be misbranded and subject to be impounded and made unsalable or otherwise disposed of by the ~~department regulatory agency~~, under the provisions of Section 502.021(2), Florida Statutes.

(f) No change.

(g) Each processor shall certify to the ~~department regulatory agency~~ the maximum shelf-life of each product in the hands of the consumer under normal storage conditions. Provided, however, the maximum shelf-life of fluid uncultured milk pasteurized at less than 270° F shall not exceed ten days from date of packaging unless technical supporting justification has been supplied to the ~~department regulatory agency~~, the ~~department agency~~ has confirmed such shelf-life claims, and specific authority to use a longer shelf-life has been granted by the ~~department agency~~.

(2) Shelf – Life Testing and Testing Procedures.

(a) Milk product samples shall be held at 43° F (plus or minus 2° F) for the shelf life period plus four (4) days and analyzed to determine that shelf-life expiration dates stated on the containers assure the consumer of acceptable quality milk

and milk products when kept under normal storage conditions. The temperature at the time of collection shall be officially recorded by the collector. Nothing herein contained shall be construed to prohibit the ~~department regulatory agency~~ from taking special samples for analysis and making special tests in order to assure all milk and milk products comply with the minimum standards of freshness, quality and palatability. In the event the ~~department regulatory agency~~ determines a processor's or a manufacturer's shelf-life for a given product is improper, the ~~department regulatory agency~~ shall immediately take such samples as are necessary for full and complete recheck of the shelf-life of the product. If the full and complete recheck confirms that the shelf-life of the product is improper, the ~~department regulatory agency~~ shall serve written notice on

the processor or manufacturer and the processor or manufacturer immediately upon receipt of such notice shall alter the shelf-life expiration date of the product to comply with the ~~department regulatory agency~~ tests. Compliance shall be with the next processing of the product after receipt of such ~~department regulatory agency~~ notice.

(b) No change.

(3) Chemical, bacteriological and temperature standards for manufacture of grade A products:  
Grade A raw milk for pasteurization, ultra pasteurization or aseptic processing

Temperature	<del>Cooled to 50° F (10° C) or less within four (4) hours or less, of the commencement of the first milking, and to 45° F (7° C) or less within two hours after the completion of milking. Provided, the blend temperature after the first and subsequent milkings does not exceed 50° F (10° C).</del>
Bacterial limits	<del>Individual producer milk not to exceed 100,000 CFU/ml. prior to commingling with other producer milk. Not to exceed 300,000 CFU/ml. as commingled milk prior to pasteurization.</del>
Drugs	<del>No positive result with drug residue methods referenced in Section 6 of the PMO.</del>
Somatic Cell Count	<del>Individual producer milk: Not to exceed 750,000 per ml. Goat milk: Not to exceed 1,000,000 per ml.</del>
<u>Temperature, Bacterial Limits, Drugs, and Somatic Cell Count</u>	<u>Standards shall be the same as those listed in Section 7 of the PMO.</u>
Added Water	Freezing point not to exceed -0.526° H.

Grade A pasteurized or ultra pasteurized milk and milk products and bulk shipment heat treated milk products

Temperature	<del>Cooled to 45° F (7° C) or less and maintained thereat.</del>
Bacterial limits*	<del>20,000 CFU/ml</del>
Coliform	<del>Not to exceed 10 CFU/ml., provided that, in the case of bulk milk transport tank shipments, shall not exceed 100 CFU/ml.</del>
Phosphatase	<del>Less than 1 microgram per ml. by the Seharer Rapid Method (less than 350 milliunits/L by the Fluorometric Procedure) or equivalent — not applicable to bulk shipped heat treated milk products.</del>
Drugs	<del>No positive result with drug residue methods referenced in Section 6 of the PMO.</del>
<u>Temperature, Bacterial Limits, Coliform, Phosphatase, and Drugs</u>	<u>Standards shall be the same as those listed in Section 7 of the PMO.</u>
Added Water	Freezing point not to exceed -0.526° H.

\*Not applicable to cultured products.

Grade A aseptically processed milk and milk products

Temperature	None
Bacterial Limits	<del>Less than 10 CFU/ml. of incubated products.</del>
Drugs	<del>No positive result with drug residue methods referenced in Section 6 of the PMO.</del>
<u>Temperature, Bacterial Limits and Drugs</u>	<u>Standards shall be the same as those listed in Section 7 of the PMO.</u>
Added Water	Freezing point not to exceed -0.526° H.

(4) Chemical, bacteriological and temperature standards for Frozen Desserts:  
Raw Milk and Cream

Temperature	Not to exceed 45° F (7° C).
Bacterial Limits	Milk – not to exceed 500,000 CFU/ml. In no case shall raw milk have a standard plate or direct microscopic clump count in excess of 1,000,000 CFU/ml; <del>Cream not to exceed 800,000 CFU/ml.</del>
Drugs	Milk and cream – No positive result with drug residue methods referenced in Section 6 of the PMO.
Somatic Cell Count	Not to exceed 750,000/ml; Goat’s milk – Not to exceed 1,500,000.

**Pasteurized and Ultra-Pasteurized Milk and Milk Products**

Temperature	<del>Cooled to 45° F (7° C) or less and maintained thereat.</del>
Bacterial Limits*	<del>50,000 CFU/ml.</del>
Coliform	<del>Not to exceed 10 CFU/ml, provided that, in the case of bulk milk transport tank shipments, shall not exceed 100 CFU/ml.</del>
Phosphatase	<del>Less than 1 microgram per ml. by the Scharer Rapid Method (less than 500 milliunits/L by the Fluorometric Procedure) or equivalent.</del>
Drugs	<del>No positive result with drug residue methods referenced in Section 6 of the PMO.</del>

\*Not applicable to cultured products

**Sterilized Milk and Milk Products**

Temperature	<del>None.</del>
Bacterial Limits	<del>Less than 10 CFU/ml of incubated products.</del>
Drugs	<del>No positive result with drug residue methods referenced in Section 6 of the PMO.</del>

**Frozen Desserts and Other Products Defined in this Chapter**

Temperature	Pasteurized Mix (plain) 45° F (7° C). Pasteurized Mix (flavored) 45° F (7° C). Frozen Desserts 0° F (-17.8° C). Other – 0° F (-17.8° C).
Bacterial Limits*	Pasteurized Mix (plain) 50,000 CFU/gram. Pasteurized Mix (flavored) 50,000 CFU/gram. Frozen Desserts – 50,000 CFU/gram. Other – 50,000 CFU/gram.
Drugs	No positive result with drug residue methods referenced in Section 6 of the PMO.
Coliform	Pasteurized Mix (plain) 10 CFU/gram. Pasteurized Mix (flavored) 20 CFU/gram. Frozen Desserts (plain) 10 CFU/gram. Frozen Desserts (bulky flavored) 20 CFU/gram. Other (plain) 10 CFU/gram. Other (bulky flavored) 20 CFU/gram.
Phosphatase	Less than 1 microgram per ml. <del>by the Scharer Rapid Method</del> (less than 500 milliunits/L by the Fluorometric Procedure) or equivalent.

\*Not applicable to cultured products

**Dry Dairy Products**

Dry dairy products used as ingredients in frozen desserts shall meet the requirements for “Extra Grade” or better as defined by the U.S. Standards for Grades for the particular product.

(5) Chemical, Bacteriological, and Temperature Standards for Manufactured Milk Products.

Raw milk for manufactured milk products

<u>Temperature</u>	<u>Cooled to 50° F (10° C) or less within four (4) hours or less, of the commencement of the first milking, and to 45° F (7° C) or less within two hours after the completion of milking. Provided, the blend temperature after the first and subsequent milkings does not exceed 50° F (10° C).</u>
<u>Bacterial limits</u>	<u>Individual producer milk not to exceed 500,000 CFU/ml. prior to commingling with other producer milk. Not to exceed 1,000,000 CFU/ml. as commingled milk prior to processing.</u>
<u>Drugs</u>	<u>No positive result with drug residue methods referenced in Section 6 of the PMO.</u>
<u>Somatic Cell Count</u>	<u>Individual producer milk: Not to exceed 750,000 per ml. Goat milk: Not to exceed 1,000,000 per ml.</u>

Cheeses made with pasteurized milk or pasteurized reconstituted milk

<u>Temperature</u>	<u>Cheeses shall comply with 7 CFR Part 58.154.</u>
<u>Coliforms</u>	<u>Not to exceed 10/gram.</u>
<u>Phosphatase</u>	<u>Negative</u>

Cheeses made from non-pasteurized (raw) milk shall comply with 7 CFR Part 58.439.

<u>Temperature</u>	<u>Cheeses shall comply with 7 CFR Part 58.154.</u>
<u>Coliforms</u>	<u>Not to exceed 10/gram.</u>
<u>Phosphatase</u>	<u>Negative</u>
<u>E. coli</u>	<u>&lt;1/gram</u>
<u>Pathogens</u>	<u>None</u>

Butter

<u>Temperature</u>	<u>Not to exceed 40°F.</u>
<u>Coliforms</u>	<u>Not to exceed 10/gram.</u>
<u>Mold</u>	<u>Not to exceed 20/gram.</u>

Specific Authority 502.014, 503.031 FS. Law Implemented 502.014, 502.042, 502.091, 503.031 FS. History—Revised 9-21-67, Amended 9-26-69, 12-24-71, 1-26-81, 8-31-82, 8-16-84, Formerly 5D-1.07, Amended 10-9-86, 5-19-87, 12-29-88, 6-27-90, 8-29-93, 12-4-94, 7-2-95, 10-15-03, \_\_\_\_\_.

5D-1.012 Future Dairy Farms, Milk Plants, Manufacturing Milk Plants and Frozen Dessert Plants.

(1) Milk barn, stable or parlor and milkhouse or room construction.

(a) through (h) No change.

(i) Properly prepared plans for all milk barns, stable or parlor and milkhouse or room regulated under this chapter which are hereafter constructed, reconstructed or extensively altered shall be submitted to the ~~department regulatory agency~~ for approval before work is begun.

(2) Milk plant, frozen dessert plant, receiving station or transfer station construction.

(a) No change.

(b) Ceiling. Ceilings shall ~~be have a minimum height of 12 feet except for refrigerator or cold storage rooms and~~ of a smooth finish impervious to water.

(c) Floors and drains. Floors shall be constructed of concrete or tile; slip proof and sloped to drain for drainage 1/4 inch per foot.

(d) through (e) No change.

(f) Stainless steel pipelines are properly identified. Identification shall be made with colored tape, plastic bands or a method which has been approved by the ~~department regulatory agency~~ and which will remain in place and retain its coloring under normal conditions of use. The following colors shall be used:

RED – RAW MILK LINES

BLUE – PASTEURIZED PRODUCTS LINES

GREEN – CLEANING SOLUTION LINES (SUPPLY AND RETURN)

YELLOW – WATER LINES (APPLICABLE TO STAINLESS STEEL LINES ONLY)

The direction of flow in each line shall also be indicated by an arrow on the pipe, tape, or plastic band. The proper placement of colored bands and directional arrows on pipelines shall be determined by the ~~department regulatory agency~~ to ensure easy identification of the product in the pipe and direction of flow.

(g) Properly prepared plans for all plants regulated under this chapter which are hereafter constructed, reconstructed or extensively altered shall be submitted to the ~~department regulatory agency~~ for approval before work is begun.

(3) Manufacturing milk plants.

(a) Properly prepared plans for all plants regulated under this chapter which are hereafter constructed, reconstructed or extensively altered shall be submitted to the department for approval before work is begun.

(b) Pasteurization equipment shall comply with all applicable requirements set forth in the PMO.

(c) All raw (non-pasteurized) milk cheese shall be aged in accordance with CFR 7 Part 58.439 and shall be aged at the manufacturing plant.

(d) Reconstituted milk used for making cheese shall be pasteurized or the cheese shall be aged in accordance with CFR 7 Part 58.439.

(e) Manufacturers of aged cheese shall maintain a log sheet showing the date and time each batch or lot of cheese was placed into and removed from the curing or aging room.

(f) Milk tank trucks used for hauling milk or milk products for manufacturing purposes shall comply with the PMO.

(g) Manufacturing milk plants in existence prior to the adoption of this rule shall have one (1) year from the date of adoption to comply with the requirements set forth in this rule.

Specific Authority 502.014, 503.031 FS. Law Implemented 502.014, 502.053, 502.091, 502.121, 503.031 FS. History—Revised 9-21-67, Amended 10-27-67, 3-19-69, 1-26-81, 8-16-84, Formerly 5D-1.12, Amended 6-27-90, 7-2-95, 10-15-03,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Gary Newton

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: John Miller

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 30, 2007, FAW Vol. 33, No. 48

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Standards**

RULE NOS.:	RULE TITLES:
5F-2.001	Standards
5F-2.002	Disposition of Below Standard Gasoline, Kerosene, Diesel Fuel Oils No. 1-D and No. 2-D, and Fuel Oils No. 1 and No. 2, and Alternative Fuels
5F-2.003	Registration and Identification
5F-2.005	Inaccurate Measuring Devices
5F-2.014	Adoption of the General Code and the Codes of Liquid-Measuring Devices, Liquefied Petroleum Gas and Anhydrous Ammonia Liquid-Measuring Devices, Hydrocarbon Gas Vapor-Measuring Devices, Vehicle-Tank Meters, and Vehicle Tanks Used as Measures of National Institute of Standards and Technology Handbook 44 and Meter Sealing Requirements

5F-2.016 Guidelines for Imposing Administrative Penalties

PURPOSE AND EFFECT: 1. Adopt current editions of ASTM International fuel quality specification designations for gasoline, diesel fuels, kerosene, fuel oils, and various alternative fuels listed in Chapter 5F-2, Florida Administrative Code, except as stated in subparagraphs 5F-2.001(1)(a)1.-3., F.A.C. of the proposed rule, so that the Department will use the most recent nationally recognized standards for petroleum products developed by a consensus organization;  
 2. Add “end point” distillation requirements to alternative fuels to protect consumers from contaminated fuel;  
 3. Define and include B99 with the existing B100 for use and specifications;  
 4. Revise the volatility requirements for certain alcohol blended fuels;  
 5. Redefine the term and standards for biodiesel blends to include fuel oil as a blending agent to concur with general practices.

The purpose and effect of amending Rule 5F-2.002, F.A.C. is to provide disposition processes for certain substandard fuels in order to create a modified process for less severely contaminated fuels.

The purpose and effect of amending Rule 5F-2.003, F.A.C. is to update the labeling requirements of certain fuels to make Department rules in accord with new federal labeling requirements and to add a web address for certain Department forms, making them more accessible.

The purpose and effect of amending Rule 5F-2.005, F.A.C., is to allow an alternative method for dealing with improperly registering petroleum fuel measuring devices that have been repaired. This will increase the efficiency of Department personnel.

The purpose and effect of amending Rule 5F-2.014, F.A.C., is to:

1. Add requirements to standards for petroleum fuel measuring devices to protect the consumer from fueling improperly or receiving short measure;
2. Adopt the 2007 edition of National Institute of Standards and Technology (NIST) Handbook 44 which contains specifications and testing criteria for liquid and vapor measuring devices in order to incorporate the most recent nationally recognized specifications and testing criteria for measuring devices developed by a consensus organization.

The purpose and effect of amending Rule 5F-2.016, F.A.C., is to update the penalty matrices to reflect the proposed changes in Chapter 5F-2, F.A.C.

SUMMARY: Proposed rule Chapter 5F-2, F.A.C., will specify that the most recent editions of ASTM International standards for fuels and other vehicular fluids are to be accepted for implementation. Changes and additions regarding specifications and labeling of these products are also addressed. New requirements for petroleum measuring devices

are addressed. Changes and/or updates for penalties for violations are addressed. The website to the Gasoline and Oil Inspection Affidavit form is added.

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: 525.037, 525.07, 525.14, 525.16, 526.09, 531.40, 531.41(3) FS.

LAW IMPLEMENTED: 525.01, 525.035, 525.037, 525.07, 525.14, 525.16, 526.01(1),(3), 531.40 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: January 14, 2008, 9:30 a.m. EST

PLACE: Florida Department of Agriculture and Consumer Services, Eyster Auditorium, 3125 Conner Blvd., Tallahassee, FL 32399-1650

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 24 hours before the workshop/meeting by contacting: Richard Kimsey, Bureau of Petroleum Inspection, 3125 Conner Blvd., Bldg. #1, Tallahassee, FL 32399-1650, Phone: (850)488-9740. 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: Matthew D. Curran, Ph.D., Chief, Bureau of Petroleum Inspection, 3125 Conner Blvd., Bldg. #1, Tallahassee, FL 32399-1650, phone: (850)488-9740

THE FULL TEXT OF THE PROPOSED RULES IS:

5F-2.001 Standards.

(1) Gasoline (includes gasoline blended with oxygenates).

The following specifications apply to gasoline sold or offered for sale in Florida. Specific variations or exemptions shall be considered by the Department of Agriculture and Consumer Services for gasoline designed for special equipment or service in accordance with Section 120.542, F.S., Variances and Waivers.

(a) Standards. All gasoline shall conform to the chemical and physical standards for gasoline as set forth in ASTM International designation D 4814-07a ~~D 4814-04b~~<sup>et</sup>, "Standard Specification for Automotive Spark-Ignition Engine Fuel," with the following exceptions:

1. Vapor Pressure Class Requirements: Gasoline containing one (1) through ten (10) percent ethanol by volume shall be allowed a 1.0 psi increase to the applicable vapor pressure class maximum from September 16 through May 31 (not applicable for gasoline/ethanol blend tankage at refineries, importers, pipelines, and terminals for the month of May). From June 1 (May 1 for gasoline/ethanol blend tankage at refineries, importers, pipelines, and terminals) through September 15, gasoline blends containing ethanol shall conform to the vapor pressure requirements and are entitled to the permissible increases provided by the Environmental Protection Agency (EPA) and outlined in ASTM International designation D 4814-07a, "Standard Specification for Automotive Spark-Ignition Engine Fuel."

2. Distillation Class Requirements: The base gasoline used to blend with ethanol shall meet the requirements of ASTM International designation D 4814-07a, "Standard Specification for Automotive Spark-Ignition Engine Fuel." Gasoline containing one (1) through ten (10) percent ethanol by volume shall be allowed a minimum distillation temperature of 158 °F at the fifty volume percent evaporated distillation point from April 1 (April 16 for end users) through October 31. Gasoline containing one through ten percent ethanol by volume shall be allowed a minimum distillation temperature of 150°F at the fifty volume percent evaporated distillation point from November 1 through March 31 (April 15 for end users).

3. Vapor Pressure Lock Protection Class Requirements: Gasoline containing one (1) through ten (10) percent ethanol by volume shall be allowed a minimum temperature of 116°F for a vapor-liquid ratio of twenty.

(b) Analysis. For purposes of inspection and testing, laboratory analyses shall be conducted using the methods recognized by ASTM International designation D 4814-07a ~~D 4814-04b~~<sup>et</sup>, "Standard Specification for Automotive Spark-Ignition Engine Fuel."

(c) No person shall sell or offer for sale gasoline in this state that does not comply with the following requirements:

1. The total ethanol content of gasoline shall not exceed ten percent (10.0%), by volume;

2. The total methanol and co-solvents content of gasoline shall not exceed ten percent (10.0%), by volume;

3. The total methyl tertiary butyl ether (MTBE) content of gasoline shall not exceed fifteen percent (15.0%), by volume;

4. The total ethanol and methyl tertiary butyl ether (MTBE) content of gasoline shall not exceed twelve percent (12.0%), by volume.

(2) Kerosene (Kerosine). The following specifications apply to kerosene No. 1-K and No. 2-K sold or offered for sale in Florida.



(a) Standards. All kerosene No. 1-K and No. 2-K shall conform to the chemical and physical standards for kerosene No. 1-K and No. 2-K as set forth in ASTM International designation D 3699-06 ~~D-3699-04~~, "Standard Specification for Kerosine."

(b) Analysis. For purposes of inspection and testing, laboratory analyses shall be conducted using the methods recognized by ASTM International designation D 3699-06 ~~D-3699-04~~, "Standard Specification for Kerosine."

(3) Diesel Fuel Oils No. 1-D and No. 2-D. The following specifications apply to diesel fuel oils No. 1-D and No. 2-D sold or offered for sale in Florida.

(a) Standards. All diesel fuel oils No. 1-D and No. 2-D shall conform to the chemical and physical standards for diesel fuel oils No. 1-D and No. 2-D as set forth in ASTM International designation D 975-07b ~~D-975-04e<sup>6†</sup>~~, "Standard Specification for Diesel Fuel Oils."

(b) Analysis. For purposes of inspection and testing, laboratory analyses shall be conducted using the methods recognized by ASTM International designation D 975-07b ~~D-975-04e<sup>6†</sup>~~, "Standard Specification for Diesel Fuel Oils."

(4) Fuel Oils No. 1 and No. 2. The following specifications apply to fuel oils No. 1 and No. 2 sold or offered for sale in Florida.

(a) Standards. All fuel oils No. 1 and No. 2 shall conform to the chemical and physical standards for fuel oils No. 1 and No. 2 as set forth in ASTM International designation D 396-07 ~~D-396-04~~, "Standard Specification for Fuel Oils."

(b) Analysis. For purposes of inspection and testing, laboratory analyses shall be conducted using the methods recognized by ASTM International designation D 396-07 ~~D-396-04~~, "Standard Specification for Fuel Oils."

(5) Alternative Fuels.

- (a) 1. Methanol, denatured ethanol, or other alcohols;  
2. Denatured Ethanol.

a. Standards. All denatured fuel ethanol shall conform to the chemical and physical standards for denatured fuel ethanol as set forth in the ASTM International designation D 4806-07 ~~D-4806-04a~~, "Standard Specification for Denatured Fuel Ethanol for Blending with Gasolines for Use as Automotive Spark-Ignition Engine Fuel."

b. Analysis. For purposes of inspection and testing, laboratory analyses shall be conducted using the methods recognized by the ASTM International designation D 4806-07 ~~D-4806-04a~~, "Standard Specification for Denatured Fuel Ethanol for Blending with Gasolines for Use as Automotive Spark-Ignition Engine Fuel."

(b) Mixtures containing 85% by volume of methanol, denatured ethanol, or other alcohols with gasoline or other fuels, or such other percentage, determined acceptable in the

specifications for such mixtures as adopted in this section to provide for requirements relating to cold start, safety, or vehicle functions:

1. E85 Fuel Ethanol. The following specifications apply to E85 Fuel Ethanol sold or offered for sale in Florida.

a. Standards. All E85 Fuel Ethanol shall conform to the chemical and physical standards for Fuel Ethanol as set forth in the ASTM International designation D 5798-07 ~~D-5798-99~~, "Standard Specification for Fuel Ethanol (Ed75-Ed85) for Automotive Spark-Ignition Engines;" with the following addition: All E85 Fuel Ethanol shall conform to the end-point distillation temperature requirements for gasoline, as defined in subsection 5F-2.001(1), F.A.C.

b. Analysis. For purposes of inspection and testing, laboratory analyses shall be conducted using the methods recognized by the ASTM International designation D 5798-07 ~~D-5798-99~~, "Standard Specification for Fuel Ethanol (Ed75-Ed85) for Automotive Spark-Ignition Engines."

2. M85 Fuel Methanol. The following specifications apply to M85 Fuel Methanol sold or offered for sale in Florida.

a. Standards. All M85 Fuel Methanol shall conform to the chemical and physical standards for Fuel Methanol as set forth in the ASTM International designation D 5797-07 ~~D-5797-96~~, "Standard Specification for M85 Fuel Methanol (M70-M85) for Automotive Spark-Ignition Engines;" with the following addition: All M85 Fuel Methanol shall conform to the end-point distillation temperature requirements for gasoline, as defined in subsection 5F-2.001(1), F.A.C.

b. Analysis. For purposes of inspection and testing, laboratory analyses shall be conducted using the methods recognized by the ASTM International designation D 5797-07 ~~D-5797-96~~, "Standard Specification for M85 Fuel Methanol (M70-M85) for Automotive Spark-Ignition Engines."

(c) Fuels, other than alcohol, derived from biological materials:

1. Biodiesel fuel blend stock (also referred to as biodiesel or B100) and B99 (99% biodiesel and 1% diesel fuel by volume). The following specifications apply to biodiesel and B99 sold or offered for sale in Florida.

a. Standards. Biodiesel and B99 shall meet the specifications set forth by ASTM International designation D6751-07b ~~D-6751-03a~~, "Standard Specification for Biodiesel Fuel Blend Stock (B100) for Middle Distillate Fuels."

b. Analysis. For purposes of inspection and testing, laboratory analyses shall be conducted using the methods recognized by the ASTM International designation D 6751-07b ~~D-6751-03a~~, "Standard Specification for Biodiesel Fuel Blend Stock (B100) for Middle Distillate Fuels."

2. Biodiesel blends (biodiesel blended with diesel fuel or fuel oil). The following specifications apply to biodiesel blends sold or offered for sale in Florida. Biodiesel blends cannot contain more than 20% biodiesel. B99 is not considered a blend for the purposes of this section.

a. Standards. Biodiesel blends containing diesel fuel shall meet the specifications set forth by ASTM International designation D 975-07b ~~D 975-04e~~<sup>6†</sup>, “Standard Specification for Diesel Fuel Oils.”

b. Standards. Biodiesel blends containing fuel oil shall meet the specifications set forth by ASTM International designation D396-07, “Standard Specification for Fuel Oils.”

~~c.~~ b. Analysis. For purposes of inspection and testing biodiesel blends containing diesel fuel, laboratory analyses shall be conducted using the methods recognized by the ASTM International designation D 975-07b ~~D 975-04e~~<sup>6†</sup>, “Standard Specification for Diesel Fuel Oils.”

d. Analysis. For purposes of inspection and testing biodiesel blends containing fuel oil, laboratory analyses shall be conducted using the methods recognized by the ASTM International designation D 396-07, “Standard Specification for Fuel Oils.”

(6) Water in Retail Storage Tanks. Water in storage tanks containing products enumerated in this section and from which products are sold at retail shall not exceed two inches in depth when measured from the bottom of the tank.

(7) Materials. The following materials are hereby incorporated by reference. Copies of these publications may be obtained from ASTM International, 100 Barr Harbor Drive, West Conshohocken, PA 19428, or <http://www.astm.org>.

(a) ASTM International D 4814-07a ~~D 4814-04b~~<sup>6†</sup>, “Standard Specification for Automotive Spark-Ignition Engine Fuel.”

(b) ASTM International D 3699-06 ~~D 3699-04~~, “Standard Specification for Kerosene.”

(c) ASTM International D 975-07b ~~D 975-04e~~<sup>6†</sup>, “Standard Specification for Diesel Fuel Oils.”

(d) ASTM International D 396-07 ~~D 396-04~~, “Standard Specification for Fuel Oils.”

(e) ASTM International designation D 4806-07 ~~D 4806-04a~~, “Standard Specification for Denatured Fuel Ethanol for Blending with Gasolines for Use as Automotive Spark-Ignition Engine Fuel.”

(f) ASTM International D 5798-07 ~~D 5798-99~~, “Standard Specification for Fuel Ethanol (Ed75-Ed85) for Automotive Spark-Ignition Engines.”

(g) ASTM International D 5797-07 ~~D 5797-96~~, “Standard Specification for M85 Fuel Methanol (M70-M85) for Automotive Spark-Ignition Engines.”

(h) ASTM International designation D 6751-07b ~~D 6751-03a~~, “Standard Specification for Biodiesel Fuel Blend Stock (B100) for Middle Distillate Fuels.”

Specific Authority 525.037, 525.14 FS. Law Implemented 525.01, 525.037, 525.14 FS. History—Amended 1-15-68, 7-1-71, 7-1-73, 12-1-73, 11-16-74, 2-13-80, 5-3-83, Formerly 5F-2.01, Amended 5-3-90, 8-13-92, 11-29-94, 11-13-97, 12-9-98, 8-3-99, 7-31-00, 9-3-01, 8-15-02, 6-29-03, 6-21-04, 4-18-05, 6-1-06, \_\_\_\_\_.

5F-2.002 Disposition of Below Standard Gasoline, Kerosene, Diesel Fuel Oils No. 1-D and No. 2-D, and Fuel Oils No. 1 and No. 2, and Alternative Fuels.

(1) GASOLINE.

(a) Gasoline found below the standard by reason of containing water, sediment, or suspended matter shall be withheld from sale to the public by the Department of Agriculture and Consumer Services until brought up to standard.

(b) Gasoline found below standard because of an octane rating difference of ~~Antiknock Index~~ more than one (1.0), but not more than two (2.0) from the octane rating, below the ~~Antiknock Index~~ displayed on the dispenser shall be withheld from sale to the public until it meets or exceeds ~~has been brought up to~~ the octane rating ((R+M)/2) displayed on the dispenser ~~Antiknock Index~~ standard. If the product meets the specifications for a lesser grade of gasoline, it may be labeled as the lesser grade and released for sale to the public.

(c) Gasoline blended with ethanol found to have an ethanol content of more than one (1.0) percent by volume, but not more than three (3.0) percent by volume, above or below the posted ethanol content displayed on the dispenser shall be withheld from sale to the public until it has been brought up to standard or relabeled appropriately. No concentration shall be permitted to be less than one (1.0) percent by volume ethanol if the product is labeled as containing ethanol according to the requirements in subsection 5F-2.003(7), F.A.C.

(d) Gasoline found below standard because of a silver corrosion rating of two (2) shall be withheld from sale to the public until it meets the silver corrosion standard, as defined in subsection 5F-2.001(1), F.A.C., or is replaced with a suitable product that meets the silver corrosion standard, as defined in subsection 5F-2.001(1), F.A.C.

(e) ~~(e)~~ Gasoline not meeting specifications stated in ASTM International D 4814-07a ~~D 4814-04b~~<sup>6†</sup>, “Standard Specification for Automotive Spark-Ignition Engine Fuel” for reasons other than those enumerated in paragraphs (1)(a), ~~and~~ (b), (c) or (d) shall be subject to penalties provided in Section 525.16, F.S. These penalties are specified in Rule 5F-2.016, F.A.C.

(2) KEROSENE.

(a) Kerosene found below standard by reason of containing water, sediment, suspended matter, or failing to meet the standard for color shall not have an assessment levied, by the Department, but shall be withheld from sale to the public until brought up to standard.

(b) Kerosene not meeting specifications stated in ASTM International D 3699-06 ~~D 3699-04~~, “Standard Specification for Kerosene” for reasons other than those enumerated in paragraph (2)(a) shall be subject to penalties provided in Section 525.16, F.S. These penalties are specified in Rule 5F-2.016, F.A.C.

(3) DIESEL FUEL OILS No. 1-D AND No. 2-D, AND FUEL OILS No. 1 AND No. 2.

(a) Diesel fuel oils and fuel oils found below standard by reason of containing excessive amounts of water and sediment shall not have an assessment levied but shall be withheld from sale to the public until they are brought up to standard.

(b) Diesel fuel oils No. 2-D found below the flash point standard, but not below 100°F, shall not have an assessment levied but shall be withheld from sale to the public until brought up to standard.

(c) Diesel fuel oils No. 1-D and No. 2-D found above the ultra-low (S15) sulfur standard, but equal to or below 35 ppm sulfur shall not have an assessment levied, but shall be withheld from sale to the public until brought up to standard or relabeled appropriately.

~~(d)(e)~~ Diesel fuel oils No. 1-D and No. 2-D, and fuel oils No. 1 and No. 2 not meeting specifications stated in ASTM International D 975-07b ~~D 975-04e<sup>+</sup>~~, “Standard Specification for Diesel Fuel Oils” and ASTM International D 396-07 ~~D 396-04~~, “Standard Specification for Fuel Oils”, respectively for reasons other than those enumerated in paragraphs (3)(a), ~~(b)~~ and or (c)(b) shall be subject to the penalties as provided in Section 525.16, F.S. These penalties are specified in Rule 5F-2.016, F.A.C.

(4) ALTERNATIVE FUELS.

(a) Alternative Fuels found below standard shall be withheld from sale to the public until brought up to standard.

(b) A biodiesel blend found to have a biodiesel content of more than two (2.0) percent by volume, but not more than five (5.0) percent by volume, above or below the posted biodiesel content displayed on the dispenser shall be withheld from sale to the public until it has been brought up to standard or relabeled appropriately.

~~(c)(b)~~ Alternative Fuels found below standard for reasons other than those enumerated in paragraph (4)(b) shall be subject to the penalties as provided in Section 525.16, F.S. These penalties are specified in Rule 5F-2.016, F.A.C.

Specific Authority 525.037, 525.14, 525.16 FS. Law Implemented 525.037, 525.16 FS. History—Amended 7-1-71, 7-1-73, Repromulgated 12-31-74, Amended 2-13-80, Formerly 5F-2.02, Amended 5-3-90, 8-13-92, 1-24-93, 11-29-94, 6-1-06, \_\_\_\_\_.

5F-2.003 Registration and Identification.

(1) The Department of Agriculture and Consumer Services will furnish on request Form DACS-03202 for making statements and affidavits required in Section 525.01, Florida Statutes. Form DACS-03202 is effective 11-29-94, (Rev. 6/01) and is hereby adopted and incorporated by reference herein. The form may be obtained by writing or visiting the Department of Agriculture and Consumer Services, Division of Standards, Bureau of Petroleum Inspection, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650 or at <http://www.doacs.state.fl.us>.

(2) Every retail gasoline dispenser shall have the octane rating of the gasoline being sold therefrom conspicuously and firmly posted in a manner conforming with 16 Code of Federal Regulations Part 306 (1-1-93 07 Edition) which is hereby adopted by reference. Copies of this publication may be obtained from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

(3) Every retail gasoline dispenser shall have the grade designation of the gasoline being sold therefrom conspicuously and firmly attached thereto. The octane rating of gasoline sold using the following grade designations must meet the minimum octane rating indicated:

Grade Designation	Minimum Octane Rating
Premium, Super, Supreme, High Test	91
Midgrade, Plus	89
Regular, Unleaded	87

(4) All racing gasoline or gasoline designed for special use that is kept, offered, or exposed for sale, or sold at retail that does not meet standards established in subsection 5F-2.001(1), F.A.C.:

(a) May not be advertised or represented, in writing or orally, to be suitable for use in ordinary motor vehicles or boat motors,

(b) Shall be accompanied by a conspicuous sign on the dispenser stating that the product does not meet gasoline specifications.

(5) Every retail kerosene dispenser or container-package of kerosene offered for sale at retail shall be conspicuously labeled “kerosene” immediately followed by the designation: 1-K or 2-K, whichever is applicable.

(6) Beginning June 1, 2006, every retail diesel fuel dispenser shall have the proper grade designation to indicate the sulfur content of the diesel fuel being sold therefrom conspicuously and firmly attached thereto. Lettering must be in block letters of no less than 24-point bold type and printed in a color contrasting the background. The label shall be placed on the vertical surface of each dispenser housing on each side that has measure and price meters. The label shall be on the upper two-thirds of the dispenser and clearly visible to anyone dispensing fuel from the dispenser. The label shall include all of the following text relating to the grade of diesel fuel sold through the dispenser:

- (a) For all ultra-low sulfur highway diesel fuel:
  - ULTRA-LOW SULFUR HIGHWAY DIESEL FUEL (15 ppm Sulfur Maximum)
  - Required for use in all model year 2007 and later highway diesel vehicles and engines.
  - Recommended for use in all diesel vehicles and engines.

(b) For all low sulfur highway diesel fuel:  
 LOW SULFUR HIGHWAY DIESEL FUEL (500 ppm Sulfur Maximum)

WARNING – Federal law prohibits use in model year 2007 and later highway vehicles and engines. Its use may damage these vehicles and engines.

(c) For ~~ultra-low sulfur~~ ~~all~~ non-highway diesel fuel:  
~~NON-HIGHWAY DIESEL FUEL (may exceed 500 ppm Sulfur, but not more than 5,000 ppm Sulfur)~~

~~WARNING – Federal law prohibits use in highway vehicles and engines. Its use may damage these vehicles and engines.~~

ULTRA-LOW SULFUR NON-HIGHWAY DIESEL FUEL (15 ppm Sulfur Maximum)

Required for use in all model year 2011 and newer non-road diesel engines.

Recommended for use in all non-road, locomotive, and marine diesel engines.

WARNING – Federal law prohibits use in highway vehicles or engines.

(d) For low sulfur non-highway diesel fuel:  
LOW SULFUR NON-HIGHWAY DIESEL FUEL (500 ppm Sulfur Maximum)

WARNING – Federal law prohibits use in highway vehicles or engines.

(e) For high sulfur non-highway diesel fuel:  
HIGH SULFUR NON-HIGHWAY DIESEL FUEL (may exceed 500 ppm Sulfur, but not more than 5,000 ppm Sulfur)

WARNING – Federal law prohibits use in highway vehicles or engines.

May damage non-road diesel engines required to use low-sulfur or ultra-low sulfur diesel fuel.

(f) For all fuel (heating) oil:  
WARNING – Federal law prohibits use in highway vehicles or engines, or in non-road, locomotive, or marine diesel engines. Its use may damage these diesel engines.

(7) All gasoline kept, offered, or exposed for sale, or sold, at retail, containing at least one percent but no more than 10% by volume of ethanol, methanol, or a combination shall be identified as “contains 10% or less or 1-10% ethanol,” “contains 10% or less or 1-10% methanol,” or “contains 10% or less or 1-10% ethanol/methanol”, or other definitive equivalent statement declaring the presence of methanol, ethanol, or combination on the upper fifty percent of the dispenser front panel in a position clear and conspicuous from the driver’s position, in a type at least 1/2 inch in height and 1/16 inch stroke (width of type). Gasoline kept, offered, or exposed for sale, or sold, at retail, containing specifically ten percent by volume of ethanol may be identified as “E10” and

“contains ethanol” or other definitive equivalent statement declaring the presence of ethanol on the upper fifty percent of the dispenser front panel in a position clear and conspicuous from the driver’s position, in a type at least 1/2 inch in height and 1/16 inch stroke (width of type).

(8) All alternative fuel kept, offered, or exposed for sale, or sold, at retail that contains more than 10% ethanol, methanol or other alcohol shall be identified by a name indicating the amount and type(s) of ethanol, methanol or other alcohol in the fuel and shall be labeled as such on the vertical surface of each dispenser housing in a manner conforming with the layout, type size and setting, color, and label protection requirements of 16 Code of Federal Regulations, Part 306.12 (1-1-07 Edition) on each side that has measure and price meters with a sign clearly visible and located on the upper fifty percent of the dispenser front panel in a type at least 1/2 inch in height and 1/16 inch stroke (width of type). Copies of this publication may be obtained from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

(a) Ethanol mixed with gasoline and containing an ethanol content of nominally 75%-85% shall be identified as “E85 Fuel Ethanol:” and “For Flex Fuel Vehicles Only.”

(b) Methanol mixed with gasoline and containing a methanol content of nominally 80%-85% shall be identified as “M85 Fuel Ethanol:” and “For Flex Fuel Vehicles Only.”

(9) All ~~biodiesel~~ or biodiesel blends containing diesel fuel kept, offered, or exposed for sale, or sold, at retail that contain more than 5% biodiesel shall be identified as “Biodiesel Blend (BXX),” where XX represents the volume percent biodiesel in the biodiesel blend, and All biodiesel or B99 kept, offered, or exposed for sale, or sold, at retail shall be identified as “Biodiesel (BXX),” where XX represents the volume percent biodiesel and shall be labeled with the proper sulfur grade designation “S15 (15 ppm Sulfur Maximum)” or “S500 (500 ppm Sulfur Maximum). Each dispenser shall be labeled as such on the vertical surface of each dispenser housing on each side that has measure and price meters with a sign clearly visible and located on the upper fifty percent of the dispenser front panel in a type at least 1/2 inch in height and 1/16 inch stroke (width of type).

(a) Every dispenser that dispenses biodiesel, B99, or a biodiesel blend containing diesel fuel dispenser dispensing fuel with a biodiesel percentage greater than 5% shall contain a label on the vertical surface of each dispenser housing on each side that has measure and price meters and located on the upper fifty percent of the dispenser front panel in a type at least 1/2 inch in height and 1/16 inch stroke (width of type) that reads as follows:

THIS PRODUCT CONTAINS BIODIESEL. CONSULT WITH YOUR ENGINE MANUFACTURER OR OWNER’S MANUAL BEFORE USING THIS PRODUCT.

(b) Every dispenser that dispenses a biodiesel blend containing diesel fuel shall also possess the proper diesel fuel sulfur grade designation conspicuously and firmly attached thereto, as specified in subsection (6) of this section, to indicate the grade of the biodiesel blend being sold therefrom. The diesel fuel sulfur grade designation shall apply to the blended fuel.

(10) All biodiesel blends containing fuel oil kept, offered, or exposed for sale, or sold, at retail that contain more than 5% biodiesel shall be identified as "Bioheat (BHXX)," where XX represents the volume percent biodiesel in the biodiesel blend, and shall be labeled as such on the vertical surface of each dispenser housing on each side that has measure and price meters with a sign clearly visible and located on the upper fifty percent of the dispenser front panel in a type at least 1/2 inch in height and 1/16 inch stroke (width of type). Every dispenser that dispenses a biodiesel blend containing fuel oil with a biodiesel percentage greater than 5% shall contain a label on the vertical surface of each dispenser housing on each side that has measure and price meters and located on the upper fifty percent of the dispenser front panel in a type at least 1/2 inch in height and 1/16 inch stroke (width of type) that reads as follows:

THIS PRODUCT CONTAINS BIODIESEL. CONSULT WITH YOUR EQUIPMENT OR ENGINE MANUFACTURER OR OWNER'S MANUAL BEFORE USING THIS PRODUCT.

(11)(10) Any other alternative fuel as defined by this section shall be labeled clearly and unambiguously on the vertical surface of each dispenser housing on each side that has measure and price meters with a sign clearly visible and located on the upper fifty percent of the dispenser front panel in a type at least 1/2 inch in height and 1/16 inch stroke (width of type).

Specific Authority 525.14, 526.09 FS. Law Implemented 525.01, 525.035, 525.14, 526.01(1), (3) FS. History—Amended 12-31-74, 2-13-80, 5-3-83, 4-22-85, Formerly 5F-2.03, Amended 11-28-89, 1-24-93, 11-24-94, 6-1-06,\_\_\_\_\_.

#### 5F-2.005 Inaccurate Measuring Devices.

(1) For the purpose of Section 525.07, Florida Statutes, and this rule, the term "short measure" shall mean the overregistering of fuel by a petroleum fuel measuring device.

(2) If any petroleum fuel measuring device is found to be underregistering fuel in excess of the specifications and tolerances established by the department in Rule 5F-2.014, F.A.C., the inspector shall give the operator or owner of the said device a reasonable time in writing to fix or adjust such device.

(3) If any petroleum fuel measuring device is found to be overregistering fuel in excess of the specifications and tolerances established by the department in Rule 5F-2.014, F.A.C., the device shall be placed out-of-service and prohibited from further use. Such measuring devices placed out-of-service

for inaccuracy shall be rendered inoperative either by removal or by the locking of working parts with lead and wire seal and shall not be put back in service without reinspection ~~and~~ or the ~~written~~ consent of the department.

(4) If three or more petroleum fuel measuring devices at any petroleum retail facility are each found to be overregistering fuel in excess of 25 cubic inches, the devices shall be placed out-of-service and prohibited from further use. The nozzles of such petroleum measuring devices placed out-of-service for inaccuracy shall be covered with a red plastic bag and the measuring devices shall be rendered inoperative either by the removal or by the locking of working parts with lead and wire seal. The measuring devices shall not be put back in service without reinspection or ~~and~~ the ~~written~~ consent of the department.

Specific Authority 525.07, 525.14 FS. Law Implemented 525.07 FS. History—Amended 7-1-74, Repromulgated 12-31-74, 5-3-83, Formerly 5F-2.05, Amended 11-29-94,\_\_\_\_\_.

5F-2.014 Adoption of the General Code and the Codes of Liquid-Measuring Devices, Liquefied Petroleum Gas and Anhydrous Ammonia Liquid-Measuring Devices, Hydrocarbon Gas Vapor-Measuring Devices, Vehicle-Tank Meters, and Vehicle Tanks Used as Measures of National Institute of Standards and Technology Handbook 44 and Meter Sealing Requirements.

(1) The general code and the codes of liquid-measuring devices, liquefied petroleum gas and anhydrous ammonia liquid-measuring devices, hydrocarbon gas vapor-measuring devices, vehicle-tank meters, and vehicle tanks used as measures relating to specifications, tolerances, and other technical requirements for commercial weighing and measuring devices, contained in National Institute of Standards and Technology Handbook 44, 2007 2006 Edition, published by U.S. Department of Commerce are hereby adopted by reference as rules of the Department of Agriculture and Consumer Services. Copies may be obtained from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402 or at <http://ts.nist.gov>.

(2) All operating petroleum fuel measuring devices must be sealed with an appropriate security seal in such a manner that the metering adjustment cannot be changed without breaking the seal. An appropriate security seal is one which has been applied by the Department or a person who is registered with the Department as a meter mechanic and bears the name of the company or the name or initials of the registered meter mechanic.

Specific Authority 525.14, 531.40, 531.41(3) FS. Law Implemented 525.07, 531.40 FS. History—New 1-1-74, Amended 7-1-74, Repromulgated 12-31-74, Amended 4-18-75, 1-25-76, 1-17-77, 2-15-79, 6-4-80, 4-5-81, 5-2-82, 6-30-83, 7-15-84, 8-11-85, Formerly 5F-2.14, Amended 7-7-86, 4-5-87, 4-27-88, 5-31-89, 8-21-90, 8-5-91, 12-10-92, 11-29-94, 11-13-97, 12-9-98, 8-3-99, 7-31-00, 9-3-01, 8-15-02, 6-29-03, 6-21-04, 6-1-06,\_\_\_\_\_.

5F-2.016 Guidelines for Imposing Administrative Penalties.

(1) Any person who is shown to have willfully and intentionally violated any provision of Chapter 525, Florida Statutes, shall have a maximum administrative fine of \$5,000 levied per violation.

(2) Any person who commits a first violation of Chapter 525, Florida Statutes, within a three-year period that is not shown to have been willful or intentional shall be issued a warning letter.

(3) Any person who commits a second violation of Chapter 525, Florida Statutes, within a three-year period that is not shown to have been willful or intentional shall have a maximum administrative fine of \$1,000 levied per violation.

(4) Any person who commits three or more violations of Chapter 525, Florida Statutes, within a three-year period that are not shown to have been willful or intentional shall have a maximum administrative fine of \$5,000 levied per violation.

(5) Pursuant to Section 525.16(1)(a)2., Florida Statutes, four factors will be considered when imposing an administrative fine on a second time or repeat offender for violations that are not shown to have been willful or intentional. The factors are:

- (a) The degree and extent of harm caused by the violation;
- (b) The cost of rectifying the damage;
- (c) The amount of money the violator benefitted from the noncompliance; and
- (d) The compliance record of the violator.

The administrative fine will be a sum of the assigned monetary amounts of these factors. These factors will be assigned monetary amounts in the following manner:

1. The degree of harm is determined by the severity and nature of the violation and the extent of harm will be determined by the amount of substandard product sold.

a. Severity and Nature of the Violation.

Gasoline Fine	\$100	\$250	\$500
Distillation: End Point, °F	< <del>475</del> < <del>450-475</del>	476-500	>500
Distillation: 10, 50 & 90% evaporated temperature, °F		all violations	
Vapor Pressure*, psi	April-October: > maximum but ≤11.5	November-March: > 13.5 April-October: > 11.5	
Antiknock Index, (Octane Rating)			>2.0 below displayed value
Sulfur			all violations
Gum			all violations
Vapor-Liquid Ratio		all violations	
Alcohol/Oxygenates, (vol. %)		> maximum but < 20%	>20%
Ethanol, (vol. %)	> 3.0 from displayed value		
Silver Corrosion			≥ 2 all violations

\* The vapor pressure limits in this table for gasoline blended with ethanol under the exceptions in subparagraph 5F-2.001(1)(a)1., F.A.C., shall be increased by 1.0 psi.

Diesel, Biodiesel Blends, Kerosene, Bioheat and Fuel Oils

Fine	\$100	\$250	\$500
Flash Point, °F	diesel, biodiesel blends, bioheat & fuel oils: 80-95 kerosene: 80-91	diesel, biodiesel blends, kerosene, bioheat & fuel oils: 60-79	diesel, biodiesel blends, kerosene, bioheat & fuel oils: < 60
Distillation, °F		diesel, biodiesel blends, kerosene, bioheat & fuel oils: all violations	
Sulfur (ULSD, Biodiesel blends containing ULSD and S15 Biodiesel)			≥35 ppm all violations
Sulfur (all other fuels)			all violations
Lubricity			all violations

Biodiesel and Bioheat, (vol. %)	biodiesel blends: >20		
Biodiesel and Bioheat, (vol. %)	blends: > 5 from displayed value		

\*Sulfur requirements for Ultra Low Sulfur Diesel (ULSD or S15) will be elevated to 22 ppm until September 1, 2006 at the wholesale level and October 15, 2006 at the retail level. See 40 CFR Part 80 as amended in Federal Register on November 22, 2005, volume 70 number 224, page 70498.

Fuel Ethanol (Ed75-Ed85) and Fuel Methanol (M70-M85)

Fine	\$100	\$250	\$500
Ethanol content, (vol. %)	Fuel Ethanol (Ed 75-Ed85): all violations		
Methanol content, (vol. %)	all violations		
Vapor Pressure, psi	all violations		
Sulfur	all violations		
Water content	all violations		
Distillation: End Point, °F	≥475	476-500	≥500

Biodiesel Fuel Blend Stock (B100) and B99

Fine	\$100
Flash Point	all violations
Water and sediment content	all violations
Sulfur	all violations
Glycerin	all violations
Distillation: 90%, °F	all violations

b. Extent of Harm.

Fine	\$250	\$750	\$1,500
# of gallons sold	0-500	501-1000	> 1000

2. The cost of rectifying the damage is determined by the monetary value of repairs for equipment damaged by the substandard product. These damages must be related to a valid complaint filed with the Department.

Fine	\$100	\$250	\$500
\$value	<\$500	\$500-1000	>\$1000

3. Benefit to Violator.

Fine	Revenue resulting from sale of substandard product.
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4. Compliance Record.

Fine	\$100 per violation	\$250 per violation	\$500 per violation
# of violations subject to penalty	3rd previous year	2nd previous year	1st previous year

Specific Authority 525.14 FS. Law Implemented 525.16 FS. History—New 2-24-00, Amended 7-30-02, 6-1-06,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Matthew D. Curran, Ph.D., Chief, Bureau of Petroleum Inspection

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Jay Levenstein, Deputy Commissioner of Agriculture

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 11, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 12, 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.: 40D-2.091  
 RULE TITLE: Publications Incorporated by Reference

PURPOSE AND EFFECT: The proposed amendments make changes so that all provisions relating to permit transfers and certain reporting requirements are updated and consistent with prior rulemaking. The first update relates to an October 2005, rulemaking for the standard condition set forth in paragraph 40D-2.381(3)(p), F.A.C. That condition was modified to require new owners of land and withdrawal facilities included on a water use permit to transfer the water use permit within 45 days of the sale to themselves and prior to using the water. The correlative standard condition in Chapter 6 of the Basis of Review was not modified. This rulemaking would remedy this inconsistency. Section 6.2 of the WUP Basis of Review contains two Special Conditions that are placed on permits that pertain to reporting requirements. Because these conditions have been independently revised over time, inconsistencies have arisen. This rulemaking would remedy the problem by combining the two conditions into one.

SUMMARY: The proposed amendments conform the standard permit condition regarding transfer of land and withdrawal facilities to rule change that was completed in 2005. Additionally, the proposed amendments combine Special Conditions Nos. 1 and 2 into one condition with the following additions and clarifications:

- All reports and data are to be submitted to the correct section for input to the District Regulatory Database;
- The correct postal zip code;

- Guidance for requesting online submittals;
- Synchronization of due dates with those in the particular special conditions and identification of a ten-day grace period;
- Specification of the number of copies of reports, plans and data required; and
- Specification of the number of electronically submitted reports, plans, and data required.

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, 373.118, 373.171 FS.

LAW IMPLEMENTED: 373.036, 373.0361, 373.042, 373.0421, 373.0831, 373.116, 373.117, 373.118, 373.149, 373.171, 373.1963, 373.216, 373.219, 373.223, 373.229, 373.239, 373.243 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: Karen A. Lloyd, Assistant General Counsel, 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-2.091 Publications Incorporated by Reference.

The following publications are hereby incorporated by reference into this Chapter, and are available from the District upon request:

- (1) Water Use Permit Information Manual Part B, "Basis of Review (\_\_\_\_)(10/07) and Part D, "Requirements for the Estimation of Permanent and Temporal Service Area Populations in the Southern Water Use Caution Area (1/07);
- (2) through (5) No change.

Specific Authority 373.044, 373.113, 373.118, 373.171 FS. Law Implemented 373.036, 373.0361, 373.042, 373.0421, 373.0831, 373.116, 373.117, 373.118, 373.149, 373.171, 373.1963, 373.216, 373.219, 373.223, 373.229, 373.239, 373.243 FS. History—New 10-1-89, Amended 11-15-90, 2-10-93, 3-30-93, 7-29-93, 4-11-94, 7-15-98, 7-28-98, 7-22-99, 12-2-99, 8-3-00, 9-3-00, 4-18-01, 4-14-02, 9-26-02, 1-1-03, 2-1-05, 10-19-05, 1-1-07, 8-23-07, 10-1-07, 11-25-07, \_\_\_\_\_.

Water Use Permit Information Manual  
Part B Basis of Review

6.1 STANDARD PERMIT CONDITIONS

The following conditions are placed on all Water Use Permits:

- 1. through 15. No change.

16. Notwithstanding the provisions of Rule 40D-1.6105, F.A.C., persons who wish to continue the water use permitted herein and who have acquired ownership or legal control of permitted water withdrawal facilities or the land on which the facilities are located must apply to transfer the permit to themselves within 45 days of acquiring ownership or legal control of the water withdrawal facilities or the land. The permittee shall notify the District within 30 days of the sale or conveyance of the permitted water withdrawal facilities or the land on which the facilities are located. Where a permit has been issued to a party whose ownership or legal control of the permitted water withdrawal facilities subsequently terminates, the party subsequently controlling the permitted water withdrawal facilities may apply to transfer the permit to himself or herself up to the renewal date of the transferor's permit notwithstanding the provisions of Chapter 40D-0.381(1), F.A.C. The District will transfer the permit provided the source, use and withdrawal quantities remain the same. All terms and conditions of the permit shall become binding on the transferee.

17. through 19. No change.

No. 19 New 1-1-03, Amended 1-1-07; No. 16 Amended

6.2 SPECIAL PERMIT CONDITIONS

1. Permitting Report Condition Submitting Data Condition: All reports and data required by condition(s) of the permit shall be submitted to the District according to the due date(s) contained in the specific condition. If the report or data is received on or before the tenth day of the each month following data collection, it shall be deemed as a timely submittal. The Permittee may use the District's website to submit data, plans or reports online. To set up an account, the Permittee can address the request to permitdata@watermatters.org.

All mailed reports and data are to be sent and shall be addressed to:

Permits Data Section, Regulation Performance  
Management Department  
Southwest Florida Water Management District  
2379 Broad Street  
Brooksville, Florida 34604-6899

Submission of plans and reports: Unless submitted online or otherwise indicated in the special condition, the original and two copies of each plan and report, such as conservation plans, environmental analyses, aquifer test results, per capita annual reports, etc. are required.

Submission of data: Unless otherwise indicated in the special condition, an original (no copies) is required for data submittals such as crop report forms, meter readings and/or pumpage, rainfall, water level evapotranspiration, or water quality data.



~~Discussion: This condition is included on all permits with data reporting requirements such as pumpage, water quality, mitigation, water level, environmental monitoring, and any other reports.~~

~~2. Submitting Reports Condition: Unless otherwise indicated, three copies of each report are required by the permit and shall be provided to the Director, Resource Regulation Department, by the Permittee.~~

~~Discussion: This condition is used whenever reports, other than data, are required in a permit. This condition includes annual or quarterly reports, description of monitoring and mitigation plans, plans to reduce off site discharge, investigation of reuse, investigation of complaints, water quality control and assurance program, and sampling and analysis procedures.~~

Amended \_\_\_\_\_

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Karen A. Lloyd, Assistant General Counsel, 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: October 30, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 14, 2007

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE NOS.:	RULE TITLES:
40D-8.021	Definitions
40D-8.031	Implementation
40D-8.624	Guidance and Minimum Levels for Lakes

PURPOSE AND EFFECT: In the early 1980s, the District began incorporating ten year flood levels for priority lakes into its minimum flows and levels rules. The ten year flood level was at one time used by the Department of Health as a criterion for permitting septic tank construction in floodways. The District also included the level in its rules as advisory for those constructing lakeshore improvements. Specific references regarding use of the ten year flood level for septic tank location and construction are not now included in current District minimum flows and levels rules. Given that the Department of Health no longer utilizes ten year flood levels for septic tank permitting and that the flood levels are similarly not used for District regulatory programs, the ten year flood guidance levels are proposed to be repealed from District rules to promote organizational efficiency by eliminating unnecessary rules.

SUMMARY: The proposed amendments delete all references to the Ten Year Flood Guidance Levels and the methodology used to establish Ten Year Flood Guidance Levels and include:

a) deletion of the references to the Ten Year Flood Guidance Level from subsection 40D-8.021(4), paragraph 40D8-031(1)(b), subsection 40D-8.624(1), and paragraph 40D-8.624(3)(a), F.A.C.; b) deletion of subsection 40D-8.624(11); c) the renumbering of subsection 40D-8.624(12) as subsection 40D-8.624(11); d) the renumbering of subsection 40D-8.624(13) as subsection 40D-8.624(12) and correcting paragraph references due to the renumbering; and e) the deletion of the Ten Year Flood Guidance Levels from Tables 8-2 and 8-3, subsections 40D-8.624(13) and (14), 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: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.036, 373.0361, 373.042, 373.0421, 373.086, 373.216, 373.219, 373.223, 373.229, 373.413, 373.414, 373.416 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: Karen A. Lloyd, Assistant General Counsel, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4651

THE FULL TEXT OF THE PROPOSED RULES IS:

40D-8.021 Definitions.

The terms set forth herein shall have the meanings ascribed to them unless the context clearly indicates otherwise, and such meanings shall apply throughout these rules. The terms defined in Rule 40D-1.102, F.A.C., shall also apply throughout Chapter 40D-8, F.A.C., and the terms defined in this 40D-8.021, F.A.C., apply throughout the District rules except that where there is a conflict or a difference between 40D-1.102, F.A.C., and this 40D-8.021, F.A.C., the definition in this Chapter 40D-8, F.A.C., will control.

~~(1) "Closed Basin Lake" means a lake that does not connect to, or is not part of an ordered surface water conveyance system. Reasonable scientific judgment shall be used to classify a lake as a closed basin lake where hydrology or hydraulic characteristics (e.g. intermittent or periodic discharge) are associated with a lake such that the lake does not clearly meet the definition of a closed basin lake nor open basin lake.~~

(2) through (3) renumbered (1) and (2) No change.

~~(3)(4)~~ “Guidance Levels” means Levels, determined by the District using the best available information and expressed in feet relative to National Geodetic Vertical Datum (of 1929), or in feet relative to the North American Vertical Datum (of 1988), used as advisory information for the District, lake shore residents and local governments, or to aid in the management or control of adjustable structures. For lakes with levels adopted during or after August 7, 2000, Guidance Levels include: ~~Ten Year Flood Guidance Level~~, High Guidance Level, and Low Guidance Level as explained in Rule 40D-8.624, F.A.C. For lakes with levels adopted before August 7, 2000, Guidance Levels are the ~~Ten Year Flood Guidance Level~~, the High Level, the Low Level, and, if adopted for the lake, the Extreme Low Level.

(5) through (10) renumbered (4) through (9) No change.

~~(11) “Open Basin Lake” means a lake that has a surface water conveyance system that by itself, or in series with other lakes, connects to or is part of an ordered surface water conveyance system.~~

(12) through (19) renumbered (10) through (17) No change.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.036, 373.0361, ~~373.0395~~, 373.042, 373.0421, 373.086, 373.216, 373.219, 373.223, 373.229, 373.413, 373.414, 373.416 FS. History—New 6-7-78, Amended 1-22-79, Formerly 16J-8.02, Amended 8-7-00, 1-8-04,\_\_\_\_\_.

40D-8.031 Implementation.

(1) No Guidance Levels shall be prescribed for any reservoir or other artificial structure which is located entirely within lands owned, leased, or otherwise controlled by the user, and which require water only for filling, replenishing, and maintaining of the water level thereof, provided however:

(a) No change.

(b) That the High Guidance Level ~~and the Ten Year Flood Guidance Level~~, determined pursuant to the procedures set forth in Rule 40D-8.624, F.A.C., may be established for any lake determined by the Board to be in the public interest.

(2) through (5) No change.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented ~~373.0395~~, 373.042, 373.0421, 373.216, 373.219, 373.223, 373.413, 373.414, 373.416 FS. History—New 6-7-78, Amended 10-16-78, 1-22-79, Formerly 16J-8.03, Amended 3-23-81, 8-7-00,\_\_\_\_\_.

40D-8.624 Guidance and Minimum Levels for Lakes.

(1) Levels for lakes adopted during or after August 7, 2000, are set forth in Table 8-2 in subsection 40D-8.624~~(12)(13)~~, F.A.C. There are two ~~three~~ Guidance Levels for lakes, ~~the Ten Year Flood Guidance Level~~, the High Guidance Level and the Low Guidance Level. There are two Minimum Levels for lakes, the High Minimum Lake Level and the Minimum Lake Level. After the High Minimum Lake Level and Minimum Lake Level for each lake is a designation

indicating which of the categories described below applied and, therefore, which method was used to determine the High Minimum Lake Level and the Minimum Lake Level.

(2) Levels for lakes adopted prior to August 7, 2000, are set forth in the table in subsection 40D-8.624 ~~(13)(14)~~, F.A.C.

(3) Renaming of Levels.

(a) Lake Levels adopted prior to August 7, 2000, were referred to in the District's rules as management levels and alternatively as minimum levels. These levels were ~~the Ten Year Flood Warning Level~~, the Minimum Flood Level, the Low Management Level and, for some lakes, Extreme Low Management Level. As of August 7, 2000, these levels are now referred to as Guidance Levels. For those lakes with levels adopted prior to August 7, 2000, ~~the Ten Year Flood Warning Level is now named the Ten Year Flood Guidance Level~~, the Minimum Flood is now named the High Level, the Low Management Level is now named the Low Level and the Extreme Low Management Level is now named the Extreme Low Level.

(b) For lakes with levels adopted before August 7, 2000, a reference within the District's rules to the applicable minimum level or to established minimum water levels shall refer to the Low Level, or, if adopted for the lake, the Extreme Low Level. Such Low Level or Extreme Low Level shall not be deemed a minimum level pursuant to Section 373.042, F.S.

(c) For lakes with levels adopted during or after August 7, 2000, a reference in the District's rules to the applicable minimum level or to established minimum water levels shall refer to the adopted High Minimum Lake Level and Minimum Lake Level described in this Rule 40D-8.624, F.A.C.

(4) through (10) No change.

~~(11)(a) The Ten Year Flood Guidance Level is provided as an advisory guideline for lakeshore development. The Ten Year Flood Guidance Level incorporates the level of flooding expected on a frequency of not less than the ten year recurring interval, or on a frequency of not greater than a 10 percent probability of occurrence in any given year. The Ten Year Flood Guidance Level is established using methods that correspond to the hydrology and type of conveyance system of the lake being evaluated.~~

~~(b) Open Basin Lakes That Discharge.~~

~~1. Data Available. If lake stage records of sufficient quality and quantity are available, the Ten Year Flood Guidance Level for open basin lakes will be established using statistics derived from frequency analysis of the stage records (statistical method). Annual peak stages will be ranked and fit to a distribution or plotted to estimate the ten year peak stage. At least thirty years of hydrologic data are preferred for establishment of the Ten Year Flood Guidance Level using the statistical method.~~

~~2. Data Not Available. Storm event modeling of open basin lakes will be utilized when sufficient stage data for use of a statistical method are not available. Rainfall depths~~

used for the process are taken from sources such as the National Weather Service Technical Paper 49, and Part D of the District's Environmental Resource Permitting Information Manual described and incorporated by reference in Rule 40D-4.091, F.A.C. Runoff volumes used for the modeling are computed using conventional methods such as the Natural Resources Conservation Service (NRCS) curve number method, or with standard infiltration formulas (e.g., Horton's Equation, Green-Ampt Equation). Runoff distributions are computed using conventional methods including the NRCS method or other unit hydrograph methods, or the kinematic wave overland flow method. Modeling programs that account for tailwater and compute backflow (dynamic models) are preferred for the hydraulic routing component of the stormwater event modeling. Methods described in subparagraph 40D-8.624(11)(e)2., F.A.C., "Closed Basin Lakes Not Available" below can also be applied when the probability of the 10-year flood elevation being exceeded in any given year is influenced by serial correlation to annual peak elevations.

(e) Closed Basin Lakes:

1. Data Available. If lake stage records of sufficient quality and quantity are available, the Ten Year Flood Guidance Level for closed basin lakes will be established using statistics derived from frequency analysis of the stage record (statistical method). Annual peak stages will be ranked and fit to a distribution or plotted to estimate the ten year peak

stage. As a general rule, at least thirty years of hydrologic data are preferred for establishment of the Ten Year Flood Guidance Level using the statistical method.

2. Data Not Available—Numerical or empirical modeling of closed-basin lakes will be utilized when sufficient stage data for use of a statistical method are not available. Simulation periods of thirty or more years are preferred for either numerical or empirical modeling techniques. A composite record of rainfall records from more than one rainfall station in the region in which the subject lake is located may be used for the process. Calibration of the simulation model shall be based on stage records, Hydrologic Indicators of water level, and eye witness accounts of peak stages. Model simulations to determine the Ten Year Flood Guidance Level will exclude effects of water withdrawals.

(11)(12) No change.

(12)(13) Levels for lakes established during or after August 7, 2000, are set forth in the following table. After the High Minimum Lake Level and Minimum Lake Level elevation for each lake is a designation indicating the Method used, as described in subsection 40D-8.624(8), F.A.C., to establish the level. Compliance with the High Minimum and Minimum Lake Levels is determined pursuant to paragraphs (6)(b) and (7)(b) above. Guidance Levels established prior to August 7, 2000, are set forth in Table 8-3 in subsection 40D-8.624 (13)(14), F.A.C., below.

Location by County and Basin	Name of Lake and Section, Township and Range Information	Ten Year Flood Guidance Level	High Guidance Level	High Minimum Lake Level	Minimum Lake Level	Low Guidance Level
(a) through (b) No change.						
(c) In Citrus County Within the Withlacoochee River Basin	Fort Cooper Lake S-27, T-19S, R-20E	35.4'	30.9'	30.1' (CAT 3)	28.7' (CAT 3)	26.7'
	Isala Apopka Lake (Lakes and wetlands comprising the Floral City Pool) S-14, T-20S, R-20E	43.4'	41.8'	41.2' (CAT 1)	39.8' (CAT 1)	39.6'
	Isala Apopka Lake (Lakes and wetlands comprising the Hernando Pool) S-26, T-18S, R-19E	40.5'	39.0'	38.7' (CAT 1)	37.3' (CAT 1)	35.9'
	Isala Apopka Lake (Lakes and wetlands comprising the Inverness Pool) S-08, T-19S, R-20E	41.8'	40.3'	40.1' (CAT 1)	38.7' (CAT 1)	37.8'
(d) through (e) No change.						
(f) In Hernando County Within the Coastal Rivers Basin	Hunters Lake S-32, T-23S, R-17E	20.8'	19.3'	19.3' (CAT 3)	17.1' (CAT 3)	13.7'

	Weekiwachee Prairie Lake (Lake Theresa) S-23, T-23S, R-17E	<del>24.0'</del>	22.6'	21.4' (CAT 3)	18.3' (CAT 3)	17.5'
(g) In Hernando County Within the Hillsborough River Basin RESERVED						
(h) In Hernando County Within the Withlacoochee River Basin	Lindsey, Lake S-25, T-21S, R-19E	<del>72.4'</del>	68.5'	68.5' (CAT 2)	66.1' (CAT 2)	63.9'
	Mountain Lake S-16, T-23S, R-20E	<del>105.0'</del>	102.8'	102.8' (CAT 3)	99.5' (CAT 3)	96.3'
	Neff Lake S-20, T-23S, R-20E	<del>104.1'</del>	102.2'	102.2' (CAT 3)	94.5' (CAT 3)	87.4'
	Spring Lake S-15, T-23S, R-20E	<del>183.3'</del>	181.6'	180.1' (CAT 3)	179.0' (CAT 3)	179.0'
(i) In Highlands County Within the Peace River Basin	Jackson Lake S-30, T-34S, R-29E	<del>104.1'</del>	102.6'	102.4' (CAT 3)	101.3' (CAT 3)	100.2'
	June-In-Winter, Lake S-34, T-36S, R-29E	<del>75.5'</del>	74.7'	74.5' (CAT 3)	74.0' (CAT 3)	73.2'
	Letta Lake S-31, T-33S, R-29E	<del>100.5'</del>	99.5'	99.5' (CAT 3)	98.4' (CAT 3)	97.1'
	Little Jackson Lake S-06, T-35S, R-29E	<del>104.1'</del>	102.6'	102.4' (CAT 3)	101.3' (CAT 3)	100.2'
	Lotela Lake S-26, T-33S, R-28E	<del>108.5'</del>	107.5'	106.8' (CAT 3)	105.7' (CAT 3)	105.0'
(j) In Hillsborough County Within the Alafia River Basin RESERVED						
(k) In Hillsborough County Within the Hillsborough River Basin	Stemper, Lake S-13, T-27, R-18 (Levels in feet NGVD)	<del>62.6'</del>	61.2'	60.8' (CAT 1)	59.4' (CAT 1)	59.1'
(l) In Hillsborough County Within the Northwest Hillsborough Basin	Alice, Lake S-16, T-27, R-17	<del>42.4'</del>	40.9'	40.9' (CAT 2)	39.9' (CAT 2)	38.8'
	Allen, Lake S-10, T-27S, R-18E	<del>63.1'</del>	61.8'	61.8' (CAT 1)	60.7' (CAT 1)	59.7'
	Barbara, Lake S-19, T-27, R-18	<del>54.96'</del>	53.15'	53.15' (CAT 3)	52.15' (CAT 3)	51.05'
	Bird Lake S-26, T-27, R-18	<del>53.0'</del>	49.6'	49.6' (CAT 2)	48.6' (CAT 2)	47.5'
	Brant Lake S-23, T-27, R-18	<del>60.5'</del>	58.0'	58.0' (CAT 2)	57.0' (CAT 2)	55.9'
	Calm Lake S-14, T-27, R-17	<del>51.02'</del>	49.41'	49.41' (CAT 3)	48.41' (CAT 3)	47.31'
	Charles, Lake S-23, T-27, R-18	<del>56.2'</del>	54.2'	53.8' (CAT 1)	52.4' (CAT 1)	52.1'
	Church Lake S-28, T-27, R-17	<del>36.74'</del>	35.64'	35.64' (CAT 3)	34.64' (CAT 3)	33.54'
	Crenshaw, Lake S-22, T-27, R-18	<del>57.64'</del>	55.5'	54.45' (CAT 3)	53.45' (CAT 3)	53.4'
	Crescent Lake S-10, T-27S, R-17E	<del>43.4'</del>	41.9'	41.3' (CAT 3)	40.3' (CAT 3)	39.8'
	Crystal Lake S-14, T-27, R-18	<del>62.1'</del>	59.8'	59.8' (CAT 2)	58.8' (CAT 2)	57.7'
	Cypress Lake S-24, T-27, R-17	<del>50.86'</del>	48.89'	48.89' (CAT 3)	47.89' (CAT 3)	46.79'
	Dan, Lake S-6, T-27, R-17	<del>34.9'</del>	32.5'	31.9' (CAT 3)	30.9' (CAT 3)	30.4'

	Deer Lake S-1, T-27, R-18	<del>70.0'</del>	66.5'	66.5' (CAT 2)	65.5' (CAT 2)	64.4'
	Dosson Lake S-20, T-27, R-18	<del>55.1'</del>	53.4'	53.4' (CAT 2)	52.4' (CAT 2)	51.3'
	Echo Lake S-28, T-27, R-17	<del>36.74'</del>	35.64'	35.64' (CAT 3)	34.64' (CAT 3)	33.54'
	Ellen, Lake S-19, T-27, R-18	<del>54.96'</del>	53.15'	53.15' (CAT 3)	52.15' (CAT 3)	51.05'
	Fairy (Maurine) Lake S-34, T-27, R-17	<del>34.51'</del>	33.41'	33.41' (CAT 3)	32.41' (CAT 3)	31.31'
	Garden Lake S-17, T-27, R-17	<del>33.9'</del>	31.5'	30.5' (CAT 3)	29.5' (CAT 3)	29.4'
	Halfmoon Lake S-31, T-27, R-18	<del>45.07'</del>	43.3'	43.3' (CAT 2)	42.3' (CAT 2)	41.2'
	Harvey, Lake S-3, T-27S, R-18E	<del>63.1'</del>	61.8'	61.8' (CAT 1)	60.7' (CAT 1)	59.7'
	Helen, Lake S-19, T-27, R-18	<del>54.96'</del>	53.15'	53.15' (CAT 3)	52.15' (CAT 3)	51.05'
	Hobbs, Lake S-1, T-27, R-18	<del>67.75'</del>	65.46'	65.46' (CAT 2)	64.46' (CAT 2)	63.36'
	Horse Lake S-26, T-27, R-17	<del>48.9'</del>	46.9'	45.8' (CAT 3)	44.8' (CAT 3)	44.8'
	Jackson, Lake S-17, T-27, R-17	<del>34.7'</del>	33.0'	33.0' (CAT 2)	32.0' (CAT 2)	30.9'
	Juanita, Lake S-22, T-27, R-17	<del>43.8'</del>	41.7'	41.7' (CAT 2)	40.7' (CAT 2)	39.6'
	Little Moon Lake S-28, T-27, R-17	<del>40.8'</del>	39.1'	39.1' (CAT 2)	38.1' (CAT 2)	37.0'
	Merrywater, Lake S-22, T-27, R-18	<del>58.0'</del>	55.8'	55.8' (CAT 2)	54.8' (CAT 2)	53.7'
	Mound Lake S-11, T-27, R-17	<del>51.8'</del>	50.2'	50.7' (CAT 1)	49.3' (CAT 1)	48.3'
	Platt Lake S-35, T-27, R-18	<del>52.0'</del>	49.7'	49.5' (CAT 1)	48.1' (CAT 1)	45.5'
	Pretty Lake S-26, T-27S, R-17E	<del>45.8'</del>	44.3'	43.9' (CAT 1)	42.5' (CAT 1)	42.2'
	Rainbow Lake S-22, T-27, R-17	<del>40.8'</del>	39.1'	39.1' (CAT 2)	38.1' (CAT 2)	37.0'
	Raleigh, Lake S-27, T-27, R-17	RESERVED	RESERVED	RESERVED (CAT 3)	RESERVED (CAT 3)	RESERVED
	Reinheimer, Lake S-15, T27, R-18	<del>60.8'</del>	58.6'	58.9' (CAT 1)	57.3' (CAT 1)	56.5'
	Rogers, Lake S-27, T-27, R-17	RESERVED	RESERVED	RESERVED (CAT 3)	RESERVED (CAT 3)	RESERVED
	Round Lake S-22, T-27, R-18	<del>56.49'</del>	55.6'	54.5' (CAT 3)	53.5' (CAT 3)	53.5'
	Saddleback Lake S-22, T-27, R-18	<del>56.11'</del>	54.58'	54.58' (CAT 2)	53.58' (CAT 2)	52.48'
	Sapphire Lake S-14, T-27, R-18	<del>64.1'</del>	63.4'	63.0' (CAT 1)	61.6' (CAT 1)	61.3'
	Starvation Lake S-21, T-27, R-18	RESERVED	RESERVED	RESERVED (CAT 3)	RESERVED (CAT 3)	RESERVED
	Strawberry (North Crystal) Lake S-14, T-27, R-18	<del>62.0'</del>	60.1'	60.1' (CAT 3)	59.1' (CAT 3)	58.0'
	Sunset Lake S-17, T-27, R-17	<del>35.0'</del>	34.8'	34.4' (CAT 1)	33.0' (CAT 1)	32.7'
	Sunshine Lake S-20, T-27, R-18	<del>55.1'</del>	53.4'	53.4' (CAT 2)	52.4' (CAT 2)	51.3'
	Taylor, Lake S-16, T-27S, R-17E	<del>40.1'</del>	38.2'	38.2' (CAT 2)	37.3' (CAT 2)	36.1'
	Virginia, Lake S-3, T-27S, R-18E	<del>63.1'</del>	61.8'	61.8' (CAT 1)	60.7' (CAT 1)	59.7'

(m) In Lake County within the Green Swamp Basin RESERVED						
(n) In Levy County Within the Withlacoochee River Basin	Marion, Lake S-02, T-14S, R-17E	56.6'	55.3'	54.6' (CAT 3)	50.7' (CAT 3)	47.7'
(o) In Manatee County Within the Manasota River Basin RESERVED						
(p) In Marion County Within the Withlacoochee River Basin RESERVED						
(q) In Pasco County Within the Coastal Rivers Basin	Big Fish Lake S-21, T-24, R-19	77.4'	76.05'	75.65' (CAT 3)	73.05' (CAT 3)	71.75'
	Green Lake S-16, T-26, R-18	75.5'	74.4'	74.2' (CAT 2)	71.9' (CAT 2)	70.0'
	Moon Lake S-28, T-25, R-17	41.7'	39.9'	39.9' (CAT 3)	38.3' (CAT 3)	36.2'
(r) In Pasco County Within the Green Swamp Basin RESERVED						
(s) In Pasco County Within the Hillsborough County Basin	Bell Lake S-13, T-26, R-18	73.3'	71.6'	70.8' (CAT 1)	69.4' (CAT 1)	69.2'
	Bird Lake S-36, T-26, R-18	68.2'	66.8'	66.6' (CAT 1)	65.2' (CAT 1)	64.3'
	Buddy Lake S-17, T-25S, R-21E	96.9'	93.7'	93.7' (CAT 3)	87.3' (CAT 3)	83.9'
	Hancock Lake S-5, T-24S, R-20E	106.9'	102.5'	102.5' (CAT 3)	100.2' (CAT 3)	97.7'
	Middle Lake S-4, T-24S, R-20E	106.9'	103.1'	102.5' (CAT 3)	100.2' (CAT 3)	99.2'
	Padgett, Lake S-24, T-26, R-18	71.5'	70.5'	70.5' (CAT 1)	69.5' (CAT 1)	68.4'
	Pasadena, Lake S-16, T-25S, R-21E	96.9'	93.7'	93.7' (CAT 3)	87.3' (CAT 3)	83.9'
(t) In Pasco County Within the Pinellas-Anclote River Basin	Camp Lake S-34, T-26, R-18	64.3'	63.8'	63.4' (CAT 1)	62.0' (CAT 1)	61.3'
	Parker (Ann), Lake S-35, T-26, R-17	49.5'	48.3'	48.1' (CAT 1)	46.7' (CAT 1)	46.2'
(u) In Pasco County Within the Withlacoochee River Basin	Clear Lake S-1, T-25S, R-20E	128.5'	127.0'	127.0'	125.7'	123.7'
(v) In Pinellas County Within the Pinellas-Anclote River Basin RESERVED						
(w) In Polk County Within the Alafia River Basin RESERVED						
(x) In Polk County Within the Green Swamp Basin RESERVED						
(y) In Polk County Within the Hillsborough River Basin RESERVED						
(z) In Polk County Within the Peace River Basin	Clinch Lake S-31, T-31S, R-28E	107.4'	105.5'	105.5' (CAT 3)	104.4' (CAT 3)	103.1'

	Eagle Lake S-01, T-29S, R-25E	<del>131.3'</del>	129.6'	129.0' (CAT 3)	127.9' (CAT 3)	127.2'
	McLeod Lake S-07, T-29S, R-26E	<del>133.3'</del>	129.4'	129.4' (CAT 3)	128.3' (CAT 3)	127.0'
	Parker, Lake S-8, T-28S, R-24E	<del>131.8'</del>	130.6'	130.6' (CAT 3)	129.6' (CAT 3)	129.0'
	Wales Lake S-01, T-30S, R-27E	<del>114.1'</del>	ND	107.7' (CAT 3)	106.6' (CAT 3)	ND
(aa) In Sarasota County Within the Manasota Basin RESERVED						
(bb) In Sumter County Within the Green Swamp Basin RESERVED						
(cc) In Sumter County Within the Withlacoochee River Basin	Big Gant Lake S-14, T-22S, R-22E	<del>77.6'</del>	76.1'	76.3' (CAT 1)	74.9' (CAT 1)	73.4'
	Black Lake S-23, T-18S, R-23E	<del>57.5'</del>	54.7'	53.9' (CAT 3)	51.3' (CAT 3)	49.6'
	Deaton, Lake S-14, T-19S, R-23E	<del>65.8'</del>	65.2'	64.8' (CAT 3)	63.2' (CAT 3)	62.2'
	Miona, Lake S-27, T-18S, R-23E	<del>57.5'</del>	54.7'	53.9' (CAT 3)	51.3' (CAT 3)	49.6'
	Okahumpka, Lake S-21, T-19S, R-23E	<del>59.9'</del>	58.1'	58.1' (CAT 1)	56.7' (CAT 1)	55.0'
	Panasoffkee, Lake S-29, T-19S, R-22E	<del>42.8'</del>	40.5'	40.8' (CAT 1)	39.4' (CAT 1)	38.9'

(13)(14) Guidance Levels established for lakes prior to August 7, 2000, are set forth in the following table:

Location of Impoundment by County and Basin	Ten Year Flood Guidance Level in Feet Above Mean Sea Level (msl)	High Level in Feet Above Mean Sea Level (msl)	Low Level in Feet Above Mean Sea Level (msl)	Extreme Low Level in Feet Above Mean Sea Level (msl)
(a) In Charlotte County Within the Peace River Basin				
(b) In Citrus County Within the Coastal Rivers Basin				
(c) In Citrus County Within the Withlacoochee River Basin				
Bradley, Lake S23 T20S R20E	<del>43.40</del>	42.50	40.25	38.25
Cato, Lake S5 T19 R20	<del>38.82</del>	38.00	35.50	34.00
Connell, Lake S6 T19 R20	<del>35.68</del>	35.50	32.00	30.00
Cooter, Lake S17 T19 R20	<del>41.80</del>	40.50	38.25	36.25
Hog Pond, Lake (Nina) S2 T19 R19	<del>35.92</del>	34.50	32.00	30.00
Holden, Lake (Inverness) S32 T19 R20	<del>32.44</del>	32.00	29.50	28.00
Magnolia, Lake S3 T20 R20	<del>32.36</del>	31.00	28.50	27.00
Rush, Lake (Williams) S03 T17 R18	<del>36.20</del>	35.75	33.25	31.25
Little Lake (Consuella) S15 T20S R20E	<del>43.40</del>	41.50	39.00	37.25

Twin Lake S6 T19 R20	<del>38.11</del>	37.00	35.00	33.00
(d) In DeSoto County Within the Peace River Basin				
(e) In Hardee County Within the Peace River Basin				
(f) In Hernando County Within the Coastal Rivers Basin				
(g) In Hernando County Within the Hillsborough River Basin LAKES				
Nicks Lake S29 T23S R20E	<del>114.46</del>	113.00	110.50	108.50
St. Clair Lake S33 T23S R20E	<del>114.46</del>	113.00	110.50	108.50
(h) In Hernando County Within the Withlacoochee River Basin LAKES				
Elizabeth, Lake S11 T23S R21E	<del>62.90</del>	60.25	57.00	55.50
Francis, Lake 11 23S 21E	<del>62.90</del>	60.25	57.00	55.50
Geneva, Lake 11 23S 21E	<del>62.90</del>	60.25	57.00	55.50
Sparkman Lake 24 23S 19E	<del>94.40</del>	91.50	89.00	88.00
(i) In Highlands County Within the Peace River Basin LAKES				
Sec Twsp Rng				
Adelaide, Lake 5 33S 28E	<del>110.00</del>	106.50	104.00	102.50
Angelo, Lake 4 27S 25E	<del>104.00</del>	99.50	97.00	95.00
Anoka, Lake 27 33S 28E	<del>124.00</del>	124.00	122.00	120.00
Apthorpe, Lake 18 36S 30E	<del>72.00</del>	71.50	68.00	66.00
Blue, Lake 30 36S 30E	<del>78.70</del>	77.50	75.00	73.50
Bonnet, Lake 8 34S 29E	<del>91.90</del>	90.75	88.00	86.00
Brentwood, Lake 10 33S 28E	<del>102.30</del>	102.75	99.50	98.00
Buck, Lake 29 37S 30E	<del>96.40</del>	94.00	91.50	89.50
Byrd, Lake 9 33S 28E	<del>110.60</del>	108.25	105.50	104.00
Carrie, Lake 21 36S 29E	<del>75.13</del>	75.50	73.00	72.50
Charlotte, Lake 17 35S 29E	<del>93.90</del>	93.75	91.25	89.75
Chilton, Lake 7 33S 28E	<del>116.30</del>	114.00	111.00	109.50
Clay, Lake 29 36S 30E	<del>79.00</del>	78.75	76.00	75.00
Crews, Lake 32 36S 29E	<del>120.50</del>	119.50	117.00	115.50



Damon, Lake 3 33S 28E	<del>102.30</del>	101.00	98.00	95.00
Denton, Lake 2 34S 28E	<del>117.10</del>	116.50	114.00	112.00
Dinner, Lake 17 34S 29E	<del>103.50</del>	102.50	98.50	97.00
Francis, Lake 22 36S 29E	<del>70.80</del>	70.50	67.50	66.50
Glenada, Lake 34 33S 28E	<del>118.40</del>	120.00	117.00	115.50
Grassy, Lake 17 37S 30E	<del>92.10</del>	91.50	88.50	87.50
Harry, Lake 1 36S 29E	<del>67.60</del>	67.50	63.00	62.00
Henry, Lake 25 36S 29E	<del>75.13</del>	75.50	73.00	72.50
Hill, Lake 17 36S 29E	<del>101.00</del>	99.25	96.00	94.50
Huckleberry Lake 7 35S 29E	<del>104.80</del>	104.50	102.00	101.00
Huntley, Lake 5 37S 30E	<del>83.40</del>	83.75	81.00	79.50
Josephine, Lake 32 35S 29E	<del>72.70</del>	72.50	69.00	68.50
June-in-Winter, Lake 34 36S 29E	<del>75.13</del>	75.50	73.00	72.50
Lake Lachard 36 36S 29E	<del>79.56</del>	78.50	76.00	74.00
Lelia, Lake 34 33S 29E	<del>113.00</del>	114.50	112.50	110.50
Little Bonnet Lake 36 33S 28E	<del>101.70</del>	100.00	97.00	96.00
Little Red Water Lake 14 36S 29E	<del>104.10</del>	103.25	100.50	98.50
Lost Lake 12 37S 29E	<del>90.60</del>	88.00	84.00	82.75
McCoy, Lake 6 37S 30E	<del>87.39</del>	87.00	84.00	82.00
Mirror, Lake 7 37S 30E	<del>94.70</del>	93.50	90.00	88.00
Center Nellie 13 36S 29E	<del>73.20</del>	71.50	67.00	65.00
Nellie N.W., Lake 13 36S 29E	<del>73.20</del>	71.50	67.00	65.00
Nellie S.E., Lake 13 36S 29E	<del>73.20</del>	71.50	67.00	65.00
Olivia, Lake 6 33S 28E	<del>118.10</del>	117.50	114.50	113.00
Pearl, Lake 6 37S 30E	<del>87.27</del>	87.00	84.00	82.00
Persimmon Lake 10 36S 29E	<del>69.30</del>	68.25	65.00	63.50
Pioneer, Lake 11 33S 28E	<del>108.60</del>	108.00	104.50	103.00
Placid, Lake 30 36S 30E	<del>94.70</del>	94.50	91.50	90.00
Pythias, Lake 2 33S 28E	<del>101.20</del>	101.00	98.00	95.00
Red Beach Lake 15 35S 29E	<del>76.80</del>	76.50	73.75	72.75
Red Water Lake 14 36S 29E	<del>70.80</del>	70.50	67.50	66.50
Ruth, Lake 18 35S 29E	<del>94.20</del>	94.00	91.50	90.00

Saddlebags, Lake 6 37S 30E	<del>84.27</del>	84.00	81.00	79.00
Sebring, Lake 14 34S 28E	<del>107.60</del>	107.25	104.50	103.00
Simmons, Lake 24 36S 29E	<del>74.30</del>	72.50	68.00	66.50
Sirena, Lake 1 37S 29E	<del>87.27</del>	87.00	84.00	82.00
Trout Lake 34 32S 28E	<del>100.60</del>	101.00	98.00	95.00
Tulane, Lake 27 33S 28E	<del>120.50</del>	120.00	116.00	114.00
Unnamed Lake (B) 20 37S 30E	<del>92.10</del>	91.50	88.50	87.50
Unnamed Lake (F) 24 36S 29E	<del>78.50</del>	78.00	74.00	72.00
Verona, Lake 23 33S 28E	<del>123.00</del>	119.00	115.25	113.00
Viola, Lake 14 33S 28E	<del>112.20</del>	109.50	105.75	104.00
Wolf Lake 24 35S 28E	<del>93.80</del>	92.50	90.00	88.00
(j) In Hillsborough County Within the Alafia River Basin LAKES				
Carlton Lake	<del>93.60</del>	93.50	90.50	88.00
Edward Medard Reservoir	<del>67.10</del>	62.75	57.50	56.00
Grady Lake	<del>40.70</del>	39.00	36.00	34.00
Hickory Hammock Lake	<del>32.80</del>	32.25	30.50	29.00
Unnamed Lake #2	<del>56.00</del>	56.00	No Recommendation	
Wimauma, Lake	<del>87.20</del>	86.75	83.00	81.00
(k) In Hillsborough County Within the Hillsborough River Basin LAKES				
Bellows Lake (East Lake)	<del>24.50</del>	23.75	21.50	19.00
Burrell Lake	<del>50.50</del>	50.00	47.50	45.00
Commiston Lake	<del>64.20</del>	63.00	60.50	59.00
Eckles Lake	<del>33.40</del>	32.50	30.00	28.00
Egypt Lake	<del>38.50</del>	37.50	35.00	32.50
Gornto Lake	<del>39.00</del>	38.50	36.00	34.00
Hanna Lake	<del>63.50</del>	62.50	59.50	58.25
Hart Lake	<del>67.20</del>	66.00	64.00	63.00
Hog Island Lake	<del>67.00</del>	66.00	64.00	61.00
Hooker Lake	<del>45.50</del>	45.00	43.00	42.00
Kathy, Lake	<del>45.50</del>	43.50	42.50	42.00
Keene Lake	<del>63.90</del>	63.00	60.50	59.00
Kell Lake	<del>67.30</del>	66.00	63.50	62.50
Long Lake	<del>52.00</del>	50.25	48.00	46.00
Long Pond	<del>48.50</del>	46.50	44.00	42.00
Mud Lake (Lake Walden)	<del>115.80</del>	115.00	112.50	110.50
Thonotosassa, Lake	<del>39.10</del>	37.00	34.50	33.00
Unnamed Lake	<del>63.40</del>	63.00	60.50	59.00
Unnamed Lake	<del>62.00</del>	61.00	58.50	57.00
Valrico Lake	<del>48.50</del>	45.00	42.50	41.00
Weeks, Lake	<del>43.80</del>	43.25	41.00	39.50
(l) In Hillsborough County Within the Northwest Hillsborough Basin LAKES				
SWEETWATER CREEK WATERSHED				
Avis Lake 15 28S 18E	<del>38.50</del>	37.00	34.50	32.50
Bay Lake	<del>47.00</del>	46.75	44.00	42.50
Boat Lake	<del>38.00</del>	35.50	33.75	31.25
Brooker Lake	<del>66.00</del>	64.25	61.00	59.00

Carroll Lake	<del>38.50</del>	37.00	34.50	32.50
Chapman Lake	<del>52.30</del>	52.25	49.50	48.00
Cooper, Lake	<del>64.00</del>	61.75	59.75	57.00
Elaine, Lake 15 28S 18E	<del>38.50</del>	37.00	34.50	32.50
Gass Lake	<del>51.50</del>	49.50	46.25	44.50
George, Lake	<del>51.00</del>	48.00	45.00	42.00
Geraci, Lake	<del>65.00</del>	63.50	61.50	59.50
Halls Lake 3 28S 18E	<del>50.70</del>	50.00	47.50	46.00
Lipsey, Lake	<del>42.50</del>	41.50	39.00	37.00
Magdalene, Lake	<del>50.70</del>	50.00	47.50	46.00
Thomas, Lake	<del>64.00</del>	63.50	61.25	59.25
Twin Lake	<del>34.00</del>	32.00	30.00	27.75
White Trout Lake	<del>38.50</del>	36.50	34.00	32.50
ROCKY CREEK WATERSHED				
Allen, Lake	<del>62.60</del>	62.50	59.75	57.50
Armistead, Lake	<del>46.50</del>	44.00	40.50	39.00
Browns Lake	<del>63.70</del>	63.50	60.75	59.00
Harvey, Lake	<del>62.90</del>	62.50	60.25	58.00
Josephine, Lake	<del>47.50</del>	46.00	42.75	40.00
LeClare, Lake	<del>53.50</del>	52.00	49.50	47.00
Rock Lake	<del>48.00</del>	46.00	42.75	40.00
Starvation Lake	<del>55.00</del>	53.00	50.00	48.00
Turkey Ford Lake	<del>55.00</del>	54.00	51.50	50.00
Virginia Lake	<del>63.00</del>	62.50	60.25	58.00
DOUBLEBRANCH CREEK WATERSHED				
Hixon Lake	<del>37.00</del>	36.50	33.25	31.00
Unnamed Lake #1 2 28S 17E	<del>38.90</del>	37.50	35.00	34.50
Unnamed Lake #2 2 28S 17E	<del>38.90</del>	37.50	35.00	34.50
BROOKER CREEK WATERSHED				
Artillery, Lake 3 27S 17E	<del>44.50</del>	44.00	40.50	39.00
Buck Lake	<del>35.50</del>	35.00	32.00	29.50
Elizabeth Lake	<del>54.00</del>	53.00	51.00	49.00
Fern, Lake	<del>48.00</del>	46.00	43.00	41.50
Frances, Lake	<del>42.50</del>	40.50	38.00	36.00
Island Ford Lake	<del>42.30</del>	41.50	39.00	37.00
James Lake 23 27S 17E	<del>47.70</del>	46.50	43.50	42.00
Keystone Lake	<del>43.20</del>	42.00	39.75	39.00
Little Lake 23 27S 17E	<del>47.70</del>	46.50	43.50	42.00
Raleigh, Lake	<del>43.30</del>	42.50	38.00	35.00
Rogers, Lake				
NO LEVELS RECOMMENDED				
Velburton Lake	<del>41.50</del>	40.00	37.25	35.00
ANCLOTE RIVER WATERSHED				
Hiawatha, Lake	<del>52.50</del>	50.50	48.00	45.00
Osceola, Lake	<del>47.40</del>	46.50	44.50	42.50
(m) In Lake County Within the Green Swamp Basin				
(n) In Levy County Within the Withlacoochee River Basin				
(o) In Manatee County Within the Manasota Basin				
(p) In Marion County Within the Withlacoochee River Basin				
Bonable, Lake S31 T15 R18	<del>65.10</del>	64.00	61.50	59.50
Little Bonable, Lake S30 T15 R18	<del>59.80</del>	58.00	55.50	53.50
Tiger, Lake S32 T15 R18	<del>65.10</del>	64.00	61.50	59.50

(q) In Pasco County Within the Coastal Rivers Basin LAKES				
Crews Lake S16 T24S R18E	<del>57.00</del>	55.00	52.00	50.00
Garden Lake S16 T25S R16E	<del>22.40</del>	19.00	16.25	15.75
Pasco Lake S22 T24S R18E	<del>67.50</del>	67.00	64.00	62.00
Pierce Lake S9 T25S R18E	<del>73.60</del>	73.00	70.00	68.00
Richey Lake S3 T26S R16E	<del>14.10</del>	13.00	10.00	8.00
Unnamed Lake No. 22 S27 T24S R18E	<del>62.60</del>	62.50	59.50	57.50
Worrell, Lake (Bass Lake) S26 T25S R16E	<del>22.40</del>	19.00	16.25	15.75
(r) In Pasco County Within the Green Swamp Basin				
(s) In Pasco County Within the Hillsborough River Basin LAKES				
Catfish Lake S30 T25 R19	<del>68.72</del>	68.00	65.50	63.50
Cow (East) Lake S19 T26S R19E	<del>78.63</del>	78.50	76.00	75.00
Floyd, Lake S36 T26 R19	<del>68.41</del>	68.50	66.00	64.00
Gooseneck, Lake S29 T26 R19	<del>75.10</del>	73.50	71.00	69.00
Hog (Joyce) Lake S19 T26S R19E	<del>76.66</del>	76.50	73.50	72.50
Iola, Lake S15 T24S R20E	<del>147.55</del>	147.50	145.00	142.50
Jessamine, Lake S11 T24S R20E	<del>144.18</del>	142.00	138.00	136.00
JoAnn, Lake S30 T26 R19	<del>68.72</del>	68.00	65.50	63.50
King Lake S7 T26S R19E	<del>73.58</del>	73.50	71.50	69.50
King Lake (East) S22 T25S R20E	<del>105.49</del>	105.25	102.50	100.00
Moody Lake S10 T24S R20E	<del>110.48</del>	110.00	107.50	105.50
Myrtle, Lake S30 T26 R19	<del>68.72</del>	68.00	65.50	63.50
Saxon Lake S30 T26S R19E	<del>71.34</del>	71.25	69.00	67.50
Tampa (Turtle) Lake S32 T26 R19	<del>66.00</del>	65.50	63.00	61.00
Toni, Lake S30 T26 R19	<del>68.72</del>	68.00	65.50	63.50
Twin, Lake S28 T26 R19	<del>68.35</del>	67.50	65.00	63.00
Unnamed Lake #26 S25 T26 R18	<del>68.75</del>	68.00	65.50	63.50
(t) In Pasco County Within the Pinellas-Anclote River Basin LAKES				
Bass Lake (Holiday) S34 T26E R17S	<del>48.80</del>	48.75	45.75	45.00

Big Lake Vienna 23 26 18	<del>70.70</del>	70.25	67.00	65.00
Fishing Lake S34 T26E R17S	<del>48.80</del>	48.75	45.75	45.00
Geneva Lake (Mud) S26 T26E R17S	<del>51.20</del>	50.00	48.00	46.00
Linda, Lake 26 26 18	<del>67.30</del>	66.75	64.00	62.00
Little Moss (Como) Lake 35 26 18	<del>67.00</del>	66.00	63.00	62.00
Minniola, Lake S34 T26E R17S	<del>51.20</del>	50.00	48.00	46.00
Moss Lake 35 26 18	<del>65.00</del>	64.00	61.50	59.00
Seminole, Lake S35 T26E R17S	<del>49.20</del>	48.75	46.00	45.00
Thomas, Lake 11 26 18	<del>75.60</del>	75.00	72.50	71.50
Wistaria, Lake 2 26 18	<del>74.90</del>	74.00	71.00	69.00
(u) In Pasco County Within the Withlacoochee River Basin LAKES				
(v) In Pinellas County Within the Pinellas-Anclote River Basin LAKES				
Lake Tarpon Sec. Twsp. Rng. 7 27S 16E 8 27S 16E 16 27S 16E 17 27S 16E 18 27S 16E 19 27S 16E 20 27S 16E 21 27S 16E 28 27S 16E 29 27S 16E 30 27S 16E 32 27S 16E 33 27S 16E 4 28S 16E	<del>4.20</del>	3.80	2.20	1.00
(w) In Polk County Within the Alafia River Basin LAKES				
Scott, Lake	<del>168.60</del>	168.00	165.00	164.25
(x) In Polk County Within the Green Swamp Basin LAKES				
Agnes, Lake	<del>135.20</del>	135.75	134.75	130.75
Alfred, Lake S30 T27S R26	<del>132.30</del>	130.75	128.25	126.25
Arietta, Lake	<del>144.00</del>	144.00	141.00	138.00
Camp, Lake	<del>133.40</del>	134.50	132.00	130.00
Clearwater Lake	<del>146.20</del>	143.50	141.00	139.00
Cummings, Lake S31 T27 R26	<del>131.50</del>	131.00	127.50	125.50
Eva, Lake S29 T27 R26	<del>132.30</del>	131.50	129.00	127.00
Grassy Lake (Big Glades)	<del>133.20</del>	132.00	129.50	128.00

Griffin, Lake S30 T27 R26	<del>132.30</del>	131.50	129.00	127.00
Gum, Lake	<del>132.60</del>	131.00	128.50	126.00
Haines, Lake	<del>129.70</del>	128.75	126.50	124.50
Helene, Lake	<del>144.80</del>	144.00	141.00	139.00
Juhana, Lake	<del>134.70</del>	132.50	130.00	127.50
Little Lake Agnes	<del>135.20</del>	136.00	133.00	131.00
Little Van Lake	<del>141.40</del>	139.00	136.50	135.50
Mattie, Lake	<del>134.70</del>	132.50	130.00	127.50
Mud, Lake	<del>141.80</del>	141.50	137.75	136.00
Myrtle, Lake	<del>141.70</del>	141.00	138.50	136.50
Swoope, Lake	<del>133.00</del>	132.50	130.00	128.00
Tennessee, Lake	<del>134.70</del>	134.00	130.00	128.00
Van, Lake	<del>133.00</del>	132.75	130.00	128.00
Whistle, Lake	<del>140.90</del>	137.50	135.00	133.75
(y) In Polk County Within the Hillsborough River Basin LAKES				
Bonnet, Lake	<del>146.40</del>	148.00	145.00	142.50
Hunter, Lake	<del>162.30</del>	162.75	160.25	159.00
(z) In Polk County Within the Peace River Basin				
Ada, Lake S33 T28 R27	<del>123.80</del>	123.00	120.00	118.00
Altamaha, Lake S11 T30 R27	<del>122.60</del>	122.50	120.00	118.00
Amoret Lake 24 30 27	<del>115.50</del>	115.25	113.00	111.00
Annie, Lake S3 T29S R27E	<del>122.10</del>	119.00	116.00	114.00
Arianna, Lake 3 28 25E	<del>137.10</del>	137.00	134.50	132.50
Aurora, Lake 13 30 28	<del>103.30</del>	100.00	97.00	95.00
Banana, Lake 10 29 24E	<del>106.75</del>	106.50	103.50	102.00
Belle, Lake 11 30 27	<del>123.60</del>	120.00	117.00	115.00
Bess, Lake 18 29S 27E	<del>125.50</del>	125.25	123.00	121.00
Big Gum Lake 26 29 R28	<del>95.50</del>	95.00	92.00	89.00
Blue, Lake S13 T28 R25	<del>149.80</del>	149.00	146.50	144.50
Blue Lake 24 30S 27E	<del>118.00</del>	117.00	114.00	-
Bonnie, Lake S31 T29 R28	<del>113.30</del>	113.00	110.00	108.00
Bonny, Lake 20 28S 24E	<del>130.90</del>	130.50	128.00	126.00
Buckeye, Lake S22 T28S R26E	<del>130.10</del>	129.00	126.00	124.50
Buffum, Lake 12 31S 26E	<del>132.75</del>	132.25	129.25	-
Cannon, Lake 19 28S 26E	<del>132.60</del>	132.00	129.50	127.00
Connie, Lake 9 28S 26E	<del>129.70</del>	128.75	126.50	124.50
Cooper (Worth) S02 T30 R27	<del>124.20</del>	123.50	121.00	119.00
Crooked, Lake 1 31S 27E	<del>122.60</del>	122.00	118.50	-
Crystal Lake S02 T30 R27	<del>121.40</del>	121.25	118.00	115.00

Crystal Lake S21 T28 R27	<del>122.90</del>	122.00	119.00	117.00
Crystal Lake 23 29S 26E	<del>130.00</del>	129.50	127.00	125.00
Cypress Lake 36 29 28E	<del>100.20</del>	98.50	95.00	93.00
Lake Daisy S6 T29 R27	<del>130.90</del>	130.00	127.00	126.00
Lake Deer 25 28 25E	<del>141.30</del>	140.75	138.50	136.50
Dell, Lake S28 T28 R27	<del>125.70</del>	123.75	121.50	119.50
Lake Dexter S2 T29 R26	<del>132.20</del>	132.00	129.00	127.50
Dinner, Lake 15 29S 27E	<del>120.90</del>	118.50	116.00	114.00
Easy, Lake 19 30 28	<del>115.50</del>	115.25	113.00	111.00
Echo, Lake S05 T28 R26	<del>132.30</del>	131.00	128.00	126.00
Effie, Lake 3 30 27	<del>119.60</del>	118.00	115.00	113.00
Elbert, Lake S22 T28 R26	<del>137.50</del>	135.50	133.00	131.50
Eloise, Lake 3 29S 26E	<del>132.60</del>	132.00	129.50	127.00
Fannie, Lake 11 28S 26E	<del>127.00</del>	125.75	123.50	120.00
Lake Florence S35 T28 R26	<del>128.80</del>	128.75	127.00	125.00
Lake Fox S6 T29 R27	<del>135.20</del>	135.00	132.00	131.00
Garfield, Lake 5 30 26E	<del>105.70</del>	104.75	101.00	100.00
Gator, Lake 26 30S 26E	<del>133.60</del>	133.00	130.75	128.50
George, Lake S06 T28 R26	<del>130.70</del>	130.00	127.50	125.50
Gibson, Lake 25 27S 23E	<del>144.20</del>	143.50	141.50	141.50
Gordon, Lake S16 T28 R27	<del>121.30</del>	119.00	116.00	114.00
Lake Grassy 2 29 25E	<del>134.80</del>	129.00	126.50	125.50
Lake Gross (Grassy) S14 T29 R26	<del>138.50</del>	136.00	133.50	132.00
Hamilton, Lake 18 28S 27E	<del>122.50</del>	121.50	119.00	117.25
Hancock, Lake 8 29S 25E	<del>102.40</del>	99.00	96.00	94.00
Hart, Lake 24 29S 26E	<del>124.70</del>	124.50	122.00	120.00
Hartridge, Lake 8 28S 26E	<del>132.60</del>	132.00	129.50	127.00
Henry, Lake 16 31S 26E	<del>160.10</del>	159.00	156.00	154.00
Henry, Lake 36 27S 26E	<del>127.00</del>	126.50	124.50	122.50
Hickory, Lake 17 32S 28E	<del>98.50</del>	98.50	96.00	94.00
Howard, Lake 30 28S 26E	<del>132.60</del>	132.00	129.50	127.00
Ida, Lake 28 31S 28E	<del>80.00</del>	79.00	76.50	75.00

Ida, Lake S17 T28 R26	<del>136.70</del>	135.25	132.00	130.50
Idyl, Lake S16 T28 R26	<del>134.90</del>	134.00	131.50	130.00
Idylwild, Lake 18 28S 26E	<del>132.60</del>	132.00	129.50	127.00
Jessie, Lake 12 28S 25E	<del>132.60</del>	132.00	129.50	127.00
Josephine, Lake 13 30 27	<del>121.30</del>	120.00	116.50	114.50
Josephine, Lake S27 T28 R27	<del>124.10</del>	121.50	118.00	116.50
Lee, Lake S16 T28 R27	<del>123.50</del>	123.50	121.50	120.00
Lena, Lake 9 28S 25E	<del>137.10</del>	137.00	134.50	132.50
Leonore, Lake 10 31S 28E	<del>87.40</del>	87.00	84.50	83.00
Link, Lake 27 28S 26E	<del>128.70</del>	128.00	125.00	123.00
Little Aurora	<del>103.30</del>	100.50	98.00	96.00
Little Gum Lake 35 29S 28E	<del>96.80</del>	96.50	94.00	92.00
Little Lake Hamilton 5 28S 27E	<del>122.50</del>	121.50	119.00	117.25
LuLu, Lake 4 29S 26E	<del>132.60</del>	132.00	129.50	127.00
Lee, Lake 10 29S 27E	<del>122.10</del>	119.00	116.00	114.00
Mabel, Lake 11 29S 27E	<del>114.50</del>	110.75	107.00	105.00
Mariam, Lake 27 28S 26E	-	124.75	122.75	121.00
Marie, Lake S27 T28 R27	<del>121.00</del>	121.00	118.00	116.00
Martha, Lake S21 T28 R26	<del>142.50</del>	142.00	139.00	137.00
Maude, Lake S21 T28 R26	<del>141.70</del>	140.50	137.50	136.00
May, Lake 29 28S 26E	<del>132.60</del>	132.00	129.50	127.00
Medora, Lake S36 T27 R25	<del>140.40</del>	138.00	134.50	133.00
Menzie, Lake S28 T28 R27	<del>127.00</del>	122.00	120.00	118.00
Middle Lake Hamilton 7 28S 27E	<del>122.50</del>	121.50	119.00	117.25
Lake Millsite 11 29 25E	<del>125.30</del>	123.50	121.00	119.00
Mirror, Lake 20 28S 27E	<del>132.60</del>	132.00	129.50	127.00
Moody, Lake 17 31S R28E	<del>92.80</del>	93.50	91.00	89.00
Myrtle, Lake 19 29S 27E	<del>118.70</del>	118.50	116.50	114.50
Lake Ned S1 T29S R26	<del>129.60</del>	128.50	126.00	124.00
North Lake Wales S01 T30 R27	<del>116.80</del>	115.00	112.00	110.00
Otis, Lake 28 28S 25E	<del>128.70</del>	128.00	125.00	123.00
Pansy, Lake S08 T28 R26	<del>130.00</del>	129.00	126.50	124.50



Parker, Lake 32 29S 27E	<del>122.50</del>	122.00	119.50	117.50
Parker, Lake 8 28 24E	<del>131.60</del>	131.00	128.75	127.50
Parks, Lake 36 29S 28E	<del>104.50</del>	102.50	100.00	98.00
Polecat, Lake 27 30S 26E	<del>142.40</del>	142.00	139.50	137.50
Reedy, Lake 35 31S 28E	<del>80.00</del>	79.75	77.25	75.25
Reeves, Lake 13 29S 26E	<del>125.10</del>	124.50	122.00	120.00
Lake River S1 T29 R26	<del>141.60</del>	139.50	136.00	134.00
Rochelle, Lake 4 28S 26E	<del>129.70</del>	128.75	126.50	124.50
Round, Lake 13 29S 26E	<del>129.40</del>	129.25	126.50	124.50
Roy, Lake 34 28S 26E	<del>132.60</del>	132.00	129.50	127.00
Ruby, Lake 12 29S 26E	<del>125.50</del>	125.25	123.00	121.00
Ruth, Lake S28 T28 R27	<del>123.50</del>	121.50	117.50	115.50
Saddlebag, Lake 6 30S 29E	<del>106.80</del>	105.00	102.00	100.00
Saint Anne Lake 14 30 28	<del>97.50</del>	96.00	93.00	91.00
Sanitary (Marianna), Lake S01 T28 R25	<del>138.60</del>	137.50	135.00	133.00
Sara, Lake S17 T28 R27	<del>122.50</del>	121.50	119.00	117.25
Scott, Lake 18 29S 24E	<del>168.60</del>	168.00	165.00	164.25
Lake Sears 36 28 25E	<del>143.20</del>	141.00	138.00	136.00
Serena, Lake S12 T30 R27	<del>125.30</del>	118.00	115.00	113.00
Shipp, Lake 32 28S 26E	<del>132.60</del>	132.00	129.50	127.00
Silver, Lake 5 32S 28E	<del>105.00</del>	103.00	100.50	98.50
Silver, Lake S20 T28 R26	<del>147.10</del>	146.50	144.00	142.00
Smart, Lake 9 28S 26E	<del>129.70</del>	128.75	126.50	124.50
Lake Spirit 35 28 25E	<del>134.10</del>	131.50	129.00	127.00
Spring, Lake 20 28S 27E	<del>132.60</del>	132.00	129.50	127.00
Starr, Lake 14 29 27	<del>115.50</del>	113.00	110.00	108.00
Streety Lake 24 32S 27E	<del>108.70</del>	105.50	102.50	101.00
Summit, Lake 34 28S 26E	<del>132.60</del>	132.00	129.50	127.00
Sunset Lake 10 30 28	<del>101.10</del>	98.00	95.50	93.50
Surveyors, Lake 26 30S 26E	<del>133.60</del>	133.00	130.75	128.50
Thomas, Lake 1 30E 28E	<del>104.20</del>	99.50	97.00	95.00
Lake Thomas 35 28 25E	<del>135.60</del>	132.00	128.00	126.00

Tractor Lake 14 30 27	<del>125.00</del>	123.25	121.00	119.00
Trask, Lake S22 T28 R27	<del>114.90</del>	113.00	108.00	106.00
Trout, Lake 34 32S 28E	<del>100.60</del>	101.00	98.00	95.00
Twin Lakes S11 T30 R27	<del>124.10</del>	123.75	120.00	118.00
Venus, Lake 9 29S 27E	<del>126.10</del>	125.00	122.00	120.00
Walker, Lake 21 30S 26E	<del>143.00</del>	141.00	137.00	135.00
Warren, Lake S11 T30 R27	<del>124.60</del>	123.50	121.00	119.00
Weader (Weaver), Lake S03 T30 R27	<del>122.00</del>	121.75	119.00	117.00
Winterset, Lake 11 29S 26E	<del>132.60</del>	132.00	129.50	127.00
(aa) In Sarasota County Within the Manasota Basin				
(bb) In Sumter County Within the Green Swamp Basin				
(cc) In Sumter County Within the Withlacoochee River Basin LAKES				
Cherry Lake S24 T18S R23E	<del>56.70</del>	55.00	53.00	51.00

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.036, 373.0361, ~~373.0395~~, 373.042, 373.0421, 373.086 FS. History—New 6-7-78, Amended 1-22-79, 4-27-80, 10-21-80, 12-22-80, 3-23-81, 4-14-81, 6-4-81, 10-15-81, 11-23-81, 1-5-82, 3-11-82, 5-10-82, 7-4-82, 9-2-82, 11-8-82, 1-10-83, 4-3-83, 7-5-83, 9-5-83, 10-16-83, 12-12-83, 5-8-84, 7-8-84, 12-16-84, 2-7-85, 5-13-85, 6-26-85, 11-3-85, 3-5-86, 6-16-86, Formerly 16J-8.678, Amended 9-7-86, 2-12-87, 9-2-87, 2-18-88, 6-27-88, 2-22-89, 3-23-89, 9-26-89, 7-26-90, 10-30-90, 3-3-91, 9-30-91, 10-7-91, 7-26-92, 3-1-93, 5-11-94, 6-6-96, 2-23-97, 8-7-00, 1-8-04, 12-10-04, 6-5-05, 1-1-07, 2-12-07, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Karen A. Lloyd, Assistant General Counsel, 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: October 30, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 14, 2007

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Electrical Contractors’ Licensing Board**

RULE NO.: 61G6-10.0015  
RULE TITLE: Standards of Practice

PURPOSE AND EFFECT: The purpose and effect is to establish standards of practice for electrical contractors.

SUMMARY: Standards of practice for electrical contractors are established.

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: 489.507(3), 489.516(2), 489.531(1)(a), (e), 489.533(1)(f), (j), 455.227(1)(j), (p) FS.

LAW IMPLEMENTED: 489.503, 489.533(2), 455.227(2) 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: Anthony B. Spivey, Executive Director, Electrical Contractors’ Licensing Board, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

61G6-10.0015 Standards of Practice.

(1) The Board establishes the following as standards of practice in electrical and alarm system contracting:

(a) An electrical or alarm system contractor shall, prior to engaging or contracting with another entity and or person for the performance of electrical or alarm system contracting as defined by Section 489.505(9), F.S., verify that the entity and or person is certified or registered with the State of Florida.

(b) An electrical or alarm system contractor shall maintain documentation of his or her verification of licensure of all entities or persons that he or she engages or contracts with for the performance of electrical or alarm system contracting as defined by Section 489.505(9), F.S. At a minimum, documentation shall include proof of the entities' or persons' current Florida certification or registration.

(c) An electrical or alarm system contractor shall pull a building permit from the local building department, prior to performing any electrical or alarm system contracting, unless otherwise exempted pursuant to Section 489.503, F.S.

(2) It shall constitute negligence, incompetence, and/or misconduct in the practice of electrical or alarm system contracting, as set forth in Section 489.533(1)(f), F.S., for an electrical or alarm system contractor to fail to comply with the standards of practice set forth in above.

Specific Authority 489.507(3), 489.516(2), 489.531(1)(a), (e), 489.533(1)(f), (j), 455.227(1)(j), (p) FS. Law Implemented 489.503, 489.533(2), 455.227(2) FS. History—New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Electrical Contractors' Licensing Board

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Electrical Contractors' Licensing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 26, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 12, 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.: 62-4.241  
RULE TITLE: Whole Effluent Toxicity Limits  
PURPOSE AND EFFECT: The Department proposes to specify whole effluent acute and chronic toxicity compliance limits for facilities subject to whole effluent toxicity testing.

SUMMARY: The proposed rule amendment will specify whole effluent acute and chronic toxicity limits for facilities subject to whole effluent toxicity testing.

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: 403.061, 403.087, 403.804, 403.805 FS.

LAW IMPLEMENTED: 403.021, 403.061, 403.087, 403.088, 403.121, 403.131, 403.141, 403.161 FS.

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

DATE AND TIME: January 29, 2008, 10:00 a.m.

PLACE: Environmental Regulation Commission, Florida Department of Environmental Protection, Douglas Building, Conference Room A, 3900 Commonwealth Boulevard, 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: Nancy Ross with the Bureau of Water Facilities Regulation at (850)245-8419. 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: Nancy Ross, Division of Water Resource Management, Florida Department of Environmental Protection, Mail Station 3540, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, telephone (850)245-8419, e-mail: [Nancy.Ross@dep.state.fl.us](mailto:Nancy.Ross@dep.state.fl.us), or facsimile (850)412-0662

THE FULL TEXT OF THE PROPOSED RULE IS:

62-4.241 Whole Effluent Toxicity Limits.

(1) Facilities subject to whole effluent toxicity testing as identified in subsection 62-620.620(3), F.A.C., shall meet the following whole effluent toxicity limitations unless a mixing zone as specified in paragraphs 62-4.244(3)(a) through (d), F.A.C., or a variance has been approved by the Department.

(a) For acute whole effluent toxicity, the LC50, as defined in subsection 62-302.200(1), F.A.C., shall not be less than 100% effluent; and

(b) For chronic whole effluent toxicity, the IC25, as defined in subsection 62-302.200(14), F.A.C., shall not be less than 100% effluent.

(2) Facilities granted a chronic toxicity mixing zone in accordance with paragraph 62-4.244(3)(a), F.A.C., shall meet the following whole effluent toxicity limitations.

(a) For acute whole effluent toxicity, the LC50, as defined in subsection 62-302.200(1), F.A.C., shall not be less than 100% effluent; and

(b) For chronic whole effluent toxicity, the IC25, as defined in subsection 62-302.200(14), F.A.C., shall not be less than the effluent concentration allowed by the mixing zone.

(3) Facilities with high rate dilution permitted under paragraph 62-4.244(3)(b), F.A.C., shall meet the following whole effluent toxicity limitations.

(a) For acute whole effluent toxicity, the LC50, as defined in subsection 62-302.200(1), F.A.C., shall not be less than 30% effluent; and

(b) For chronic whole effluent toxicity, the IC25, as defined in subsection 62-302.200(14), F.A.C., shall not be less than 10% effluent.

(4) Facilities permitted as open ocean discharges under paragraph 62-4.244(3)(c), F.A.C., shall meet the following whole effluent toxicity limitations.

(a) For acute whole effluent toxicity, the LC50, as defined in subsection 62-302.200(1), F.A.C., shall not be less than 30% effluent; and

(b) For chronic whole effluent toxicity, the IC25, as defined in subsection 62-302.200(14), F.A.C., shall not be less than 10% effluent.

(5) Water Treatment facilities granted a mixing zone for demineralization concentrate in accordance with paragraph 62-4.244(3)(d), F.A.C., shall meet the following whole effluent toxicity limitations.

(a) For small water utility businesses, as defined in Section 403.0882(2)(b), F.S., the acute whole effluent toxicity LC50, as defined in subsection 62-302.200(1), F.A.C., shall not be less than 20% effluent. For demineralization concentrate discharges other than small water utility businesses, the LC50 shall not be less than the effluent concentration allowed by the mixing zone and shall not be less than 20% effluent; and

(b) For small water utility businesses, the chronic whole effluent toxicity IC25, as defined in subsection 62-302.200(14), F.A.C., shall not be less than 20% effluent. For demineralization concentrate discharges other than small water utility businesses, the IC25 shall not be less than the effluent concentration allowed by the mixing zone.

Specific Authority 403.061, 403.087, 403.804, 403.805 FS. Law Implemented 403.021, 403.061, 403.087, 403.088, 403.121, 403.131, 403.141, 403.161 FS. History—New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Janet G. Llewellyn, Director, Division of Water Resource Management

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Mimi A. Drew, Deputy Secretary, Regulatory Programs and Energy

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 11, 2007

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE NO.: 62-204.800  
RULE TITLE: Federal Regulations Adopted by Reference

PURPOSE, EFFECT AND SUMMARY: The proposed rule amendments update, through October 31, 2007, the department's adoption-by-reference of air pollution regulations promulgated by the U.S. Environmental Protection Agency (EPA) at 40 CFR Parts 51, 52, 60, 63, 65, 72, 75 and 96.

SPECIFIC AUTHORITY: 403.8055 FS.

LAW IMPLEMENTED: 403.061, 403.087, 403.8055 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: Ms. Patricia E. Comer, Office of General Counsel, Department of Environmental Protection, 3900 Commonwealth Blvd., MS 35, Tallahassee, Florida 32399-3000

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:

62-204.800 Federal Regulations Adopted by Reference.

All federal regulations cited throughout the air pollution rules of the Department are adopted and incorporated by reference in this rule. The purpose and effect of each such federal regulation is determined by the context in which it is cited. Procedural and substantive requirements in the incorporated federal regulations are binding as a matter of state law only where the context so provides.

(1) No change.

(2) Title 40, Code of Federal Regulations, Part 51, Requirements for Preparation, Adoption, and Submittal of Implementation Plans.

(a) The following subparts of 40 CFR Part 51, revised as of July 1, 2006, or later as specifically indicated, are adopted and incorporated by reference:

1. 40 CFR 51, Subpart F, Procedural Requirements; amended January 18, 2007, at 72 FR 2193; amended July 16, 2007, at 72 FR 38787.

2. through 5. No change.

(b) No change.

(3) Title 40, Code of Federal Regulations, Part 52, Approval and Promulgation of Implementation Plans. The following subparts of 40 CFR Part 52, revised as of July 1, 2003, or later as specifically indicated, are adopted and incorporated by reference:

(a) 40 CFR Part 52, Subpart A, General Provisions; amended June 13, 2007, at 72 FR 32526; amended July 16, 2007, at 72 FR 38787.

(b) 40 CFR Part 52, Subpart K, Florida, amended July 22, 2003, at 68 FR 43312; amended August 11, 2003, at 68 FR 47468; amended February 13, 2004, at 69 FR 7127; amended March 29, 2004, at 69 FR 16167; amended June 17, 2004, at 69 FR 33860; amended April 28, 2006, at 71 FR 25327; amended November 28, 2006, at 71 FR 68743; amended October 12, 2007, at 72 FR 58016.

(4) through (7) No change.

(8) Title 40, Code of Federal Regulations, Part 60, Standards of Performance for New Stationary Sources.

(a) through (d) No change.

(e) Appendices Adopted. The following appendices of 40 CFR Part 60, revised as of July 1, 2001, or later as specifically indicated, are adopted and incorporated by reference:

1. No change.

2. 40 CFR 60, Appendix A-2, Test Methods 2G through 3C; amended May 15, 2006, at 71 FR 28081; amended September 7, 2007, at 72 FR 51365.

3. No change.

4. 40 CFR 60, Appendix A-4, Test Methods 6 through 10B; amended May 15, 2006, at 71 FR 28081; amended September 7, 2007, at 72 FR 51365.

5. through 6. No change.

7. 40 CFR 60, Appendix A-7, Test Methods 19 through 25E; amended May 15, 2006, at 71 FR 28081; amended September 21, 2006, at 71 FR 55119; amended September 7, 2007, at 72 FR 51365.

8. 40 CFR 60, Appendix A-8, Test Methods 26 through ~~30B 29~~; amended September 7, 2007, at 72 FR 51493.

9. through 12. No change.

(9) Title 40, Code of Federal Regulations, Part 60, Emission Guidelines and Compliance Times.

(a) through (g) No change.

(h) Coal-Fired Electric Steam Generating Units. 40 CFR 60, Subpart HHHH, Emission Guidelines and Compliance Times for Coal-Fired Electric Steam Generating Units, revised as of July 1, 2005, amended June 9, 2006, at 71 FR 33388; amended October 19, 2007, at 72 FR 59190, is hereby adopted and incorporated by reference, subject to the provisions set forth at Rule 62-296.480, F.A.C.

(10) No change.

(11) Title 40, Code of Federal Regulations, Part 63, National Emission Standards for Hazardous Air Pollutants for Source Categories.

(a) No change.

(b) Standards Adopted. The following National Emission Standards for Hazardous Air Pollutants contained in 40 CFR Part 63, revised as of July 1, 2001, or later as specifically indicated, are adopted and incorporated by reference:

1. through 60. No change.

61. 40 CFR 63, Subpart DDDD, Plywood and Composite Wood Products; promulgated July 30, 2004, at 69 FR 45943; amended February 16, 2006, at 71 FR 8341; amended April 20, 2006, at 71 FR 20445; amended October 29, 2007, at 72 FR 61060; except that the Secretary is not the Administrator for purposes of 40 CFR 63.2291(c)(1) through (5).

62. through 102 No change.

103. 40 CFR 63, Subpart EEEEE, National Emission Standards for Hazardous Air Pollutants for Primary Copper Smelting Area Sources; promulgated January 23, 2007, at 72 FR 2929; amended July 3, 2007, at 72 FR 36363; except that the Secretary is not the Administrator for purposes of 40 CFR 63.11152(c)(1) through (5).

104. 40 CFR 63, Subpart FFFFF, National Emission Standards for Hazardous Air Pollutants for Secondary Copper Smelting Area Sources; promulgated January 23, 2007, at 72 FR 2929; amended July 3, 2007, at 72 FR 36363; except that the Secretary is not the Administrator for purposes of 40 CFR 63.11159(c)(1) through (4).

105. No change.

106. 40 CFR 63, Subpart LLLLLL, National Emission Standards for Hazardous Air Pollutants for Acrylic and Modacrylic Fibers Production Area Sources, promulgated July 16, 2007, at 72 FR 38863; except that the Secretary is not the Administrator for purposes of 40 CFR 63.11399(b)(1) through (4).

107. 40 CFR 63, Subpart MMMMM, National Emission Standards for Hazardous Air Pollutants for Carbon Black Production Area Sources, promulgated July 16, 2007, at 72 FR 38863; except that the Secretary is not the Administrator for purposes of 40 CFR 63.11406(b)(1) through (4).

108. 40 CFR 63, Subpart NNNNN, National Emission Standards for Hazardous Air Pollutants for Chemical Manufacturing Area Sources: Chromium Compounds, promulgated July 16, 2007, at 72 FR 38863; except that the Secretary is not the Administrator for purposes of 40 CFR 63.11413(b)(1) through (4).

109. 40 CFR 63, Subpart OOOOO, National Emission Standards for Hazardous Air Pollutants for Flexible Polyurethane Foam Production and Fabrication Area Sources, promulgated July 16, 2007, at 72 FR 38863; except that the Secretary is not the Administrator for purposes of 40 CFR 63.11420(b)(1) through (4).

110. 40 CFR 63, Subpart PPPPPP, National Emission Standards for Hazardous Air Pollutants for Lead Acid Battery Manufacturing Area Sources, promulgated July 16, 2007, at 72 FR 38863; except that the Secretary is not the Administrator for purposes of 40 CFR 63.11427(b)(1) through(4).

111. 40 CFR 63, Subpart OOOOOO, National Emission Standards for Hazardous Air Pollutants for Wood Preserving Area Sources, promulgated July 16, 2007, at 72 FR 38863; except that the Secretary is not the Administrator for purposes of 40 CFR 63.11434(b)(1) through (4).

(c) No change.

(d) General Subparts Adopted. The following general subparts of 40 CFR Part 63, revised as of July 1, 2001, or later as specifically indicated, are adopted and incorporated by reference:

1. 40 CFR Part 63, Subpart A, General Provisions; amended February 27, 2002, at 67 FR 9156; amended April 5, 2002, at 67 FR 16581; amended February 18, 2003, at 68 FR 7706; amended April 21, 2003, at 68 FR 19375; amended May 20, 2003, at 68 FR 27645; amended May 23, 2003, at 68 FR 28605; amended May 27, 2003, at 68 FR 28774; amended May 28, 2003, at 68 FR 31745; amended May 29, 2003, at 68 FR 32171; amended May 30, 2003, at 68 FR 32585; amended November 13, 2003, at 68 FR 64431; amended December 19, 2003, at 68 FR 70959; amended January 2, 2004, at 69 FR 129; amended February 3, 2004 at 69 FR 5038; amended April 19, 2004, at 69 FR 20967; amended April 22, 2004, at 69 FR 21905; amended April 26, 2004, at 69 FR 22601; amended June 15, 2004, at 69 FR 33473; amended July 30, 2004, at 69 FR 45943; amended April 15, 2005, at 70 FR 19991; amended May 20, 2005, at 70 FR 29399; amended October 12, 2005, at 70 FR 59401; amended April 20, 2006, at 71 FR 20445; amended December 6, 2006, at 71 FR 70651; amended January 3, 2007, at 72 FR 26; amended January 23, 2006, at 72 FR 2929; amended May 16, 2007, at 72 FR 27437; amended July 16, 2007, at 72 FR 38863; amended October 29, 2007, at 72 FR 61060; except that the Secretary is not the Administrator for purposes of 40 CFR 63.5(e), 40 CFR 63.5(f), 40 CFR 63.6(g), 40 CFR 63.6(h)(9), 40 CFR 63.6(j), 40 CFR 63.13, and 40 CFR 63.14.

2. through 5. No change.

(12) No change.

(13) Title 40, Code of Federal Regulations, Part 65, Consolidated Federal Air Rule. The following subparts of 40 CFR Part 65, revised as of July 1, 2001, or later as specifically indicated, are adopted and incorporated by reference.

(a) 40 CFR 65, Subpart A, General Provisions; amended April 20, 2006, at 71 FR 20445; amended August 27, 2007, at 72 FR 48938.

(b) through (g) No change.

(14) through (15) No change.

(16) Title 40, Code of Federal Regulations, Part 72, Permits Regulation.

(a) The following subparts of 40 CFR Part 72, revised as of July 1, 2005, or later as specifically indicated, are adopted and incorporated by reference:

1. 40 CFR 72, Subpart A, Acid Rain Program General Provisions; amended April 28, 2006, at 71 FR 25327; amended September 7, 2007, at 72 FR 51493.

2. 40 CFR 72, Subpart B, Designated Representative; amended April 28, 2006, at 71 FR 25327; amended October 19, 2007, at 72 FR 59190.

3. through 9. No change.

(b) No change.

(17) through (18) No change.

(19) Title 40, Code of Federal Regulations, Part 75, Continuous Emission Monitoring.

(a) The following subparts of 40 CFR Part 75, revised as of July 1, 2005, or later as specifically indicated, are adopted and incorporated by reference:

1. No change.

2. 40 CFR 75, Subpart B, Monitoring Provisions; amended September 7, 2007, at 72 FR 51493.

3. 40 CFR 75, Subpart C, Operation and Maintenance Requirements; amended September 7, 2007, at 72 FR 51493.

4. through 9. No change.

(b) No change.

(20) through (25) No change.

(26) Title 40, Code of Federal Regulations, Part 96, NO<sub>x</sub> Budget Trading Program and CAIR NO<sub>x</sub> and SO<sub>2</sub> Trading Programs for State Implementation Plans. The following subparts of 40 CFR Part 96, revised as of July 1, 2005, or later as specifically indicated, are adopted and incorporated by reference.

(a) Subpart AA, CAIR NO<sub>x</sub> Annual Trading Program General Provisions; amended April 28, 2006, at 71 FR 25327; amended December 13, 2006, at 71 FR 74792; amended October 19, 2007, at 72 FR 59190.

(b) through (g) No change.

(h) Subpart AAA, CAIR SO<sub>2</sub> Trading Program General Provisions; amended April 28, 2006, at 71 FR 25327; amended December 13, 2006, at 71 FR 74792; amended October 19, 2007, at 72 FR 59190.

(i) through (m) No change.

(n) Subpart AAAA, CAIR NO<sub>x</sub> Ozone Season Trading Program General Provisions; amended April 28, 2006, at 71 FR 25327; amended December 13, 2006, at 71 FR 74792; amended October 19, 2007, at 72 FR 59190.

(o) through (t) No change.

Specific Authority 403.061, 403.8055 FS. Law Implemented 403.031, 403.061, 403.087, 403.8055 FS. History—New 3-13-96, Amended 6-25-96, 10-7-96, 10-17-96, 12-20-96, 4-18-97, 6-18-97, 7-7-97, 10-3-97, 12-10-97, 3-2-98, 4-7-98, 5-20-98, 6-8-98, 10-19-98, 4-1-99, 7-1-99, 9-1-99, 10-1-99, 4-1-00, 10-1-00, 1-1-01, 8-1-01, 10-1-01, 4-1-02, 7-1-02, 10-1-02, 1-1-03, 4-1-03, 10-1-03, 1-1-04, 4-1-04, 7-1-04, 10-1-04, 1-1-05, 4-1-05, 7-1-05, 10-1-05, 1-1-06, 4-1-06, 7-1-06, 9-4-06, 9-6-06, 1-8-07, 1-31-07, 4-2-07, 5-31-07, 7-2-07, 10-1-07, 2-1-07.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE NO.: 62-302.200  
 RULE TITLE: Definitions

PURPOSE AND EFFECT: This rulemaking revises the definitions of acute and chronic toxicity found in Chapter 62-302, F.A.C. The rule specifies an Inhibition Concentration 25 percent as a definition of chronic toxicity applicable to single substances and mixtures, including effluents.

SUMMARY: The proposed rule amendment will revise the definitions of acute and chronic toxicity and add a definition for Inhibition Concentration 25 percent.

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: 403.061, 403.087, 403.504, 403.704, 403.804, 403.805 FS.

LAW IMPLEMENTED: 403.021, 403.031, 403.061, 403.062, 403.085, 403.086, 403.087, 403.088, 403.502, 403.802 FS.

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

DATE AND TIME: January 29, 2008, 10:00 a.m.

PLACE: Environmental Regulation Commission, Florida Department of Environmental Protection, Douglas Building, Conference Room A, 3900 Commonwealth Boulevard, 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: Nancy Ross with the Bureau of Water Facilities Regulation at (850)245-8419. 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: Nancy Ross, Division of Water Resource Management, Florida Department of Environmental Protection, Mail Station 3540, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, telephone (850)245-8419, e-mail: Nancy.Ross@dep.state.fl.us, or facsimile (850)412-0662

THE FULL TEXT OF THE PROPOSED RULE IS:

62-302.200 Definitions.

(1) “Acute Toxicity” shall mean a concentration greater than one-third (1/3) of the amount lethal to 50% of the test organisms in 96 hours (96 hr LC<sub>50</sub>) for a species protective of the indigenous aquatic community for a substance not identified in paragraph 62-302.500(1)(c), F.A.C., or for mixtures of substances, including effluents. ~~“Acute Toxicity” shall mean the presence of one or more substances or characteristics or components of substances in amounts which:~~

~~(a) are greater than one-third (1/3) of the amount lethal to 50% of the test organisms in ninety six (96) hours (96 hr LC<sub>50</sub>) where the 96 hr LC<sub>50</sub> is the lowest value which has been determined for a species significant to the indigenous aquatic community; or~~

~~(b) may reasonably be expected, based upon evaluation by generally accepted scientific methods, to produce effects equal to those of the concentration of the substance specified in paragraph (a) above.~~

(2) through (3) No change.

(4) “Chronic Toxicity” “Chronic Toxicity” shall mean the presence of one or more substances or characteristics or components of substances in amounts which:

~~(a) For a substance without an aquatic life-based criterion in Rule 62-320.530, F.A.C. and where chronic toxicity studies evaluating the toxicity of the substance are available, or for mixtures of substances, including effluents, chronic toxicity shall mean the concentration that equals or exceeds the IC<sub>25</sub> on species protective of the indigenous aquatic community; or Are greater than one twentieth (1/20) of the amount lethal to 50% of the test organisms in ninety-six (96) hours (96 hr LC<sub>50</sub>) where the 96 hr LC<sub>50</sub> is the lowest value which has been determined for a species significant to the indigenous aquatic community; or~~

(b) For a substance without an aquatic life-based criterion in Rule 62-302.530, F.A.C. and where chronic toxicity studies evaluating the toxicity of the substance on species protective of the indigenous aquatic community are not available, the chronic toxicity of a substance shall be established as a concentration greater than one-twentieth (1/20) of the amount lethal to 50% of the test organisms in 96 hours (96 hr LC<sub>50</sub>) for a species protective of the indigenous aquatic community. ~~May reasonably be expected, based upon evaluation by generally accepted scientific methods, to produce effects equal to those of the concentration of the substance specified in paragraph (a) above.~~

(5) through (13) No change.

(14) "IC<sub>25</sub>" or "Inhibition Concentration 25%" shall mean the concentration of toxicant that causes a 25% reduction in a biological response such as biomass, growth, fecundity, or reproduction in the test population when compared to the control population response.

(14) through (32) renumbered (15) through (33) No change.

Specific Authority 403.061, ~~403.062~~, 403.087, 403.504, 403.704, 403.804, 403.805 FS. Law Implemented 403.021, 403.031, 403.061, ~~403.062~~, 403.085, 403.086, 403.087, 403.088, 403.502, 403.802 FS. History--New 5-29-90, Amended 2-13-92, Formerly 17-302.200, Amended 1-23-95, 5-15-02, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Janet G. Llewellyn, Director, Division of Water Resource Management

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Mimi A. Drew, Deputy Secretary, Regulatory Programs and Energy

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 26, 2007

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE NO.: 62-620.620  
 RULE TITLE: Guidelines for Establishing Specific Permit Conditions

PURPOSE AND EFFECT: The Department proposes to add a new section to Chapter 62-620, F.A.C., to identify facilities subject to whole effluent toxicity testing. The proposed rule will also specify acute and chronic whole effluent toxicity permit requirements.

SUMMARY: The proposed rule will identify facilities subject to whole effluent toxicity testing and specify acute and chronic whole effluent toxicity permit 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: 403.061, 403.087, 403.8055 FS.

LAW IMPLEMENTED: 403.021, 403.051, 403.061, 403.062, 403.087, 403.088, 403.0885, 403.141, 403.161 FS.

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

DATE AND TIME: January 29, 2008, 10:00 a.m.

PLACE: Environmental Regulation Commission, Florida Department of Environmental Regulation, Douglas Building, Conference Room A, 3900 Commonwealth Boulevard, 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: Nancy Ross with the Bureau of Water Facilities Regulation at (850)245-8419. 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: Nancy Ross, Division of Water Resource Management, Florida Department of Environmental Protection, Mail Station 3540, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, telephone (850)245-8419, e-mail: Nancy.Ross@dep.state.fl.us, or facsimile (850)412-0662

THE FULL TEXT OF THE PROPOSED RULE IS:

62-620.620 Guidelines for Establishing Specific Permit Conditions.

(1) through (2) No change.

(3) Whole Effluent Toxicity Testing.

(a) Whole effluent toxicity testing shall be required for the following wastewater facilities that discharge to surface waters:

1. Major wastewater facilities;

2. Minor domestic wastewater facilities with an approved pretreatment program or required to develop a pretreatment program;

3. Minor industrial wastewater facilities with a discharge that has the potential to result in aquatic toxicity; and

4. Any wastewater facility, regardless of size, which has a prior history of effluent toxicity.

(b) Unless provided elsewhere in this rule, facilities required to conduct whole effluent toxicity testing shall conduct chronic definitive tests starting with 100% effluent using a minimum of five dilution concentrations in accordance with paragraph 62-620.620(3)(g), F.A.C. Acute definitive tests shall not be required unless 50 percent or greater mortality is observed in any test concentration.

(c) Facilities with high rate dilution permitted under paragraph 62-4.244(3)(b), F.A.C., that are required to conduct whole effluent toxicity testing shall conduct acute definitive tests starting with 60% effluent using a minimum of five dilution concentrations in accordance with paragraph 62-620.620(3)(h), F.A.C. Chronic definitive tests shall not be required.

(d) Open Ocean Discharge facilities permitted under paragraph 62-4.244(3)(c), F.A.C., that are required to conduct whole effluent toxicity testing shall conduct chronic definitive tests starting with 60% effluent and using a minimum of five dilution concentrations in accordance with paragraph 62-620.620(3)(g), F.A.C.



1. Acute definitive tests shall not be required unless acute effects, as identified in paragraph 62-4.241(4)(a), F.A.C., are observed in the chronic definitive tests.

2. At the time of each permit renewal, a facility permitted under paragraph 62-4.244(3)(c), F.A.C., may submit data for three consecutive independent chronic whole effluent toxicity tests each spaced at least two months apart and representative of seasonal variations and flow. If all three tests meet the chronic whole effluent toxicity test limitations in paragraph 62-4.241(4)(b), F.A.C., then the facility may request that the permit renewal be issued with acute whole effluent toxicity testing according to paragraph 62-620.620(3)(h), F.A.C., in place of chronic whole effluent toxicity testing.

(e) Water treatment facilities that discharge demineralization concentrate, that have been granted a mixing zone under paragraph 62-4.244(3)(d), F.A.C., and that are required to conduct whole effluent toxicity testing shall conduct chronic definitive tests starting with 100% effluent and using a minimum of five dilution concentrations in accordance with paragraph 62-620.620(3)(g), F.A.C. Acute definitive tests shall not be required unless acute effects as identified in paragraph 62-4.241(5)(a), F.A.C., are observed in the chronic definitive tests.

(f) Facilities with intermittent discharges at frequencies and durations that do not enable sampling according to Section 8.3., in Methods EPA-821-R-02-013 and EPA-821-R-02-014 shall be required to conduct acute definitive tests starting with 100% effluent and using a minimum of five dilution concentrations in accordance with paragraph 62-620.620(3)(h), F.A.C. Chronic definitive tests shall not be required.

(g) Monitoring for chronic definitive whole effluent toxicity tests shall be as follows:

1. Monitoring Frequency. "Routine" toxicity tests are whole effluent toxicity tests conducted at regularly scheduled intervals once every three months unless otherwise specified in the facility's permit.

2. Sample and Test Requirements.

a. Three 24-hour flow-proportioned composite samples of final effluent shall be collected in accordance with Section 8.3., in Methods EPA-821-R-02-013 and EPA-821-R-02-014 for each test conducted. If the duration of the discharge during a 24-hour composite sampling interval is less than 24-hours, the duration of the discharge shall be included in the facility's report.

b. Test species, procedures, and quality assurance criteria shall be in accordance with *Short-term Methods for Estimating the Chronic Toxicity of Effluents and Receiving Waters to Marine and Estuarine Organisms*, 3rd ed., EPA-821-R-02-014, incorporated herein by reference; or *Short-term Methods for Estimating the Chronic Toxicity of Effluents and Receiving Waters to Freshwater Organisms*, 4th ed., EPA-821-R-02-013, incorporated herein by reference.

c. The permittee shall conduct 7-day chronic toxicity tests for survival and growth with the mysid shrimp, *Americamysis (Mysidopsis) bahia*, EPA Method #1007.0 and the inland silverside, *Menidia beryllina*, EPA Method #1006.0, concurrently, if the effluent salinity is 1.0 part per thousand or greater measured as conductivity and the discharge is to predominantly marine waters, as defined in Rule 62-302.200, F.A.C.

d. The permittee shall conduct 7-day chronic toxicity tests for survival and reproduction with the daphnid, *Ceriodaphnia dubia*, EPA Method #1002.0, and for survival and growth with the fathead minnow, *Pimephales promelas*, EPA Method #1000.0, concurrently, if the effluent salinity is less than 1.0 part per thousand measured as conductivity or when the discharge is to predominantly fresh waters, as defined in Rule 62-302.200, F.A.C.

e. If the effluent salinity is less than 1.0 part per thousand measured as conductivity, and the effluent chloride concentration is greater than 230 milligrams per liter, and the discharge is to predominantly marine waters, the permittee may conduct 7-day chronic toxicity tests for survival and growth with the mysid shrimp, *Americamysis (Mysidopsis) bahia*, EPA Method #1007.0, and the inland silverside, *Menidia beryllina*, EPA Method #1006.0, concurrently.

f. The whole effluent toxicity test species shall be determined based on the effluent salinity at the edge of the mixing zone for facilities that discharge to predominantly marine waters and that have been granted chronic toxicity mixing zones under paragraph 62-4.244(3)(a), F.A.C. The salinity at the edge of the mixing zone is determined by diluting the effluent to the concentration at the edge of the mixing zone with dilution water adjusted to the minimum salinity of the receiving water. The whole effluent toxicity test species shall be freshwater species if the discharge is to predominantly fresh waters.

g. For freshwater species, the control water and dilution water used shall be moderately hard water as described in EPA-821-R-02-013, Section 7. For saltwater species, the control water and dilution water used shall be artificial seawater diluted to the test salinity as described in EPA-821-R-02-014, Section 7.2. The test salinity shall be determined as follows:

(I) For the *A. bahia* bioassays, the effluent shall be adjusted to a salinity of 20 parts per thousand for the 100% effluent test using artificial sea salts as described in EPA-821-R-02-014, Section 7.2. The salinity of the control/dilution water (0% effluent) shall be 20 parts per thousand. When the salinity of the effluent is greater than 20 parts per thousand, no salinity adjustment shall be made to the effluent and the test shall be run at the effluent salinity. For facilities granted a chronic toxicity mixing zone, if the effluent salinity at the edge of the mixing zone as described in sub-subparagraph 62-620.620(3)(g)2.f., F.A.C., is greater than

20 parts per thousand, the salinity of the effluent and the control/dilution water (0% effluent) may be adjusted to match the minimum salinity of the effluent at the edge of the mixing zone, but shall not exceed the salinity range of the method.

(II) For the *M. beryllina* bioassays, when the salinity of the effluent is between 1 and 5 parts per thousand, the effluent shall be adjusted to a salinity of 5 parts per thousand using artificial sea salts as described in EPA-821-R-02-014, Section 7.2. When the salinity of the effluent is greater than 5 parts per thousand, no salinity adjustment shall be made to the effluent and the test shall be run at the effluent salinity. The salinity of the control/dilution water (0% effluent) shall be 5 parts per thousand. For facilities granted a chronic toxicity mixing zone, if the effluent salinity at the edge of the mixing zone as described in sub-subparagraph 62-620.620(3)(g)2.f., F.A.C., is greater than 5 parts per thousand, the salinity of the effluent and control/dilution water (0% effluent) may be adjusted to match the minimum salinity of the effluent at the edge of the mixing zone, but shall not exceed the salinity range of the method.

h. If 100% mortality occurs in all effluent concentrations before the end of any test, and control mortality is less than 20% at that time, the test (including the control) shall be terminated with the conclusion that the test fails.

i. If a chronic definitive test is invalid as established in EPA methods EPA-821-R-02-013 and EPA-821-R-02-014, a retest must be started within 14 days after the last day of the invalid chronic definitive test.

(h) Monitoring for acute definitive whole effluent toxicity tests shall be as follows:

1. Monitoring Frequency.

a. The monitoring frequency for facilities required to conduct routine acute definitive tests in accordance with paragraph 62-620.620(3)(c), F.A.C., shall be as required in subparagraph 62-620.620(3)(g)1., F.A.C.

b. The monitoring frequency for facilities required to conduct routine acute definitive tests in accordance with paragraph 62-620.620(3)(f), F.A.C., shall be established based on the frequency and characteristics of the discharge.

2. Sample and Test Requirements.

a. Tests shall be conducted on four separate grab samples collected at evenly-spaced (6-hr) intervals over a 24-hour period to catch any peaks of toxicity and to account for daily variations in effluent quality. The four grab samples, while used in eight bioassays (four bioassays for each species), represent one test. If the duration of the discharge is less than 24-hours, the duration of discharge shall be documented in the facility's report.

b. Test species, procedures, and quality assurance criteria shall be in accordance with *Methods for Measuring the Acute Toxicity of Effluents and Receiving Waters to Freshwater and Marine Organisms*, 5th ed., EPA-821-R-02-012, incorporated herein by reference.

c. The permittee shall conduct 96-hour acute static renewal toxicity tests with the mysid shrimp, *Americamysis (Mysidopsis) bahia*, and the inland silverside, *Menidia beryllina*, concurrently, if the effluent salinity is 1.0 part per thousand or greater measured as conductivity and the discharge is to predominantly marine waters, as defined in Rule 62-302.200, F.A.C.

d. The permittee shall conduct 96-hour acute static renewal toxicity tests with the daphnid, *Ceriodaphnia dubia*, and the bannerfin shiner, *Cyprinella leedsii*, concurrently, if the effluent has a salinity of less than 1.0 part per thousand measured as conductivity or when the discharge is to predominantly fresh waters, as defined in Rule 62-302.200, F.A.C.

e. For facilities granted acute toxicity relief under paragraphs 62-4.244(3)(b) through (d), F.A.C., and that discharge to predominantly marine waters, the whole effluent toxicity test species shall be determined based on the salinity of the effluent diluted to the whole effluent acute toxicity limits in subsections 62-4.241(3) through (5), F.A.C., with control water adjusted to the minimum salinity of the receiving water.

f. For freshwater species, the control water and dilution water used shall be moderately hard water as described in EPA-821-R-02-012, Table 7. For saltwater species, the control water and dilution water used shall be artificial seawater diluted to the test salinity as described in EPA-821-R-02-012, Section 7.2.4. The test salinity shall be determined as follows:

(I) When the salinity of the effluent is between 1 and 7 parts per thousand, the following salinity adjustment shall be used. For the *A. bahia* bioassays, the effluent shall be adjusted to a salinity of 7 parts per thousand for the 100% effluent test using artificial sea salts. The control/dilution water shall be adjusted to 7 parts per thousand. No salinity adjustment shall be made for the *M. beryllina* bioassay test. The salinity of the control/dilution water (0% effluent) shall be adjusted to match the salinity of the effluent.

(II) When the salinity of the effluent is greater than 7 parts per thousand, no salinity adjustment shall be made to the effluent and the tests shall be run at the effluent salinity.

g. If 100% mortality occurs in all effluent concentrations before the end of any test, and control mortality is less than 10% at that time, the test (including the control) shall be terminated with the conclusion that the test fails.

h. If an acute definitive test is invalid as established in EPA method EPA-821-R-02-012, a retest must be started within 14 days of the last day of the invalid acute test.

(i) Acute and Chronic Whole Effluent Toxicity Test Failures.

1. A whole effluent toxicity test fails when the test does not meet the applicable acute or chronic whole effluent toxicity limits in Rule 62-4.241, F.A.C.

2. If a routine test fails, the permittee shall notify the Department within 21 days after the last day of the routine test.

3. The permittee shall conduct two additional follow-up tests on each species that failed the routine test. The first additional follow-up test shall be initiated within 28 days after the last day of the end of the failed routine test and weekly thereafter until a total of two valid additional follow-up tests are completed. If needed for intermittent discharges, the additional follow-up tests shall be initiated at the next discharge occurrence. The additional follow-up tests are intended to determine whether the whole effluent toxicity test failure of a facility's effluent is intermittent or persistent.

a. Chronic whole effluent toxicity additional follow-up tests shall be conducted according to the monitoring procedures in paragraph 62-620.620(3)(g), F.A.C. The permittee may modify the dilution series in the second additional follow-up test to more accurately bracket the toxicity, such that at least two dilutions above and two dilutions below the target concentration and a control (0% effluent) are run.

b. Acute whole effluent toxicity additional follow-up tests shall be conducted according to the monitoring procedures in paragraph 62-620.620(3)(h), F.A.C., except that the second additional follow-up test shall be run on a single grab sample collected on the same day of the week and time when the greatest toxicity was identified in the routine or first additional follow-up test. The permittee may modify the dilution series in the second additional follow-up test to more accurately bracket the toxicity, such that at least two dilutions above and two dilutions below the target concentration and a control (0% effluent) are run.

4. In the event of three valid test failures (whether routine or additional follow-up tests) within a 12-month period, the permittee shall notify the Department within 21 days after the last day of the third test failure.

a. The permittee shall submit a plan for correction of the effluent toxicity within 60 days after the last day of the third test failure.

b. The plan shall be approved by the Department before initiation.

c. The plan shall be initiated within 30 days following the Department's written approval of the plan. The permittee shall submit progress reports to the Department every three months to the address specified in the facility's permit.

d. During the period of time that the approved plan is ongoing, the permittee shall conduct routine whole effluent toxicity testing at the frequency of once every three months, but shall not be required to perform additional follow-up tests. If a routine test is invalid as established in EPA Methods, EPA-821-R-02-012, EPA-821-R-013, or EPA-821-R-014, a retest must be started within 14 days after the end of the invalid test.

e. Following completion or termination of the plan, the frequency of monitoring for routine and additional follow-up whole effluent toxicity tests shall return to the schedule

established in the facility wastewater permit. The permittee may terminate the plan at any time upon written verification by the Department that the facility has passed at least four consecutive valid routine whole effluent toxicity tests.

5. The additional follow-up testing and the plan required in subparagraphs 62-620.620(3)(i)3. and 4., F.A.C., do not preclude enforcement action.

(j) Acute and Chronic Whole Effluent Toxicity Tests Reporting Requirements.

a. The permittee shall mail a bioassay laboratory report for each routine test to the Department at the address specified in the permit within 30 days after the last day of the routine test. For additional follow-up tests, the bioassay laboratory report shall be mailed to the Department at the address specified in the permit within 30 days after the last day of the second valid follow-up test.

b. The laboratory reports shall be prepared according to Section 10, Report Preparation and Test Review, of the method required by sub-subparagraph 62-620.620(3)(g)2.b., F.A.C., for chronic whole effluent toxicity tests or Section 12, Report Preparation and Test Review of the method required by sub-subparagraph 62-620.620(3)(h)2.b., F.A.C., for acute whole effluent toxicity tests.

c. All invalid test results shall be submitted with the repeat test results to the Department at the address specified in the permit.

(k) The Department shall increase or decrease the whole effluent toxicity test requirements in this rule taking any of the following factors into consideration:

1. The variability of the pollutants or pollutant parameters in the effluent indicated by the facility's effluent characterization, the type of treatment facility, and types of industrial contribution to the influent of a domestic wastewater facility;

2. The dilution of the effluent in the receiving water indicated by the ratio of the effluent flow to the receiving water flow;

3. The degree of similarity between discharge points at facilities with multiple outfalls, where the sampling of one outfall is representative of more than one discharge point;

4. Site-specific considerations including the history of toxic impact or compliance problems at the wastewater facility which cause or contribute to adverse water quality impacts; or

5. The existing and historical land-use, as well as existing and historical analytical data, when considering discharges that are primarily composed of storm water run-off.

(3) through (4) renumbered (4) through (5) No change.

Specific Authority 403.061, 403.087, 403.8055 FS. Law Implemented 403.021, 403.051, 403.061, 403.062, 403.087, 403.088, 403.0885, 403.141, 403.161 FS. History—New 11-29-94, Amended 12-24-96, 10-23-00, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Janet G. Llewellyn, Director, Division of Water Resource Management

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Mimi A. Drew, Deputy Secretary, Regulatory Programs and Energy

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 11, 2007

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

**DEPARTMENT OF HEALTH**

**Board of Clinical Laboratory Personnel**

RULE NO.: 64B3-5.007  
RULE TITLE: Director; Limitations and Qualifications

PURPOSE AND EFFECT: The proposed rule amendment clarifies the qualifications of directors.

SUMMARY: This proposed rule sets forth the licensure requirements for those clinical laboratory personnel who are responsible for and assure the overall operation and administration of a clinical laboratory and fulfill the responsibilities specified in Rule 64B3-13.002, 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: 483.805(4) FS.

LAW IMPLEMENTED: 483.800, 483.809, 483.815, 483.823(1), 483.824 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: Joe Baker, Jr., Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257

THE FULL TEXT OF THE PROPOSED RULE IS:

(Substantial Rewording of Rule 64B3-5.007 follows. See Florida Administrative Code for present text.)

64B3-5.007 Director; Limitations and Qualifications.

(1) All applicants for a Director license must have the qualifications for a High Complexity Laboratory Director, listed in 42 CFR 493.1443.

(2) In addition, at least one of the following requirements must be met for specific areas of licensure. In some cases, there are multiple options for meeting the requirements.

<u>Specialty</u>	<u>Option</u>	<u>Education</u>	<u>Training/Experience</u>	<u>Certification</u>
<u>All Specialties</u>	1	<u>Licensed physician (does not require a separate laboratory director license)</u>		<u>Certification in Clinical Pathology by the ABP or AOBP</u>
	2	<u>Licensed physician (does not require a separate laboratory director license)</u>		<u>Certification in the pertinent laboratory specialty by ABIM, AOBIM, ABMM, ABCC, ABNM, AOBNM, ABMG, ABB, ABMLI, ABHI</u>
	3	<u>Licensed physician (does not require a separate laboratory director license)</u>	<u>Four years of pertinent clinical laboratory experience (post-graduate), with two years experience in the specialty to be directed</u>	
<u>Histology, Cytology</u>		<u>Licensed physician (does not require a separate laboratory director license)</u>		<u>Certification in Anatomical Pathology or Cytopathology by ABP or AOBP. For dermatopathology only, certification in Dermatopathology by the ABD or AOBP</u>
<u>Oral Pathology Laboratories</u>		<u>Licensed physician or dentist (does not require a separate laboratory director license)</u>		<u>Certification in Anatomical Pathology by ABOP, ABP, or AOBP</u>

<u>Microbiology</u>	<u>Doctoral Degree in a chemical, biological, or clinical laboratory science</u>	<u>Certification in Clinical Microbiology by ABMM, HCLD(ABB) with certification in Microbiology, or CLDir(NCA) as Generalist or with certification in Microbiology</u>
<u>Hematology</u>	<u>Doctoral Degree in a chemical, biological, or clinical laboratory science</u>	<u>HCLD(ABB) in Hematology or CLDir(NCA) as Generalist with certification in Hematology.</u>
<u>Cytogenetics</u>	<u>Doctoral Degree in a chemical, biological, or clinical laboratory science</u>	<u>Certification in Clinical Cytogenetics by ABMG</u>
<u>Serology/Immunology</u>	<u>Doctoral Degree in a chemical, biological, or clinical laboratory science</u>	<u>Certification in Clinical Immunology by ABMLI, HCLD(ABB) with certification in Immunology, or CLDir(NCA) as Generalist</u>
<u>Clinical Chemistry</u>	<u>Doctoral Degree in a chemical, biological, or clinical laboratory science</u>	<u>Certification in Clinical Chemistry by ABCC, HCLD(ABB) with certification in Chemistry, CLDir(NCA) as Generalist or with certification in Chemistry, or certification in Clinical Chemistry or Toxicological Chemistry by NRCC.</u>
<u>Andrology</u>	<u>Doctoral Degree in a chemical, biological, or clinical laboratory science</u>	<u>HCLD(ABB) with certification in Andrology</u>
<u>Embryology</u>	<u>Doctoral Degree in a chemical, biological, or clinical laboratory science</u>	<u>ELD(ABB) or HCLD(ABB) with certification in Embryology.</u>
<u>Histocompatibility</u>	<u>Doctoral Degree in a chemical, biological, or clinical laboratory science</u>	<u>Diplomate of the ABHI or HCLD(ABB) with certification in Immunology.</u>
<u>Molecular Pathology</u>	<u>Doctoral Degree in a chemical, biological, or clinical laboratory science</u>	<u>Certification in Molecular Pathology by ABCC, certification in Molecular Genetics by ABMG, or HCLD(ABB) with certification in Molecular Diagnostics</u>

Specific Authority ~~483.051~~, 483.805(4) FS. Law Implemented ~~483.800, 483.041(5), 483.051(1)~~, 483.809, ~~483.811(2)~~, 483.815, 483.823(1), 483.824 FS. History—New 6-6-85, Formerly 10D-41.67, Amended 3-11-90, Formerly 10D-41.067, Amended 7-1-97, Formerly 590-5.007, Amended 5-26-98, 3-2-99, 3-24-02, 10-14-02, 4-20-04, 2-23-06, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Clinical Laboratory Personnel  
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Clinical Laboratory Personnel

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 12, 2007  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 18, 2007

**DEPARTMENT OF HEALTH**

**Board of Hearing Aid Specialists**

RULE NO.: 64B6-2.003  
RULE TITLE: Licensure by Examination

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

SUMMARY: The rule amendment will 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: 456.017(1)(c), (6), 484.044, 484.0445(1) FS.

LAW IMPLEMENTED: 456.017(1)(c), 484.045, 484.0445(1) FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

64B6-2.003 Licensure by Examination.

Any person desiring to be licensed as a hearing aid specialist shall apply to the Department at least ninety (90) days prior to the date the examination is to be administered.

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

(d) Is a graduate of an accredited high school or at least its equivalent; ~~has taken all courses required for licensure pursuant to Section 456.013, F.S.;~~

(e) through (f) No change.

(g) Has taken all courses required for licensure pursuant to Section 456.013, F.S.

(2) through (3) No change.

Specific Authority 456.017(1)(c), (6), 484.044, 484.0445(1) FS. Law Implemented 456.017(1)(c), 484.045, 484.0445(1) FS. History—New 8-9-84, Amended 1-20-85, Formerly 21JJ-4.01, 21JJ-4.001, Amended 12-21-86, 5-22-90, 3-5-91, Formerly 21JJ-2.003, Amended 8-18-93, 6-28-95, Formerly 61G9-2.003, Amended 1-24-02, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Hearing Aid Specialists

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Hearing Aid Specialists

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 9, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 14, 2007

**DEPARTMENT OF HEALTH**

**Board of Hearing Aid Specialists**

RULE NO.: 64B6-3.003  
RULE TITLE: Delinquent Status Licenses

PURPOSE AND EFFECT: The Board proposes the rule amendment to include applicability of delinquent status to “retired” status; and to clarify portions of the rule.

SUMMARY: The rule amendment will include applicability of delinquent status to “retired” status; and to clarify portions of the rule.

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: 456.036, 484.044(1) FS.

LAW IMPLEMENTED: 456.036 FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

64B6-3.003 Delinquent Status Licenses.

(1) No change.

(2) The delinquent status licensee must affirmatively apply for active or inactive status during the licensure cycle in which the license becomes delinquent. The failure by the delinquent status licensee to cause the license to be renewed, ~~or~~ inactivated, or retired before the expiration of the licensure cycle in which the license became delinquent shall render the license null and void without further action by the Board or the Department.

(3) The delinquent status licensee who applies for license renewal, ~~or~~ inactive, or retired status shall:

(a) File with the Board the completed application for ~~either~~ license renewal, ~~or~~ inactive, or retired status;

(b) Pay to the Board ~~either~~ the license renewal fee, ~~or~~ the inactive status fee, or the retired status fee, the delinquency fee, and if applicable the processing fee; and,

(c) No change.

Specific Authority 456.036, 484.044(1) FS. Law Implemented 456.036 FS. History—New 1-18-95, Formerly 61G9-3.007, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Hearing Aid Specialists  
NAME OF SUPERVISOR OR PERSON WHO APPROVED  
THE PROPOSED RULE: Board of Hearing Aid Specialists  
DATE PROPOSED RULE APPROVED BY AGENCY  
HEAD: November 9, 2007  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
PUBLISHED IN FAW: September 14, 2007

**DEPARTMENT OF HEALTH**

**Board of Hearing Aid Specialists**

RULE NO.: 64B6-5.001                      RULE TITLE:  
Continuing Education as a Condition  
for Renewal

PURPOSE AND EFFECT: The Board proposes the rule amendment to add certain language from Rule 64B6-5.002, F.A.C., for clarity and to clarify other portions of the rule.

SUMMARY: The rule amendment will add certain language from Rule 64B6-5.002, F.A.C., for clarity and to clarify other portions of the rule.

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(6), (8), 484.044, 484.047(1), (4) FS.

LAW IMPLEMENTED: 484.047(4) FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

64B6-5.001 Continuing Education as a Condition for Renewal.

(1) No change.

(a) The laws and rules course shall be taught by an ~~Board approved~~ approved instructor approved by the Board or its designee and shall include the following subject areas:

1. through 3. No change.

(b) No change.

(2) No change.

(3) Each Hearing Aid Specialist shall attend and certify attending two (2) hours and may take up to four (4) hours per biennium of continuing education which includes the topics of Human Immunodeficiency Virus, Acquired Immune

Deficiency Syndrome, and other communicable illness to protect both the recipient and dispenser; modes of transmission, infection control procedures, clinical management, and prevention of any communicable illness. Such continuing education shall be accepted by the Board toward the continuing education requirement. Dually-licensed individuals, under Chapter 456, F.S., shall only be required to take one HIV/AIDS course to satisfy the continuing education requirements for this Board.

(4) Each Hearing Aid Specialist shall attend and certify attending a Board-approved two-hour continuing education course relating to the prevention of medical errors. Licensees who are licensed under other professions regulated by Chapter 456, F.S., shall only be required to take one medical errors course to satisfy the continuing education requirements for this Board. The two-hour course shall count toward the total number of continuing education hours required for license renewal.

Specific Authority 456.013(6), (8), 484.044, 484.047(1), (4) FS. Law Implemented 484.047(4) FS. History--New 4-1-85, Formerly 21JJ-15.001, Amended 8-5-87, 4-8-90, 8-21-90, 8-19-91, Formerly 21JJ-5.005, Amended 11-20-95, Formerly 61G9-5.005, Amended 9-23-99, 6-28-00, 11-9-00, 2-19-03,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Hearing Aid Specialists  
NAME OF SUPERVISOR OR PERSON WHO APPROVED  
THE PROPOSED RULE: Board of Hearing Aid Specialists  
DATE PROPOSED RULE APPROVED BY AGENCY  
HEAD: November 9, 2007  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
PUBLISHED IN FAW: September 14, 2007

**DEPARTMENT OF HEALTH**

**Board of Hearing Aid Specialists**

RULE NO.: 64B6-5.002                      RULE TITLE:  
Continuing Education Programs

PURPOSE AND EFFECT: The Board proposes the rule amendment to remove unnecessary language that has been added to Rule 64B6-5.001, F.A.C., for clarity of the rule; and to clarify other portions of the rule.

SUMMARY: The rule amendment will remove unnecessary language that has been added to Rule 64B6-5.001, F.A.C., for clarity of the rule; and to clarify other portions of the rule.

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(6)-(9), 484.044, 484.047(4) FS.

LAW IMPLEMENTED: 456.013(6)-(9), 484.047(4) FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

64B6-5.002 Continuing Education Programs.

(1) through (7) No change.

~~(8) Effective for the biennium beginning in 2001, each Hearing Aid Specialist shall attend and certify attending two hours and may take up to four (4) hours per biennium of continuing education which includes the topics of Human Immunodeficiency Virus, Acquired Immune Deficiency Syndrome, and other communicable illness to protect both the recipient and dispenser; modes of transmission, infection control procedures, clinical management, and prevention of any communicable illness. Such continuing education shall be accepted by the Board toward the continuing education requirement prescribed in Rule 64B6-5.001, F.A.C. Up to four hours of continuing education relating to these topics shall be accepted for the 1999-2001 biennium. Dually licensed individuals, under Chapter 456, F.S., shall only be required to take one HIV/AIDS course to satisfy the continuing education requirements for this Board.~~

~~(9) Each Hearing Aid Specialist shall attend and certify attending a Board approved two hour continuing education course relating to the prevention of medical errors. Licensees who are licensed under other professions regulated by Chapter 456, F.S., shall only be required to take one medical errors course to satisfy the continuing education requirements for this Board. The 2 hour course shall count toward the total number of continuing education hours required for license renewal.~~

Specific Authority 456.013(6)-(9), 484.044, 484.047(4) FS. Law Implemented 456.013(6)-(9), 484.047(4) FS. History—New 4-1-85, Formerly 21JJ-15.002, Amended 8-5-87, 2-16-89, 6-21-89, 1-10-90, 8-19-91, 10-21-91, Formerly 21JJ-5.006, Amended 11-20-95, Formerly 61G9-5.006, Amended 9-23-99, 11-9-00, 3-24-02, 11-18-02, 9-13-07, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Hearing Aid Specialists

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Hearing Aid Specialists

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 9, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 14, 2007

**DEPARTMENT OF HEALTH**

**Board of Hearing Aid Specialists**

RULE NO.: 64B6-6.008

RULE TITLE: Regular Place of Business Requirements; Advertising Requirements

PURPOSE AND EFFECT: The Board proposes the rule amendment to delete language that if a licensee is self-employed, a statement of the place of business where the licensee’s license will be conspicuously displayed and explaining the circumstances or use satisfies requirements of rule; to clarify that advertising of hearing aid specialist services shall include the address or telephone number of the licensee’s regular place of business; and to clarify that licensee is required to provide written notification upon change of regular place of business.

SUMMARY: The rule amendment will delete language that if a licensee is self-employed, a statement of the place of business where the licensee’s license will be conspicuously displayed and explaining the circumstances or use satisfies requirements of rule; to clarify that advertising of hearing aid specialist services shall include the address or telephone number of the licensee’s regular place of business; and to clarify that licensee is required to provide written notification upon change of regular place of business.

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: 456.035(1), 484.044 FS.

LAW IMPLEMENTED: 484.0501, 484.051, 484.058 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 Hearing Aid Specialists/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B6-6.008 Regular Place of Business Requirements; Advertising Requirements.

(1) through (2) No change.

~~(3) If the licensee is self-employed, a statement of the place of business where the licensee’s license will be conspicuously displayed, and explaining the circumstances of use, shall satisfy the requirement of this rule.~~



~~(3)~~(4) All advertising of hearing aid specialist services shall include the address of the licensee's regular place of business ~~or~~ and the telephone number of the regular place of business.

~~(4)~~(5) Within thirty (30) days of a change of the regular place of business, the licensee shall notify in writing the Executive Director of the Board of the change.

Specific Authority 456.035(1), 484.044 FS. Law Implemented 484.0501, 484.051, 484.058 FS. History—New 2-28-85, Formerly 21JJ-12.01, 21JJ-12.001, Amended 8-12-87, 3-5-91, Formerly 21JJ-6.007, 61G9-6.007, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Hearing Aid Specialists

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Hearing Aid Specialists

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 9, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 14, 2007

**DEPARTMENT OF HEALTH**

**Board of Hearing Aid Specialists**

RULE NO.: 64B6-8.002                      RULE TITLE: Qualifications for Trainees, Sponsors and Designated Hearing Aid Specialists

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify requirements regarding discipline of sponsor and to limit the number of trainees a sponsor may train at one time.

SUMMARY: The rule amendment will clarify requirements regarding discipline of sponsor and to limit the number of trainees a sponsor may train at one time.

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: 484.044, 484.0445 FS.

LAW IMPLEMENTED: 484.0445, 484.045 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 Hearing Aid Specialists/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B6-8.002 Qualifications for Trainees, Sponsors and Designated Hearing Aid Specialists.

(1) No change.

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

(b) The prospective sponsor must not have been disciplined during the past ~~four (4)~~ ~~two (2)~~ years, unless the discipline is for a minor violation under Rule 64B6-7.006, F.A.C., a citation, or a letter of concern, and all terms of any final order are satisfied; and

(c) A sponsor may not sponsor more than ~~three (3)~~ ~~five (5)~~ trainees at any one time.

(3) No change.

Specific Authority 484.044, 484.0445 FS. Law Implemented 484.0445, 484.045 FS. History—New 1-12-84, Formerly 21JJ-8.02, Amended 8-12-87, 9-13-90, Formerly 21JJ-8.002, Amended 12-6-94, Formerly 61G9-8.002, Amended 6-2-03, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Hearing Aid Specialists

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Hearing Aid Specialists

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 9, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 14, 2007

**DEPARTMENT OF HEALTH**

**Board of Pharmacy**

RULE NO.: 64B16-28.450                      RULE TITLE: Centralized Prescription Filling, Delivering and Returning

PURPOSE AND EFFECT: The Board proposes the rule amendment in order to update the rule concerning the delivering and returning of medication by central fill pharmacies.

SUMMARY: The requirements for delivering and returning of medication will be updated.

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: 465.003, 465.005, 465.0265 FS.

LAW IMPLEMENTED: 465.003(16), 465.0265 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: Rebecca R. Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3253

## THE FULL TEXT OF THE PROPOSED RULE IS:

64B16-28.450 Centralized Prescription Filling, Delivering and Returning.

(1) As used herein:

(a) The term "~~originating receiving~~ pharmacy" means a pharmacy wherein the prescription which will be filled by the central fill supplier pharmacy is initially presented. ~~A "receiving pharmacy" is also the pharmacy which will dispense the medication once the prescription has been filled by the supplier pharmacy and then delivered to the receiving pharmacy; and,~~

(b) The term "~~central fill supplier~~ pharmacy" means a pharmacy which performs centralized prescription filling, delivering, and returning for one or more ~~originating receiving~~ pharmacies.

(2) Pharmacies acting as the central fill supplier pharmacy must be authorized to dispense medications under the provisions of Chapter 465, F.S., and the rules promulgated thereto.

(3) A community pharmacy which acts as the central fill supplier pharmacy and which notifies the Board that its pharmacy practice is limited only to such practice shall be exempt from the following rules:

(a) Rule 64B16-28.1035, F.A.C., Patient Consultation Area;

(b) The signage requirement of subsection 64B16-28.109(1), F.A.C.; and

(c) Rule 64B16-28.404, F.A.C., Regulation of Daily Operating Hours.

(4) All central fill supplying and originating receiving pharmacies engaged in centralized prescription filling shall create and keep current a Policy and Procedure Manual which shall:

(a) Be maintained at the locations of the central fill supplying and originating receiving pharmacies;

(b) Include the information required in Sections 465.0265(2)(a)-(f), F.S.

(5) Delivery of medications. Delivery of medications must be made in a timely manner. The originating and central fill pharmacies shall each be identified on the prescription container. Delivery of medications by the supplying originating or central fill pharmacy shall only be made to the receiving pharmacy for dispensing. Such delivery must be made in a timely manner.

(a) Delivery by central fill pharmacy to ultimate consumer. A central fill pharmacy may deliver medications for an originating pharmacy to the ultimate consumer or the consumer's agent under the following conditions:

1. The pharmacies are under the same ownership or have a written contract specifying the services to be provided by each pharmacy, the responsibilities of each pharmacy, and the manner in which each pharmacy will comply with federal and state laws, rules and regulations.

2. The pharmacies shall have a pharmacist available 40 hours a week, either in person or via two-way communication technology, such as a telephone, to provide patient counseling.

3. The pharmacies shall include a toll-free number that allows the patient to reach a pharmacist for the purposes of patient counseling.

4. The pharmacies shall each be identified on the prescription container label. The originating pharmacy shall be identified with pharmacy name and address. The central fill pharmacy may be identified by a code available at the originating pharmacy.

5. The central fill pharmacy shall only deliver via carrier to the ultimate consumer or the consumer's agent those medications which could have been delivered via carrier by the originating pharmacy.

6. The central fill pharmacy shall not deliver to the ultimate consumer or consumer's agent substances listed as controlled substances under Chapter 893, F.S.

(b) The delivery of a filled prescription by a central fill pharmacy to the ultimate consumer or the consumer's agent pursuant to a contract with an originating pharmacy shall not be considered dispensing within the definition set forth in Section 465.003(6), F.S.

(c) Each pharmacist that performs a specific function within the processing of the prescription shall be responsible for any errors or omissions committed by that pharmacist during the performance of that specific function.

(6) The supplying and receiving pharmacy shall each be identified on the prescription container label. The receiving pharmacy shall be identified with pharmacy name and address. The supplying pharmacy may be identified by a code available at the receiving pharmacy. Prescription and labeling requirements for pharmacies participating in central prescription filling, delivering and returning:

(a) Prescriptions may be transmitted electronically from an originating pharmacy to a central fill pharmacy including via facsimile. The originating pharmacy transmitting the prescription information must:

1. Write the word "central fill" on the face of the original prescription and record the name, address, and DEA registration number if a controlled substance of the originating pharmacy to which the prescription has been transmitted and the name of the originating pharmacy's pharmacist transmitting the prescription, and the date of transmittal;

2. Ensure all the information required to be on a prescription pursuant to Sections 456.042 and 893.04, F.S., is transmitted to the central fill pharmacy either on the face of the prescription or in the electronic transmission of information;

3. Indicate in the information transmitted the number of refills already dispensed and the number of refills remaining;

4. Maintain the original prescription for a period of two years from the date the prescription was last refilled.

5. Keep a record of receipt of the filled prescription, including the date of receipt, the method of delivery (private, common or contract carrier) and the name of the originating pharmacy's employee accepting delivery.

(b) The central fill pharmacy receiving the transmitted prescription must:

1. Keep a copy of the prescription if sent via facsimile, or an electronic record of all the information transmitted by the originating pharmacy, including the name, address, and DEA registration number, if a controlled substance, of the originating pharmacy transmitting the prescription;

2. Keep a record of the date of receipt of the transmitted prescription, the name of the licensed pharmacist filling the prescription, and dates of filling or refilling of the prescription;

3. Keep a record of the date the filled prescription was delivered to the originating pharmacy and the method of delivery (private, common or contract carrier).

4. A central fill pharmacy's pharmacist filling a written or emergency oral prescription for a controlled substance listed in Schedule II shall affix to the package a label showing the date of filing, the receiving pharmacy's name and address, a unique identifier (i.e. the supplying pharmacy's DEA registration number) indicating the prescription was filled at the central fill pharmacy, the serial number of the prescription, the name of the patient, the name of the prescribing practitioner, and directions for use and cautionary statements, if any, contained in such prescription or required by law.

Specific Authority 465.003, 465.005, 465.0265 FS. Law Implemented 465.003(16), 465.0265 FS. History--New 9-23-03, Amended 7-27-04, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Pharmacy

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

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 16, 2007

**DEPARTMENT OF HEALTH**

**Board of Naturopathic Examiners**

RULE NO.: 64B28-1.006  
RULE TITLE: Probable Cause Determination

PURPOSE AND EFFECT: The Department determined to repeal the rule.

SUMMARY: A formal rules review identified this rule as a rule that needs to be 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: 120.53, 456.073(4), 462.14 FS.

LAW IMPLEMENTED: 120.53, 456.073(4) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Larry McPherson, Executive Director, Division of Medical Quality Assurance, 4052 Bald Cypress Way, Bin C-03, Tallahassee, Florida 32399-3250

THE FULL TEXT OF THE PROPOSED RULE IS:

64B28-1.006 Probable Cause Determination.

Specific Authority 120.53, 456.073(4), 462.14 FS. Law Implemented 120.53, 456.073(4) FS. History--New 11-20-79, Formerly 21N-1.06, 21N-1.006, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Larry McPherson

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Lucy Gee

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 4, 2007

**DEPARTMENT OF HEALTH**

**Division of Environmental Health**

RULE NO.: 64E-5.1003  
RULE TITLE: Monitoring Fees

PURPOSE AND EFFECT: The purpose of this proposed rulemaking is to update department rules regarding fees for radiological environmental monitoring in phosphate mining areas.

SUMMARY: This rulemaking will update fees for radiological environmental monitoring.

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: 404.022, 404.051, 404.056, 404.131 FS.

LAW IMPLEMENTED: 404.022(2), 404.131(5), 404.051(4) 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: January 15, 2008, 1:00 p.m. – 3:00 p.m.  
 PLACE: 4042 Bald Cypress Way, Room 240P, 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 7 days before the workshop/meeting by contacting: Michael Stephens, Environmental Health Program Consultant, Bureau of Radiation Control, Bin C21, 4052 Bald Cypress Way, Tallahassee, FL 32399-1741; (850)245-4043; email: mike\_stephens@doh.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 PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Michael Stephens, Environmental Health Program Consultant; Bureau of Radiation Control, Bin C21, 4052 Bald Cypress Way, Tallahassee, FL 32399-1741; (850)245-4043; email: mike\_stephens@doh.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

64E-5.1003 Monitoring Fees.

(1) No change.

(2) The annual fees paid by the mining companies shall be calculated by the following method:

(a) Gamma radiation exposure measurements will be made at the rate of one per acre. An annual fee of ~~\$11.63~~ ~~\$7.50~~ per measurement shall be assessed the mining company by the department.

(b) Soil characterization measurements will be made at the rate of one per 20 acres. An annual fee of ~~\$496.00~~ ~~\$320.00~~ per each 20 acres measured shall be assessed the mining company by the department.

(c) Air monitoring measurements will be assessed at the rate of ~~\$255.75~~ ~~\$165.00~~ per measurement. The department shall prorate the cost of air monitoring measurements among the mining companies based on their share of the total acreage to be mined and reclaimed each year. The department will conduct no more than 272 air monitoring measurements per year for all mining companies for which a fee will be assessed.

(d) No change.

(3) through (4) No change.

Specific Authority 404.022, 404.051, 404.056, 404.131 FS. Law Implemented 404.022(2), 404.051(4), 404.131(5) FS. History—New 11-13-85, Amended 9-26-91, Formerly 10D-91.1112, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: William A. Passetti

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 11, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 9, 2007

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of State Fire Marshal**

RULE NO.: 69A-3.012  
 RULE TITLE: Standards of the National Fire Protection Association and Other Standards Adopted

PURPOSE AND EFFECT: To Update the Florida Fire Prevention Code as required by Section 633.0215(1), Florida Statutes.

SUMMARY: The proposed amendment updates the Florida Fire Prevention Code as is required on a triennial basis by the provisions of Section 633.0215(1), Florida Statutes, by adopting current standards of the National Fire Protection Association.

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: 633.01, 633.022, 633.0215 FS.

LAW IMPLEMENTED: 633.01, 633.022, 633.0215 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: January 14, 2008, 10:00 a.m.

PLACE: Third Floor Conference Room, The Atrium Building, 325 John Knox Road, Tallahassee, Florida 32303

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: 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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: 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

## THE FULL TEXT OF THE PROPOSED RULE IS:

69A-3.012 Standards of the National Fire Protection Association and Other Standards Adopted.

(1) Except as specifically modified by statute or by the State Fire Marshal's rules, the Florida specific edition of NFPA 101, the Life Safety Code®, 2006 2003 edition and the Florida specific edition of NFPA 1, the Uniform Fire Code, 2006 2003 edition, as adopted within Rule Chapter 69A-60, F.A.C., entitled the "2007 2004 edition of the Florida Fire Prevention Code," are hereby adopted and incorporated by reference ~~as a part of the uniform fire safety standards adopted by rule by the State Fire Marshal~~ and are applicable to those buildings and structures specified in paragraphs (a) and (b) of subsection (1) of Section 633.022, F.S. In addition, the following standards, except as specifically modified in the rule chapters in Rule Title 69A, are hereby adopted and incorporated by reference and shall take effect on the effective date of this rule, as a part of the uniform fire safety standards adopted by rule by the State Fire Marshal and are applicable to those buildings and structures specified in paragraphs (a) and (b) of subsection (1) of Section 633.022, F.S.:

NFPA 10-2002 edition, Standard for Portable Fire Extinguishers

NFPA 11-2005 2002 edition, Standard for Low-, Medium, and High- Expansion Foam

NFPA 11A-1999 edition, Standard for Medium and High Expansion Foam Systems

NFPA 12-2005 2000 edition, Standard on Carbon Dioxide Extinguishing Systems

NFPA 12A-2004 1997 edition, Standard on Halon 1301 Fire Extinguishing Systems

NFPA 13-2002 edition, Standard for the Installation of Sprinkler Systems

NFPA 13D-2002 edition, Standard for the Installation of Sprinkler Systems in One- and Two- Family Dwellings and Manufactured Homes

NFPA 13R-2002 edition, Standard for the Installation of Sprinkler Systems in Residential Occupancies up to and including Four Stories in Height

NFPA 14-2003 edition, Standard for the Installation of Standpipe and Hose Systems, except 2-7 shall be omitted

NFPA 15-2001 edition, Standard for Water Spray Fixed Systems for Fire Protection

NFPA 16-2003 edition, Standard for the Installation of Foam-Water Sprinkler and Foam-Water Spray Systems

NFPA 17-2002 edition, Standard for Dry Chemical Extinguishing Systems

NFPA 17A-2002 edition, Standard on Wet Chemical Extinguishing Systems

NFPA 20-2003 1999 edition, Standard for the Installation of Stationary Pumps for Fire Protection

NFPA 22-2003 edition, Standard for Water Tanks for Private Fire Protection

NFPA 24-2002 edition, Standards for the Installation of Private Fire Service Mains and Their Appurtenances

NFPA 25-2002 edition, Standard for the Inspection, Testing, and Maintenance of Water-Based Fire Protection Systems, except that quarterly flow tests shall be required for those systems supplied by a municipal water supply.

NFPA 30-2003 2000 edition, Flammable and Combustible Liquids Code

NFPA 30A-2003 2000 edition, Code for Motor fuel Dispensing Facilities and Repair Garages

NFPA 30B-2002 edition, Code for the Manufacture and Storage of Aerosol Products

NFPA 31-2001 edition, Standard for the Installation of Oil Burning Equipment

NFPA 32-2004 2000 edition, Standards for Drycleaning Plants

NFPA 33-2003 2000 edition, Standard for Spray Application Using Flammable and Combustible Materials

NFPA 34-2003 2000 edition, Standard for Dipping and Coating Processes Using Flammable or Combustible Liquids

NFPA 35-2005 1999 edition, Standard for the Manufacture of Organic Coatings

NFPA 36-2004 2001 edition, Standard for Solvent Extraction Plants

NFPA 37-2002 edition, Standard for the Installation and Use of Stationary Combustion Engines and Gas Turbines

NFPA 40-2001 201 edition, Standard for the Storage and Handling of Cellulose Nitrate Film

NFPA 45-2004 2000 edition, Standard on Fire Protection for Laboratories Using Chemicals

NFPA 50-2001 edition, Standard for Bulk Oxygen Systems at Consumer Sites

NFPA 50B-1999 edition, Standard for Liquid Hydrogen Systems at Consumer Sites

NFPA 51-2002 edition, Standard for the Design and Installation of Oxygen-Fuel Gas Systems for Welding, Cutting and Allied Processes

NFPA 51A-2001 edition, Standard for Acetylene Cylinder Charging Plants

NFPA 51B-2003 1999 edition, Standard for Fire Prevention During Welding, Cutting and Other Hot Work

NFPA 52-2006 2002 edition, Compressed Natural Gas Vehicular Fuel Systems Code

NFPA 53-2004 edition, Recommended Practice on Materials, Equipment, and Systems Used in Oxygen-Enriched Atmospheres

NFPA 54-2006 2002 edition, National Fuel Gas Code

NFPA 55-2005 edition, Standard for the Storage, Use, and Handling of Compressed Gases and Cryogenic Fluids in Portable and Stationary Containers, Cylinders and Tanks

NFPA 57-2002 edition, Liquefied Natural Gas Vehicular Fuel Systems Code

NFPA 58-~~2004~~ ~~2002~~ edition, Liquefied Petroleum Gas Code

NFPA 59-~~2004~~ ~~2001~~ edition, Utility LP-Gas Plant Code

NFPA 59A-~~2006~~ ~~2001~~ edition, Standard for the Production, Storage and Handling of Liquefied Natural Gas

NFPA 61-2002 edition, Standard for the Prevention of Fires and Dust Explosions in Agricultural and Food Products Facilities

NFPA 69-2002 edition, Standard on Explosion Prevention Systems

NFPA 70- ~~2005~~ ~~2002~~ edition, National Electrical Code

NFPA 72-2002 edition, National Fire Alarm Code

NFPA 75-2003 edition, Standard for the Protection of Information Technology Equipment

NFPA 80-1999 edition, Standard for Fire Doors and Fire Windows

NFPA 80A-2007 edition, Recommended Practice for Protection of Buildings from Exterior Fire Exposures

NFPA 82-~~2004~~ ~~1999~~ edition, Standard on Incinerators and Waste and Linen Handling Systems and Equipment

NFPA 86-~~2003~~ ~~1999~~ edition, Standard for Ovens and Furnaces

NFPA 86C-1999 edition, Standard for Industrial Furnaces Using a Special Processing Atmosphere

NFPA 86D-1999 edition, Standard for Industrial Furnaces Using Vacuum as an Atmosphere

NFPA 88A-2002 edition, Standard for Parking Structures

NFPA 90A-2002 edition, Standard for the Installation of Air Conditioning and Ventilating Systems

NFPA 90B-~~2006~~ ~~2002~~ edition, Standard for the Installation of Warm Air Heating and Air Conditioning Systems

NFPA 91-~~2004~~ ~~1999~~ edition, Standard for Exhaust Systems for Air Conveying of Vapors, Gases, Mists, and Noncombustible Particulate Solids

NFPA 92A-~~2006~~ ~~2000~~ edition, Recommended Practice for Smoke-Control Systems

NFPA 92B-~~2005~~ ~~2000~~ edition, Guide for Smoke Management Systems in Malls, Atria, and Large Areas

NFPA 96-~~2004~~ ~~2001~~ edition, Standard for Ventilation Control and Fire Prevention of Commercial Cooking Operations. Subdivision ~~10-2.3~~ ~~7-2.2~~ of NFPA 96 applies prospectively only. Existing installations are permitted to remain in place subject to the approval of the authority having jurisdiction.

NFPA 99-~~2005~~ ~~2002~~ edition, Standard for Health Care Facilities

NFPA 99B-2005 edition, Standard Hypobaric Facilities

NFPA 101A-~~2004~~ ~~2001~~ edition, Guide on Alternative Approaches to Life Safety

NFPA 101B-2002 edition, Standard on Means of Egress for Buildings and Structures

NFPA 102-1995 edition, Standard for Grandstands, Folding and Telescoping Seating, Tents and Membrane Structures

NFPA 105-2003 edition, Recommended Practice for the Installation of Smoke-Control Door Assemblies

NFPA 110-~~2005~~ ~~2002~~ edition, Standard for Emergency and Standby Power Systems

NFPA 111-~~2005~~ ~~2001~~ edition, Standard on Stored Electrical Energy Emergency and Standby Power Systems

NFPA 115-2003 edition, Recommended Practice on Laser Fire Protection

NFPA 120-~~2004~~ ~~1999~~ edition, Standard for Coal Preparation Plants

NFPA 130-2007 edition, Standard for Fixed Guideway Transit and Passenger Rail Systems

NFPA 140-~~2004~~ ~~1999~~ edition, Standard on Motion Picture and Television Production Studio Soundstages and Approved Production Facilities

NFPA 150-~~2007~~ ~~2000~~ edition, Standard on Fire and Life Safety in Animal Housing Facilities ~~Firesafety in Racetrack Stables~~

NFPA 160-~~2006~~ ~~2001~~ edition, Standard for Flame Effects Before an Audience

NFPA 211-2003 edition, Standard for Chimneys, Fireplaces, Vents and Solid Fuel Burning Appliances

NFPA 214-~~2005~~ ~~2000~~ edition, Standard on Water-Cooling Towers

NFPA 221-~~2006~~ ~~2000~~ edition, Standard for High Challenge Fire Walls ~~on~~, Fire Walls and Fire Barrier Walls

NFPA 230-2003 edition, Standard for the Fire Protection of Storage

NFPA 232-2000 edition, Standard for the Protection of Records

NFPA 232A-1995 edition, Guide for Fire Protection for Archives and Record Centers

NFPA 241-~~2004~~ ~~2000~~ edition, Standard for Safeguarding Construction, Alteration and Demolition Operations

NFPA 251-~~2006~~ ~~1999~~ edition, Standard Methods of Tests of Fire Endurance of Building Construction and Materials

NFPA 252-~~2003~~ ~~1999~~ edition, Standard Methods of Fire Tests of Door Assemblies

NFPA 253-~~2006~~ ~~2000~~ edition, Standard Method of Test for Critical Flux of Floor Covering Systems Using a Radiant Heat Energy Source

NFPA 255-~~2006~~ ~~2000~~ edition, Standard Method of Test of Surface Burning Characteristics of Building Materials

NFPA 256-~~2003~~ ~~1998~~ edition, Standard Methods of Fire Tests of Roof Coverings

NFPA 257-2000 edition, Standard on Fire Tests for Window and Glass Block Assemblies

- NFPA 259-2003 edition, Standard Test Method for Potential Heat of Building Materials
- NFPA 260- ~~2003~~ ~~1998~~ edition, Standard Method of Test and Classification System for Cigarette Ignition Resistance of Components of Upholstered Furniture
- NFPA 261-~~2003~~ ~~1998~~ edition, Standard Method of Test for Determining Resistance of Mock-Up Upholstered Furniture Material Assemblies to Ignition by Smoldering Cigarettes
- NFPA 265-2002 edition, Standard Methods of Fire Tests for Evaluating Room Fire Growth Contribution of Textile Coverings on full Height Panels and Walls
- NFPA 267-1998 edition, Standard Method of Test for Fire Characteristics of Mattresses and Bedding Assemblies Exposed to Flaming Ignition Sources
- NFPA 286-~~2006~~ ~~2000~~ edition, Standard Method of Fire Test for Evaluating Contribution of Wall and Ceiling Interior Finish to Room Fire Growth
- NFPA 291-2007 edition, Recommended Practice for Fire Flow Testing and Marking of Hydrants
- NFPA 303-~~2006~~ ~~2000~~ edition, Fire Protection Standards for Marinas and Boatyards
- NFPA 307-~~2006~~ ~~2000~~ edition, Standard for the Construction and Fire Protection of Marine Terminals, Piers, and Wharves
- NFPA 312-~~2006~~ ~~2000~~ edition, Standard for Fire Protection of Vessels During Construction, Repair and Lay-Up
- NFPA 318-~~2006~~ ~~2002~~ edition, Standard for the Protection of Semiconductor Fabrication Facilities
- NFPA 385-2000 edition, Standard for Tank Vehicles for Flammable and Combustible Liquids
- NFPA 407-2001 edition, Standard for Aircraft Fuel Servicing
- NFPA 409-~~2004~~ ~~2004~~ edition, Standard on Aircraft Hangars
- NFPA 410-~~2004~~ ~~1999~~ edition, Standard on Aircraft Maintenance
- NFPA 415-2002 edition, Standard on Airport Terminal Buildings, Fueling Ramp Drainage, and Loading Walkways
- NFPA 418-2001 edition, Standard for Heliports
- NFPA 430-~~2004~~ ~~2000~~ edition, Code for Storage of Liquid and Solid Oxidizers
- NFPA 432-2002 edition, Code for Storage of Organic Peroxide Formulations
- NFPA 434-2002 edition, Code for the Storage of Pesticides
- NFPA 484-~~2006~~ ~~2002~~ edition, Standard for Combustible Metals, Metal Powders, and Metal Dusts
- NFPA 490-~~2002~~ ~~1998~~ edition, Code for the Storage of Ammonium Nitrate
- NFPA 495-~~2006~~ ~~2001~~ edition, Explosive Materials Code
- NFPA 498-~~2006~~ ~~2001~~ edition, Standard for Safe Havens and Interchange Lots for Vehicles Transporting Explosives
- NFPA 501-~~2005~~ ~~2003~~ edition, Standard on Manufactured Housing
- NFPA 501A-~~2005~~ ~~2003~~ edition, Standard for Firesafety Criteria for Manufactured Home Installations, Sites, and Communities
- NFPA 502, 2008 edition Standard for Road Tunnels, Bridges, and Other Limited Access Roadways
- NFPA 505-~~2006~~ ~~2002~~ edition, Fire Safety Standard for Powered Industrial Trucks Including Type Designations, Areas of Use, Conversions, Maintenance, and Operation
- NFPA 654-~~2006~~ ~~2000~~ edition, Standard for the Prevention of Fire and Dust Explosions from the Manufacturing, Processing, and Handling of Combustible Particulate Solids
- NFPA 655-2001 edition, Standard for Prevention of Sulfur Fires and Explosions
- NFPA 664-2002 edition, Standard for the Prevention of Fires and Explosions in Wood Processing and Woodworking Facilities
- NFPA 701-2004 ~~1999~~ edition, Standard Methods of Fire Tests for Flame Propagation of Textiles and Films
- NFPA 703-~~2006~~ ~~2000~~ edition, Standard for Fire Retardant Impregnated Wood and Fire Retardant Coatings for Building Materials
- NFPA 704-2001 edition, Standard System for the Identification of the Fire Hazards of Materials for Emergency Response
- NFPA 750-2006 edition, Standard for Water Mist Fire Protection Systems
- NFPA 780-~~2004~~ ~~2000~~ edition, Standard for the Installation of Lightning Protection Systems
- NFPA 820, 2003 edition, Standard for Fire Protection in Wastewater Treatment and Collection Facilities
- NFPA 850, 2005 edition, Recommended Practice for Fire Protection for Electric Generating Plants and High Voltage Direct Current Converter Stations
- NFPA 909-~~2005~~ ~~2001~~ edition, Standard for the Protection of Cultural Resource Properties – Museums, Libraries, and Places of Worship
- NFPA 1122-2002 edition, Code for Model Rocketry
- NFPA 1123-~~2006~~ ~~2000~~ edition, Code for Fireworks Display
- NFPA 1124-~~2006~~ ~~2003~~ edition, Code for the Manufacture, Transportation, Storage, and Retail Sale of Fireworks and Pyrotechnic Articles
- NFPA 1125-2001 edition, Code for the Manufacture of Model Rocket and High Power Rocket Motors
- NFPA 1126-~~2006~~ ~~2001~~ edition, Standard for the Use of Pyrotechnics Before a Proximate Audience
- NFPA 1127-2002 edition, Code for High Power Rocketry
- NFPA 1142-2001 edition, Standard for Water Supplies for Suburban and Rural Fire Fighting

NFPA 1194-~~2005~~ ~~2002~~ edition, Standard for Recreation Vehicle Parks and Campgrounds

NFPA 1221-2007 ~~2002~~ edition, Standard for the Installation, Maintenance, and Use of Emergency Communications Systems

NFPA 1561-~~2007~~ ~~2002~~ edition, Standard on Emergency Services Incident Management System

NFPA 1962-2003 edition, Standard for the Inspection, Care, and Use of Fire Hose Including Couplings and Nozzles; and the Service Testing of Fire Hose

NFPA 1963-~~2003~~ ~~1998~~ edition, Standards for Fire Hose Connections

NFPA 2001-~~2004~~ ~~2000~~ edition, Standard on Clean Agent Fire Extinguishing Systems

NFPA 8501-1997 edition, Standard for Single Burner Operation

NFPA 8502-1999 edition, Standard for the Prevention of Furnace Explosions/Implosions in Multiple Burner Boilers

The portions of 49 Code of Federal Regulations, Parts 100-177 which are referenced in Compressed Gas Association CGA C-1-1996, Methods for Hydrostatic Testing of Compressed Gas Cylinders, Compressed Gas Association CGA C-6-1993, Standards for Visual Inspection of Steel Compressed Gas Cylinders, Seventh Edition, Reaffirmed 1995, Compressed Gas Association CGA C-6.1-1995, Standards for Visual Inspection of High Pressure Aluminum Compressed Gas Cylinders, and Compressed Gas Association CGA C-6.3-1999 Guidelines for Visual Inspection and Requalification of Low Pressure Aluminum Compressed Gas Cylinders, Second Edition, and which pertain to low pressure and high pressure cylinders. The portions of 29 Code of Federal Regulations, Parts 1900-1910 which are referenced in Compressed Gas Association CGA C-1-1996, Methods for Hydrostatic Testing of Compressed Gas Cylinders, Compressed Gas Association CGA C-6-1993, Standards for Visual Inspection of Steel Compressed Gas Cylinders, Seventh Edition, Reaffirmed 1995, Compressed Gas Association CGA C-6.1-1995, Standards for Visual Inspection of High Pressure Aluminum Compressed Gas Cylinders, and Compressed Gas Association CGA C-6.3-1999 Guidelines for Visual Inspection and Requalification of Low Pressure Aluminum Compressed Gas Cylinders, Second Edition, and which pertain to low pressure and high pressure cylinders. Compressed Gas Association CGA C-1-1996, Methods for Hydrostatic Testing of Compressed Gas Cylinders. Compressed Gas Association CGA C-6-1993, Standards for Visual Inspection of Steel Compressed Gas Cylinders, Seventh Edition, Reaffirmed 1995. Compressed Gas Association CGA C-6.1-1995, Standards for Visual Inspection of High Pressure Aluminum Compressed Gas Cylinders.

Compressed Gas Association CGA C-6.3-1999, Guidelines for Visual Inspection and Requalification of Low Pressure Aluminum Compressed Gas Cylinders, Second Edition.

(2) through (5) No change.

Specific Authority 633.01(1), 633.022, 633.0215 FS. Law Implemented 633.01, 633.022, 633.0215 FS. History—New 5-14-86, Amended 2-12-87, 4-8-90, 10-30-91, 4-3-95, 11-27-01, Formerly 4A-3.012, Amended 8-7-05, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: : Jim Goodloe, Chief, Bureau of Fire Prevention, Division of State Fire Marshal, Department of Financial Services  
 NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Les Hallman, Director, Division of State Fire Marshal, Department of Financial Services  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 18, 2007  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 2, 2007

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of State Fire Marshal**

RULE NOS.:	RULE TITLES:
69A-58.004	Firesafety Inspections
69A-58.0081	Means of Egress
69A-58.0082	Relocatable Buildings

PURPOSE AND EFFECT: These rules were either amended or new on November 26, 2006. The Department received comments to the proposed rules after the expiration of the comment period. The attached proposed amendments adopt some of those comments.

SUMMARY: The proposed amendments are based on untimely comments received when a major amendment to the rule was adopted on November 26, 2006. The Department received comments to the proposed rules after the expiration of the comment period. The attached proposed amendments adopt some of those comments which clarify the original intent. The amendments also add Section 633.022, Florida Statutes, as legislative authority and law implemented.

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: 1013.12, 633.022 FS.

LAW IMPLEMENTED: 1013.12, 633.022 FS.

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



DATE AND TIME: January 11, 2008, 10:00 a.m.  
 PLACE: Third Floor Conference Room, the Atrium Building, 325 John Knox Road, Tallahassee, Florida 32303  
 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: Jim Goodloe. 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: Jim Goodloe, Chief, Bureau of Fire Prevention, 200 E. Gaines Street, Tallahassee, Florida 32399-0342, telephone: (850)413-3620; fax: (850)414-6119

THE FULL TEXT OF THE PROPOSED RULES IS:

69A-58.004 Firesafety Inspections.

(1) through (4) No change.

(5) Each inspection report and plan of correction shall contain, at a minimum, the following information:

(a) The name of the school district or community college;

(b) The name of the board and the local fire official (i.e., municipality, county, or special district);

(c) The name of the facility inspected;

(d) The type of facility inspected (i.e., K-5, 6-9, 10-12, CC, other);

(e) The facility address;

(f) The number of the facility as listed in the Florida Inventory of School Houses ~~Florida inventory of school houses~~ (FISH #);

(g) through (i) No change.

(6) through (7) No change.

Specific Authority 1013.12, 633.022 FS. Law Implemented 1013.12, 633.022 FS. History—New 2-18-03, Formerly 4A-58.004, Amended 11-26-06, \_\_\_\_\_.

69A-58.0081 Means of Egress.

(1) No change.

(2) Existing smoke stop doors shall meet the requirements of subdivision 8.3.4 of NFPA 101, the edition as adopted in Rule 69A-3.012, F.A.C.

(a) Smoke stop doors may be used to create a secondary means of egress from interior instructional spaces:-

~~1. Create a secondary means of egress from interior instructional spaces; or~~

~~2. Divide corridors into segments not to exceed 300 feet in aggregate length.~~

(b) through (e) No change.

(3) through (13) No change.

(14) Corridors and hallways.

(a) Corridors shall be arranged so that each end leads to an exit and shall be without pockets or deadends more than 20 feet in length.

(b) Hallway widths in office and service areas shall be a minimum of 44 inches in width.

~~(e) Interior corridors, including contiguous dead-end cross corridors, shall be divided by smoke stop doors in sections not to exceed 300 feet in length.~~

~~(c)(4) Child Care.~~ Areas designated for children’s sleeping mats, cots, or cribs shall include a clearly marked exit passageway.

(15) through (16) No change.

(17) Boiler Rooms.

(a) through (b) No change.

(c) Each boiler room door shall:

~~1. Each boiler room door shall~~ Open directly to the outside and, if opening toward a building or path of egress, shall have opening protection in accordance with section 8.3.4 of NFPA 101 or

~~2. When a door~~ If an additional door serving a boiler room opens into the interior of the building, the door shall swing into the boiler room and have opening protection in accordance with section 8.3.4 of NFPA 101.

(18) through (20) No change.

Specific Authority 1013.12, 633.022 FS. Law Implemented 1013.12, 633.022 FS. History—New 11-26-06, Amended \_\_\_\_\_.

69A-58.0082 Relocatable Buildings.

(1) Relocatable buildings: Relocatable buildings sited after March 1, 2002, shall be separated as required by the Florida Building Code.

(a) No change.

(b) Relocatable buildings sited within a cluster in accordance with this section are permitted to achieve emergency vehicle access by providing vehicular access to within 200 feet of the entrance of the most remote relocatable unit and shall be provided with an independent fire alarm system with a manual pull station within 100 feet of each egress door.

*Exception: When required by the board, a cluster shall be protected by a fire zone extended from the main educational facility’s fire alarm control panel.*

In addition, all of the following requirements shall be met:

1. through 4. No change.

~~5. The minimum setback for non-combustible relocatable buildings shall be as permitted by local zoning requirements.~~

(2) Egress doors in relocatable buildings shall be provided as follows:

~~(a) Classroom units of combustible construction shall have 2 remotely located doors opening directly to the outside.~~

~~(b) Multi-classroom units of non-combustible construction shall have a primary exit door opening directly to the exterior or, if served by interior corridors, shall have a primary exit door and an emergency rescue opening in each space designed to be occupied by 6 or more students.~~

~~(a)1-~~ This requirement applies to spaces occupied by 10 or more persons for buildings designed prior to October 18, 1994.

~~(b)2-~~ An emergency rescue opening is not required when a door opens directly to the outside.

(3) No change.

Specific Authority 1013.12, 633.022 FS. Law Implemented 1013.12, 633.022 FS. History—New 11-26-06, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jim Goodloe, Chief, Bureau of Fire Prevention, Division of State Fire Marshal, Department of Financial Services  
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Les Hallman, Director, Division of State Fire Marshal, Department of Financial Services  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 18, 2007  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 2, 2007

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of State Fire Marshal**

RULE NOS.:	RULE TITLES:
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 2006 Edition, Adopted
69A-60.004	Standards of the National Fire Protection Association, NFPA 101, the Life Safety Code, Florida 2006 Edition, Adopted
69A-60.005	Publications Referenced in NFPA 1, the Florida 2006 Edition, and NFPA 101, the Florida 2006 Edition, Added to the Florida Fire Prevention Code

PURPOSE AND EFFECT: To Update the Florida Fire Prevention Code as required by Section 633.0215(1), Florida Statutes.

SUMMARY: The proposed amendment updates the Florida Fire Prevention Code as required on a triennial basis by the provisions of Section 633.0215(1), Florida Statutes, by adopting current standards of the National Fire Protection Association.

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: 633.01, 633.0215, 633.025 FS.

LAW IMPLEMENTED: 633.01, 633.0215, 633.025 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: January 14, 2008, 10:00 a.m.

PLACE: Third Floor Conference Room, The Atrium Building, 325 John Knox Road, Tallahassee, Florida 32303

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: 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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: 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

THE FULL TEXT OF THE PROPOSED RULES IS:

69A-60.002 Scope; Description of Florida Fire Prevention Code.

(1) The Florida Fire Prevention Code is the minimum fire prevention code deemed adopted by each municipality, county, and special district with firesafety responsibilities, and applies to every building and structure throughout the state, except:

(a) Buildings and structures subject to the uniform firesafety standards adopted under Section 633.022, F.S., and

(b) Buildings and structures subject to the minimum firesafety standards adopted pursuant to Section 394.879 F.S. Except as provided in this section, this rule chapter applies to all buildings and structures throughout the state, including each building and structure located in each municipality, county, and special district with or without firesafety responsibilities.

(2) Municipalities, counties, and special districts with firesafety responsibilities may supplement the Florida Fire Prevention Code adopted by this rule, with more stringent standards adopted in accordance with Section 633.025, F.S. Such standards shall be effective until repealed by the adopting municipality, county or special district if the requirements of Section 633.0215(10), F.S., were met; in all other cases, the standards shall expire following the adoption of the triennial amendment to this rule, unless adopted by the amendment into the Code. This rule chapter does not apply to any municipality,

county, or special district which has adopted an amendment to the Florida Fire Prevention Code in full compliance with Section ~~633.0215(2), 633.0215(10), or 633.025(4)~~, F.S., but only to the extent of such amendment. The Florida Fire Prevention Code is in addition to, and is supplemental to, any amendment adopted in accordance with Section ~~633.0215(2), 633.0215(10), or 633.025(4)~~, F.S.

(3)(a) The Florida Fire Prevention Code consists of:

1. National Fire Protection Association (NFPA) 1, the Uniform Fire Code, Florida 2006 ~~2003~~ edition, as adopted in Rule 69A-60.003, F.A.C.,

2. NFPA 101, the Life Safety Code, Florida 2006 ~~2003~~ edition, as adopted and incorporated in Rule 69A-60.004, F.A.C., and their additions, deletions, and other modifications to NFPA 1 and NFPA 101, Florida 2006 ~~2003~~ editions, as provided therein, and

3. All codes, standards, publications, and authorities adopted in Rule 69A-60.005, F.A.C.

(b) The Florida Fire Prevention Code also consists of all rule chapters adopted pursuant to the authority of Section 633.022, F.S., and referred to as "uniform rules," or "rules for uniform buildings or structures," to-wit, rule chapters:

1. Chapter 69A-3, F.A.C., Fire Prevention, General Provisions;

2. Chapter 69A-36, F.A.C., Uniform Fire Safety Standards for Child Care Facilities;

3. Chapter 69A-38, F.A.C., Uniform Fire Safety Standards for Residential Facilities for Individuals With Developmental Disabilities;

4. Chapter 69A-40, F.A.C., Uniform Fire Safety Standards for Assisted Living Facilities;

5. Chapter 69A-41, F.A.C., Uniform Fire Safety Standards for Residential Child Care Facilities;

6. Chapter 69A-42, F.A.C., Uniform Fire Safety Standards for Mobile Home Parks and Recreational Vehicle Parks;

7. Chapter 69A-43, F.A.C., Uniform Fire Safety Standards for Transient Public Lodging Establishments;

8. Chapter 69A-44, F.A.C., Minimum Fire Safety Standards for Residential Alcohol and Drug Abuse Treatment and Prevention Programs, Mental Health Residential Treatment Facilities and Crisis Stabilization Units;

9. Chapter 69A-47, F.A.C., Uniform Fire Safety Standards for Elevators;

10. Chapter 69A-49, F.A.C., Uniform Fire Safety Standards for Self-Service Gasoline Stations;

11. Chapter 69A-53, F.A.C., Uniform Fire Safety Standards for Hospitals and Nursing Homes;

12. Chapter 69A-54, F.A.C., Uniform Fire Safety Standards for Correctional Facilities;

13. Chapter 69A-55, F.A.C., Uniform Fire Safety Standards for Public Food Service Establishments;

14. Chapter 69A-56, F.A.C., Uniform Fire Safety Standards for Migrant Labor Camps;

15. Chapter 69A-57, F.A.C., Uniform Fire Safety Standards for Adult Family Care Homes; and

16. Chapter 69A-58, F.A.C., Uniform Fire Safety Standards for Educational Facilities.

(c) In the event of a conflict between any provision of this rule chapter other than this rule section and the rules cited in paragraph (b), subparagraphs 1. through ~~16, 15~~, the rules cited in paragraph (b), subparagraphs 1. through ~~16, 15~~ prevail; however, the rules in this rule chapter are not in addition to, nor are they supplemental to, the rule chapters cited in paragraph (b), subparagraphs 1. through 16, ~~15~~. Each rule chapter cited in paragraph (b), subparagraphs 1. through ~~16, 15~~ contain the complete rules for the subjects covered in those rule chapters.

(d) In the event of a conflict between any provision of this rule chapter and Rule Chapter 69A-58, F.A.C., this rule chapter prevails. The rules in this rule chapter are in addition to, and supplemental to, the rules in Rule Chapter 69A-58, F.A.C.

Specific Authority 633.01, 633.0215, 633.025 FS. Law Implemented 633.01, 633.0215, 633.025 FS. History—New 11-15-01, Formerly 4A-60.002, Amended 11-28-04,\_\_\_\_\_.

69A-60.003 Standards of the National Fire Protection Association, NFPA 1, the Uniform Fire Code, Florida 2006 ~~2003~~ Edition, Adopted.

(1) NFPA 1, the Uniform Fire Code, Florida 2006 ~~2003~~ edition, is hereby adopted and incorporated herein by reference and shall take effect on the effective date of this rule as a part of the Florida Fire Prevention Code.

(2)(a) NFPA 1, Florida 2006 ~~2003~~ edition may be purchased by writing to the NFPA at 1 Batterymarch Park, Quincy, Massachusetts 02269-9101.

(b) All codes, standards, publications, and authorities adopted and incorporated by reference in this rule chapter are also available for public inspection during regular business hours at the Bureau of Fire Prevention, Division of State Fire Marshal, Department of Financial Services, 325 John Knox Road, The Atrium, Third Floor, Tallahassee, Florida 32303 and may be accessed in a read-only, non-printable, non-downloadable format at the Division of State Fire Marshal website whose address is <http://www.fldfs.com/SFM/>.

(c) NFPA 1, Florida 2006 ~~2003~~ edition, may also be purchased at the Bureau of Fire Standards and Training, Division of State Fire Marshal, 11655 Northwest Gainesville Road, Ocala, Florida 34482.

Specific Authority 633.01, 633.0215, 633.025 FS. Law Implemented 633.01, 633.0215, 633.025 FS. History—New 11-15-01, Formerly 4A-60.003, Amended 11-28-04,\_\_\_\_\_.

69A-60.004 Standards of the National Fire Protection Association, NFPA 101, the Life Safety Code, Florida 2006 ~~2003~~ Edition, Adopted.

(1) NFPA 101, the Life Safety Code, Florida 2006 ~~2003~~ edition, is hereby adopted and incorporated herein by reference and shall take effect on the effective date of this rule as a part of the Florida Fire Prevention Code.

(2)(a) NFPA 101, Florida 2006 ~~2003~~ edition may be purchased by writing to the NFPA at 1 Batterymarch Park, Quincy, Massachusetts 02269-9101.

(b) All codes, standards, publications, and authorities adopted and incorporated by reference in this rule chapter are also available for public inspection during regular business hours at the Bureau of Fire Prevention, Division of State Fire Marshal, Department of Financial Services, 325 John Knox Road, The Atrium, Third Floor, Tallahassee, Florida 32303 and may be accessed in a read-only, non-printable, non-downloadable format at the Division of State Fire Marshal website whose address is <http://www.fldfs.com/SFM/>.

(c) NFPA 101, Florida 2006 ~~2003~~ edition, may also be purchased at the Bureau of Fire Standards and Training, Division of State Fire Marshal, 11655 Northwest Gainesville Road, Ocala, Florida 34482.

(3) ~~Subdivision 7.2.2.4.4.5, of NFPA 101, Florida 2003 edition, as adopted herein, shall read: New handrails shall be installed to provide a clearance of not less than 1 and 1/2 inches between the handrail and the wall or other surface to which it is fastened.~~

Specific Authority 633.01, 633.0215, 633.025 FS. Law Implemented 633.01, 633.0215, 633.025 FS. History—New 11-15-01, Formerly 4A-60.004, Amended 11-28-04, 7-12-06, \_\_\_\_\_.

69A-60.005 Publications Referenced in NFPA 1, the Florida 2006 ~~2003~~ Edition, and NFPA 101, the Florida 2006 ~~2003~~ Edition, Added to the Florida Fire Prevention Code.

(1) For purposes of this rule chapter, the following definitions apply:

(a) ANSI means the American National Standards Institute.

(b) ASME means the American Society of Mechanical Engineers.

(c) ASTM means the American Society for Testing and Materials.

(d) BHMA means the Builders Hardware Manufacturers Association.

(e) ICC means the International Code Counsel, American National Standard Accessible and Usable Buildings and Facilities.

(f) UL means Underwriters Laboratories, Inc.

(2) The following publications are hereby adopted and incorporated by reference herein and added to the Florida Fire Prevention Code and shall take effect on the effective date of this rule:

NFPA 10, 2002 edition Standard for Portable Fire Extinguishers

NFPA 11, 2005 ~~2002~~ edition Standard for Low-, Medium-, and High- Expansion Foam

NFPA 11A, 1999 edition Standard for Medium- and High-Expansion Foam Systems

NFPA 12, 2005 ~~2000~~ edition Standard on Carbon Dioxide Extinguishing Systems

NFPA 12A, 2004 ~~1997~~ edition Standard on Halon 1301 Fire Extinguishing Systems

NFPA 13, 2002 edition Standard for the Installation of Sprinkler Systems

NFPA 13D, 2002 edition Standard for the Installation of Sprinkler Systems in One- and Two-Family Dwellings and Manufactured Homes

NFPA 13R, 2002 edition Standard for the Installation of Sprinkler Systems in Residential Occupancies up to and Including Four Stories in Height

NFPA 14, 2003 edition Standard for the Installation of Standpipe, Private Hydrants, and Hose Systems

NFPA 15, 2001 edition Standard for Water Spray Fixed Systems for Fire Protection

NFPA 16, 2003 edition Standard for the Installation of Foam-Water Sprinkler and Foam-Water Spray Systems

NFPA 17, 2002 edition Standard for Dry Chemical Extinguishing Systems

NFPA 17A, 2002 edition Standard for Wet Chemical Extinguishing Systems

NFPA 20, 2003 ~~1999~~ edition Standard for the Installation of Stationary Pumps for Fire Protection

NFPA 22, 2003 edition, Standard for Water Tanks for Private Fire Protection

NFPA 24, 2002 edition Standard for the Installation of Private Fire Service Mains and Their Appurtenances

NFPA 25, 2002 edition Standard for the Inspection, Testing, and Maintenance of Water-Based Fire Protection Systems

NFPA 30, 2003 ~~2000~~ edition Flammable and Combustible Liquids Code

NFPA 30A, 2003 ~~2000~~ edition Code for Motor Fuel Dispensing Facilities and Repair Garages

NFPA 30B, 2002 edition Code for the Manufacture and Storage of Aerosol Products

NFPA 31, 2001 edition Standard for the Installation of Oil-Burning Equipment

NFPA 32, 2004 ~~2000~~ edition Standard for Dry Cleaning Plants

NFPA 33, 2003 ~~2000~~ edition Standard for Spray Application Using Flammable and Combustible Materials

NFPA 34, 2003 ~~2000~~ edition Standard for Dipping and Coating Processes Using Flammable or Combustible Liquids

- NFPA 35, 2005 ~~1999~~ edition Standard for the Manufacture of Organic Coatings
- NFPA 36, 2004 ~~2004~~ edition Standard for Solvent Extraction Plants
- NFPA 37, 2002 edition Combustion Engines and Gas Turbines
- NFPA 40, 2001 edition Standard for the Storage and Handling of Cellulose Nitrate Film
- NFPA 45, 2004 ~~2000~~ edition Standard on Fire Protection for Laboratories Using Chemicals
- NFPA 50, 2001 edition, Standard for Bulk Oxygen Systems at Consumer Sites
- NFPA 50B, 1999 edition Standard for Liquefied Hydrogen Systems at Consumer Sites
- NFPA 51, 2002 edition Standard for the Design and Installation of Oxygen-Fuel Gas Systems for Welding, Cutting and Allied Processes
- NFPA 51A, 2001 edition Standard for Acetylene Cylinder Charging Plants
- NFPA 51B, 2003 ~~1999~~ edition Standard for Fire Prevention During Welding, Cutting and Other Hot Work
- NFPA 52, 2006 ~~2002~~ edition Compressed Natural Gas (CNG) Vehicular Fuel Systems Code
- NFPA 53, 2004 ~~1999~~ edition Recommended Practice on Materials, Equipment, and Systems Used in Oxygen-Enriched Atmospheres ~~Fires in Oxygen Atmospheres~~
- NFPA 54, 2006 ~~2002~~ edition National Fuel Gas Code
- NFPA 55, 2005 ~~2003~~ edition Standard for the Storage, use, and Handling of Compressed Gases and Cryogenic Fluids in Portable and Stationary Containers, Cylinders and Tanks ~~Compressed and Liquefied Gases in Portable Cylinders~~
- NFPA 57, 2002 edition Liquefied Natural Gas (LNG) Vehicular Fuel Systems Code
- NFPA 58, 2004 ~~2004~~ edition Liquefied Petroleum Gas Code
- NFPA 59, 2004 ~~2004~~ edition Utility LP-Gas Plant Code
- NFPA 59A, 2006 ~~2004~~ edition Standard for the Production, Storage, and Handling of Liquefied Natural Gas (LNG)
- NFPA 61, 2002 edition Standard for the Prevention of Fires and Dust Explosions in Agricultural and Food Processing Facilities
- NFPA 69, 2002 edition Standard on Explosion Prevention Systems
- NFPA 70, 2005 ~~2002~~ edition National Electrical Code®
- NFPA 72, 2002 edition National Fire Alarm Code®
- NFPA 75, 2003 edition Protection of Information Technology ~~Electronic Computing~~ Equipment
- NFPA 80, 1999 edition Standard for Fire Doors and Fire Windows
- NFPA 80A, 2007 ~~2004~~ edition Recommended Practice for Protection of Buildings from Exterior Fire Exposures
- NFPA 82, 2004 ~~1999~~ edition Standard on Incinerators and Waste and Linen Handling Systems and Equipment
- NFPA 86, 2003 ~~1999~~ edition Standard for Ovens and Furnaces
- NFPA 86C, 1999 edition Standard for Industrial Furnaces Using a Special Processing Atmosphere
- NFPA 86D, 1999 edition Standard for Industrial Furnaces Using Vacuum as an Atmosphere
- NFPA 88A, 2002 edition Standard for Parking Structures
- NFPA 90A, 2002 edition Standard for the Installation of Air-Conditioning and Ventilating Systems
- NFPA 90B, 2006 ~~2002~~ edition Standard for the Installation of Warm Air Heating and Air-Conditioning Systems
- NFPA 91, 2004 ~~1999~~ edition Standard for Exhaust Systems for Air Conveying of Vapors, Gases, Mists, and Noncombustible Particulate Solids
- NFPA 92A, 2006 edition, Recommended Practice for Smoke-Control Systems
- NFPA 92B, 2005 edition, Guide for Smoke Management Systems in Malls, Atria, and Large Areas
- NFPA 96, 2004 ~~2004~~ edition Standard for Ventilation Control and Fire Protection of Commercial Cooking Operations. Subdivision 10-2.3 of NFPA 96 applies prospectively only. Existing installations are permitted to remain in place subject to the approval of the authority having jurisdiction.
- NFPA 99, 2005 ~~2002~~ edition Standard for Health Care Facilities
- NFPA 99B, 2005 ~~2002~~ edition Standard for Hypobaric Facilities
- NFPA 101A, 2004 ~~2004~~ edition Guide on Alternative Approaches to Life Safety
- NFPA 101B, 2002 edition, Standard on Means of Egress for Buildings and Structures
- NFPA 102, 1995 edition, Standard for Grandstands, Folding and Telescoping Seating, Tents and Membrane Structures
- NFPA 105, 2003 edition, Recommended Practice for the Installation of Smoke-Control Door Assemblies
- NFPA 110, 2005 ~~2002~~ edition Standard for Emergency and Standby Power Systems
- NFPA 111, 2005 ~~2004~~ edition Standard on Stored Electrical Energy Emergency and Standby Power Systems
- NFPA 115, 2003 ~~1999~~ edition Recommended Practice on Laser Fire Protection
- NFPA 120, 2004 ~~1999~~ edition Standard for Fire Prevention and Control in Coal Mines ~~Coal Preparation Plants~~
- NFPA 130, 2007 ~~2000~~ edition Standard for Fixed Guideway Transit and Passenger Rail Systems
- NFPA 140, 2004 ~~1999~~ edition Standard on Motion Picture and Television Production Studio Soundstages and Approved Production Facilities

NFPA 150, 2007 ~~2000~~ edition Standard on Fire and Life Safety in Animal Housing Facilities ~~Racetrack Stables~~

NFPA 160, 2006 ~~2004~~ edition Standard for Flame Effects Before an Audience

NFPA 211, 2003 edition Standard for Chimneys, Fireplaces, Vents, and Solid Fuel-Burning Appliances

NFPA 214, 2005 ~~2000~~ edition Standard on Water Cooling Towers

NFPA 221, 2006 ~~2000~~ edition Standard for High Challenge Fire Walls, Fire Walls and Fire Barrier Walls

NFPA 230, 2003 edition Standard for the Fire Protection of Storage

NFPA 232, 2000 edition Standard for the Protection of Records

NFPA 232A-1995, Guide for Fire Protection for Archives and Record Centers

NFPA 241, 2004 ~~2000~~ edition Standard for Safeguarding Construction, Alteration, and Demolition Operations

NFPA 251, 2006 ~~1999~~ edition Standard Methods of Tests of Fire Endurance of Building Construction and Materials

NFPA 253, 2006 ~~2000~~ edition Standard Method of Test for Critical Radiant Flux of Floor Covering Systems Using a Radiant Heat Energy SourceNFPA 252, 2003 ~~1999~~ edition Standard Methods of Fire Tests of Door Assemblies

NFPA 255, 2006 ~~2000~~ edition Standard Method of Test of Surface Burning Characteristics of Building Materials

NFPA 256, 2003 ~~1998~~ edition Standard Methods of Fire Tests of Roof Coverings

NFPA 257, 2000 edition Standard on Fire Test for Window and Glass Block Assemblies

NFPA 259, 2003 edition Standard Test Method for Potential Heat of Building Materials

NFPA 260, 2003 ~~1998~~ edition Standard Methods of Tests and Classification System for Cigarette Ignition Resistance of Components of Upholstered Furniture

NFPA 261, 2003 ~~1998~~ edition Standard Method of Test for Determining Resistance of Mock-Up Upholstered Furniture Material Assemblies to Ignition by Smoldering Cigarettes

NFPA 265, 2002 edition Standard Methods of Fire Tests for Evaluating Room Fire Growth Contribution of Textile Coverings on Full Height Panels and Walls

NFPA 267, 1998 edition Standard Method of Test for Fire Characteristics of Mattresses and Bedding Assemblies Exposed to Flaming Ignition Source

NFPA 286, 2006 ~~2000~~ edition Standard Methods of Fire Tests for Evaluating Contribution of Wall and Ceiling Interior Finish to Room Fire Growth

NFPA 291, 2007 ~~2002~~ edition Recommended Practice for Fire Flow Testing and Marking of Fire Hydrants

NFPA 303, 2006 ~~2000~~ edition Fire Protection Standard for Marinas and Boatyards

NFPA 307, 2006 ~~2000~~ edition Standard for the Construction and Fire Protection of Marine Terminals, Piers, and Wharves

NFPA 312, 2006 ~~2000~~ edition Standard for Fire Protection of Vessels During Construction, Repair, and Lay-Up

NFPA 318, 2006 ~~2002~~ edition Standard for the Protection of Semiconductor Fabrication Facilities

NFPA 385, 2000 edition Standard for Tank Vehicles for Flammable and Combustible Liquids

NFPA 407, 2001 edition Standard for Aircraft Fuel Servicing

NFPA 409, 2004 ~~2000~~ edition Standard on Aircraft Hangers

NFPA 410, 2004 ~~1999~~ edition Standard on Aircraft Maintenance

NFPA 415, 2002 edition Standard on Airport Terminal Buildings, Fueling Ramp Drainage, and Loading Walkways

NFPA 418, 2001 edition Standard for Heliports

NFPA 430, 2004 ~~2000~~ edition Code for the Storage of Liquid and Solid Oxidizers

NFPA 432, 2002 edition Code for the Storage of Organic Peroxide Formulations

NFPA 434, 2002 edition Code for the Storage of Pesticides

NFPA 484, 2006 ~~2002~~ edition Standard for Combustible Metals, Metal Powders, and Metal Dusts

NFPA 490, 2002 ~~1998~~ edition Code for the Storage of Ammonium Nitrate

NFPA 495, 2006 ~~2004~~ edition Explosive Materials Code

NFPA 498, 2006 ~~2004~~ edition Standard for Safe Havens and Interchange Lots for Vehicles Transporting Explosives

NFPA 501, 2005 ~~2003~~ edition Standard on Manufactured Housing

NFPA 501A, 2005 ~~2003~~ edition Standard for Fire Safety Criteria for Manufactured Home Installations, Sites, and Communities

NFPA 502, 2008 edition Standard for Road Tunnels, Bridges, and Other Limited Access Roadways

NFPA 505, 2006 ~~2002~~ edition Fire Safety Standard for Powered Industrial Trucks Including Type Designations, Areas of Use, Conversions, Maintenance and Operation

NFPA 654, 2006 ~~2000~~ edition Standard for the Prevention of Fire and Dust Explosions from the Manufacturing, Processing, and Handling of Combustible Particulate Solids

NFPA 655, 2001 edition Standard for Prevention of Sulfur Fires and Explosions

NFPA 664, 2002 edition Standard for the Prevention of Fires and Explosions in Wood Processing and Woodworking Facilities

NFPA 701, 2004 ~~1999~~ edition Standard Methods of Fire Tests for Flame Propagation of Textiles and Films

NFPA 703, ~~2006~~ 2000 edition Standard for Fire Retardant Impregnated Wood and Fire Retardant Coatings for Building Materials

NFPA 704, 2001 edition Standard System for Identification of the Hazards of Materials for Emergency Response

NFPA 750, ~~2006~~ 2003 edition Standard for Water Mist Fire Protection Systems

NFPA 780-004 edition Standard for the Installation of Lightning Protection Systems

NFPA 820, ~~2003~~ 1999 edition Standard for Fire Protection in Wastewater Treatment and Collection Facilities

NFPA 850, ~~2005~~ 2000 edition Recommended Practice for Fire Protection for Electric Generating Plants and High Voltage Direct Current Converter Stations

NFPA 909, ~~2005~~ 2004 edition Standard for the Protection of Cultural Resource Properties – Museums, Libraries, and Places of Worship Resources

NFPA 1122, 2002 edition Code for Model Rocketry

NFPA 1123, ~~2006~~ 2000 edition Code for Fireworks Display

NFPA 1124, ~~2006~~ 2003 edition Code for the Manufacture, Transportation, Storage, and Retail Sale of Fireworks, and Pyrotechnic Articles

NFPA 1125, 2001 edition Code for the Manufacture of Model Rocket and High Power Rocket Motors

NFPA 1126, ~~2006~~ 2004 edition Standard for the Use of Pyrotechnics before a Proximate Audience

NFPA 1127, 2002 edition Code for High Powered Rocketry

NFPA 1142, 2001 edition Standard on Water Supplies for Suburban and Rural Fire Fighting

NFPA 1194, ~~2005~~ 2002 edition Standard for Recreational Vehicle Parks and Campgrounds

NFPA 1221, 2007 edition, Standard for the Installation, Maintenance, and Use of Emergency Communications Systems

NFPA 1561, ~~2007~~ 2002 edition Standard on Emergency Services Incident Management System

NFPA 1962, 2003 edition, Standard for the Inspection, Care, and Use of Fire Hose Including Couplings and Nozzles; and the Service Testing of Fire Hose

NFPA 1963, ~~2003~~ 1998 edition Standard for Fire Hose Connections

NFPA 2001, ~~2004~~ 2000 edition Standard on Clean Agent Fire Extinguishing Systems

NFPA 8501, 1997 edition, Standard for Single Burner Operation

NFPA 8502, 1999 edition, Standard for the Prevention of Furnace Explosions/Implosions in Multiple Burner Boilers

~~Standard Fire Prevention Code, Chapter 22, 1997 edition~~

Such portions of “The United States Secretary of the Interior’s Standards for Rehabilitation and Guidelines for Rehabilitating Historic Buildings,” which pertain to meeting firesafety requirements without destroying the historical aspects of the building SFPE Engineering Guide to Performance-Based Fire Protection Analysis and Design of Buildings, Society of Fire Protection Engineers, Bethesda, Maryland 2000 edition

The portions of ANSI A14.3-1992, Safety Code for Fixed Ladders, which pertain to fire escape ladders and which may be obtained at American National Standards Institute, 11 West 42nd Street, New York, NY 10036

Chapter 4, Accessible Routes, ICC/ANSI A117.1-1998, which may be obtained at American National Standard for Accessible and Usable Buildings and Facilities, American National Standards Institute, 11 West 42nd Street, New York, NY 10036

The portions of ANSI A1264.1-1995, Safety Requirements for Workplace Floor and Wall Openings, Stairs and Railing Systems, which pertain to fire escape ladders and which may be obtained at American National Standards Institute, 11 West 42nd Street, New York, NY 10036

ANSI/UL 2079, 1998 edition, Test of Fire Resistance of Building Joint Systems, which may be obtained at Underwriters Laboratories Inc., 333 Pfingsten Rd., Northbrook, IL 60062

The portions of ASME/ANSI A17.1-2000, Safety Code for Elevators and Escalators, which may be obtained at American Society of Mechanical Engineers, Three Park Avenue, New York, NY 10016-5990

The portions of ASME/ANSI A17.3-2002, Safety Code for Existing Elevators and Escalators, which may be obtained at American Society of Mechanical Engineers, Three Park Avenue, New York, NY 10016-5990

ASTM D 2898,-94, (Reapproved 1999), Test Method for Accelerated Weathering of Fire Retardant-Treated Wood for Fire Testing, which may be obtained at American Society for Testing and Materials, 100 Barr Harbor Drive, West Conshohocken, PA 19428-2959

ASTM E 136-1999, Standard Test Method for Behavior of Materials in a Vertical Tube Furnace at 750°C, which may be obtained at American Society for Testing and Materials, 100 Barr Harbor Drive, West Conshohocken, PA 19428-2959

ASTM E 1537, 2001 edition, Standard Test Method for Fire Testing of Upholstered Furniture, which may be obtained at American Society for Testing and Materials, 100 Barr Harbor Drive, West Conshohocken, PA 19428-2959

ASTM E 1590-01, Standard Test Method for Fire Testing of Mattresses, American Society for Testing and Materials, which may be obtained at 100 Barr Harbor Drive, West Conshohocken, PA 19428-2959

ASTM E 1591-00, Standard Guide for Obtaining Data for Deterministic Fire Models, which may be obtained at American Society for Testing and Materials, 100 Barr Harbor Drive, West Conshohocken, PA 19428-2959

ASTM F 851-1987 (Reapproved 1991), Standard Test Method for Self-Rising Seat Mechanisms, which may be obtained at American Society for Testing and Materials, 100 Barr Harbor Drive, West Conshohocken, PA 19428-2959, but only to the extent referenced in Subdivision 12.2.5.5.1 and 12.2.5.5.2 of NFPA 101, 2000 edition

BHMA/ANSI A-156.19-2002, American National Standard for Power Assist and Low Energy Power Operated Doors, which may be obtained at Buildings Hardware Manufacturers Association, 355 Lexington Avenue, 17th Floor, New York, NY 10017-6603

16 Code of Federal Regulations, Part 1632 which may be obtained by contacting the Division of State Fire Marshal, 200 East Gaines Street, Tallahassee, Florida 32399-0342

UL 924, Standard for Safety Emergency Lighting and Power Equipment, Underwriters Laboratories, Inc., which may be obtained at 333 Pfingsten Rd., Northbrook, IL 60062

UL 1975, Standard for Fire Tests for Foamed Plastics Used for Decorative Purposes, Underwriters Laboratories, Inc., which may be obtained at 333 Pfingsten Rd., Northbrook, IL 60062

(3) The codes and standards published by the National Fire Protection Association and the SFPE Engineering Guide to Performance-Based Fire Protection Analysis and Design of Buildings may be obtained by writing to the NFPA at: 1 Batterymarch Park, Quincy, Massachusetts 02269-9101. All standards adopted and incorporated by reference in this rule are also available for public inspection during regular business hours at the Bureau of Fire Prevention, Division of State Fire Marshal, Department of Financial Services Insurance, 325 John Knox Road, The Atrium, Third Floor, Tallahassee, Florida 32303.

(4) No change.

Specific Authority 633.01, 633.0215, 633.025 FS. Law Implemented 633.01, 633.0215, 633.025 FS. History—New 11-15-01, Formerly 4A-60.005, Amended 11-28-04,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Jim Goodloe, Chief, Bureau of Fire Prevention, Division of State Fire Marshal, Department of Financial Services

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Les Hallman, Director, Division of State Fire Marshal, Department of Financial Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 18, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 2, 2007

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

#### DEPARTMENT OF LEGAL AFFAIRS

RULE NO.:                      RULE TITLE:  
2-2.002                         Advertising in a Language Other  
  Than English

#### 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. 46, November 16, 2007 issue of the Florida Administrative Weekly.

The changes are in response to public comments received with regard to the proposed rule. When changed, the rule shall read as follows:

2-2.002 Advertising in a Language Other Than English.

It shall be an unfair or deceptive act or practice to disseminate any advertisement without including all required disclosures or limitations relating to the offer which are required to be included in the advertisement in the language principally used in the advertisement.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Lisa Raleigh, Special Counsel, Department of Legal Affairs, PL-01, The Capitol, Tallahassee, Florida 32399-1050

#### DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

##### Division of Fruit and Vegetables

RULE NOS.:                      RULE TITLES:  
5G-6.001                         Definitions  
5G-6.003                         Inspection  
5G-6.005                         Registration  
5G-6.007                         Best Management Practices  
5G-6.009                         Tomato Best Practices Manual  
5G-6.011                         Exemptions  
5G-6.013                         Enforcement

#### NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 33, No. 50, December 14, 2007 issue of the Florida Administrative Weekly.

Please be advised that the Notice of Proposed Rulemaking for Rule Chapter 5G-6, Fresh Tomato Inspection, contained an error in date for the scheduled public hearing. The correct date for the public hearing is January 7, 2008, instead of January 7, 2007 as originally submitted. The public hearing time and location remain as published in Vol. 33, No 50, December 14, 2007 issue of Florida Administrative Weekly.



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

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Accountancy**

RULE NO.: 61H1-20.0098      RULE TITLE: Standards for Business Valuations

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 33, No. 46, November 16, 2007 issue of the Florida Administrative Weekly.

The correction is as follows:

The document that was entitled "Issues Statement on Standards for Valuation Services No. 1" is correctly entitled "Statement on Standards for Valuation Services No. 1."

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Voloria Kelly, Division Director, Board of Accountancy, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE NO.: 62-814.100      RULE TITLE: Intent, Findings, Basis of Standards, and Research Needs  
 62-814.300      General Technical Requirements  
 62-814.450      Electric and Magnetic Field Standards

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 33, No. 49, December 7, 2007 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF HEALTH**

**Board of Chiropractic**

RULE NO.: 64B2-12.012      RULE TITLE: Medical Faculty Certificate Fee

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 33, No. 40, October 5, 2007 issue of the Florida Administrative Weekly.

This rule was inadvertently published with the wrong number and the number is being changed to 64B2-12.022. The above correction does not have any effect on the substance of the rule. THE PERSON TO BE CONTACTED REGARDING THE ABOVE CHANGE IS: Joe Baker, Jr., Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin C07, Tallahassee, Florida 32399-3259

**DEPARTMENT OF HEALTH**

**Board of Pharmacy**

RULE NO.: 64B16-27.700      RULE TITLE: Definition of Compounding

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 30, No. 50, December 10, 2004 issue of the Florida Administrative Weekly.

The correction is as follows:

The Notice of Change which published on November 9, 2007 in Vol. 33, No. 45 of the Florida Administrative Weekly incorrectly stated, "The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee." It should have read, "The change is in response to comments received at public hearings held on April 16, 2006, December 5, 2006, January 16, 2007, March 9, 2007 and June 19, 2007."

This correction does not affect the substance of the Notice of Change published on November 9, 2007.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Rebecca Poston, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254

**DEPARTMENT OF HEALTH**

**Division of Environmental Health**

RULE NOS.: 64E-2.023      RULE TITLES: Trauma Center Requirements  
 64E-2.024      Process for the Approval of Trauma Centers  
 64E-2.025      Extension of Application Period  
 64E-2.026      Certificate of Approval  
 64E-2.027      Process for Renewal of Trauma Centers  
 64E-2.028      Site Visits and Approval  
 64E-2.029      Application by Hospital Denied Approval

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 33, No. 48, November 30, 2007 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF HEALTH**

**Division of Environmental Health**

RULE NO.: 64E-15.010  
 RULE TITLE: Permits and Fees

**NOTICE OF PUBLIC HEARING**

The Department of Health announces a corrected hearing regarding the above rule, as noticed in Vol. 33, No. 50, December 14, 2007 Florida Administrative Weekly.

DATE AND TIME: December 21, 2007, 9:00 a.m.

PLACE: 4042 Bald Cypress Way, Conference Room 301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To increase fees to the extent the program can meet the costs of providing the services.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least days before the workshop/meeting by contacting: David B. Wolfe, Environmental Health Program Consultant, Bureau of Community Environmental Health, 4052 Bald Cypress Way, BIN A08, Tallahassee, Florida 32399-1710, (850)246-4277. 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**

**Division of Family Health Services**

RULE NOS.: 64F-19.002  
 RULE TITLES: Eligibility  
 64F-19.010 Due Process for Waiver Applicants and Clients

**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. 40, October 5, 2007 issue of the Florida Administrative Weekly.

PURPOSE AND EFFECT: The Department proposes to amend the existing language in this chapter by modifying the eligibility rules to note passive enrollment and streamline and further outline the enrollment process for the family planning waiver. In addition, there are semantic changes from “client” to “waiver applicant” to distinguish between those applying to the program and those that eventually become clients.

THE FULL TEXT OF THE PROPOSED RULES ARE AS FOLLOWS:

64F-19.002 Eligibility.

In order to be eligible for family planning services under the Program:

(1) through (10) No change.

(11) Waiver applicants losing the Second Omnibus Budget Reduction Act (SOBRA) Medicaid categories of SOBRA Pregnant Women (MMP), SOBRA Pregnant Women/Protected

Eligibility (MMT), Refugee Assistance Program SOBRA Pregnant Women (MRMP) or Refugee Assistance Program SOBRA Pregnant Women/Protected Eligibility (MRMT) are passively enrolled in the Program for the first year of eligibility and will need to actively complete an application for the second year of eligibility.

64F-19.010 Due Process for Waiver Applicants and Clients.

(1) Waiver applicants will be afforded fair hearing due process as outlined in 42 CFR 431.200-246 as published in October 1, 2006 Code of Federal Regulations.

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

(3) No change.

(4) Clients suspected of probable fraud shall have their period of advanced notice shortened to five (5) days before the date of action as prescribed in 42 CFR 431.214, effective as published in the October 1, 2006 Code of Federal Regulations.

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

**Family Safety and Preservation Program**

RULE NO.: 65C-13.001  
 RULE TITLE: Definitions

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 32, No. 48, December 1, 2006 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of State Fire Marshal**

RULE NO.: 69A-60.006  
 RULE TITLE: Manufactured and Prototype Buildings

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 33, No. 4, January 26, 2007 issue of the Florida Administrative Weekly has been withdrawn.

**Section IV  
 Emergency Rules**

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

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**Section V****Petitions and Dispositions Regarding Rule Variance or Waiver****BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND**

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

**WATER MANAGEMENT DISTRICTS**

NOTICE IS HEREBY GIVEN THAT on December 11, 2007, the Suwannee River Water Management District has issued an order.

This Order granted Variance under Section 120.542, F.S., to Jerry and Janet Barnes, for a Work of the District residence (ERP07-0542). The petition for variance was received by SRWMD on November 27, 2007. Notice of receipt of the Petition requesting the Variance was published in F.A.W., Vol. 33, No. 49 on December 7, 2007. No public comment has been received. This Order provides a variance of SRWMD's criteria for subsection 40B-4.3030(9), F.A.C., to the zero-rise certification requirement, and paragraph 40B-4.3030(12)(b), F.A.C., to the 75-foot setback requirement within Township 6 South, Range 14 East, Section 17, Lafayette County. SRWMD granted the Petition because the petitioner has demonstrated that the purpose of the statute underlying the rule will be met, and that the petitioner would suffer economic hardship if required to comply with the rule.

A copy of the Order may be obtained by contacting: Robin Lamm, Administrative Assistant, Suwannee River Water Management District, 9225 CR 49, Live Oak, FL 32060, (386)362-1001 or 1(800)226-1066 in Florida only.

NOTICE IS HEREBY GIVEN THAT on December 6, 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 issuance of a Standard Right of Way Number 13217, for utilization of Works or Lands of the District known as the C-6 Canal, Dade County, Section 3, Township 53 South, Range 40 East, to allow the proposed placement of a guardrail within 40 feet of the top of the canal bank and within the District's 100 foot long designated equipment staging area. This Petition for Waiver amends a

previous petition submitted by the City. The Petition seeks relief from subsections 40E-6.011(4), (6), Florida Administrative Code, which governs the placement of permanent and/or semi-permanent above ground encroachments within 40 feet of the top of the canal bank and within the District's 100 foot long designated equipment staging areas within Works or Lands of the District.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Juli Triola at (561)682-6268 or e-mail 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 the 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 November 26, 2007, the South Florida Water Management District (District), received a petition for waiver from William Michael Lowe, Jr., Application No. 07-1126-2 for issuance of a Right of Way Occupancy Permit for utilization of Works or Lands of the District known as the L-28, Miami-Dade County, to allow utilization of the District's L-28 right of way for temporary vehicular access to privately-owned land lying in multiple Sections through Township 54, 53, 52S, Range 35E. The petition seeks relief from subsection 40E-6.221(9), Florida Administrative 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.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Juli Triola at (561)682-6268 or e-mail 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 the end of business on the 14th day at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn: Juli Triola, Office of Counsel.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

NOTICE IS HEREBY GIVEN THAT on November 29, 2007, the Agency for Health Care Administration, received a petition for Emergency Variance From or Waiver of paragraph 59C-1.018(3)(b), F.A.C., filed by Hillsborough Extended Care, LLC. This rule is related to the extension of the validity period of a certificate of need (CON) in the event the holder of the CON is precluded from commencement of the project due to litigation, including appeal, of a final order approving the issuance of the certificate of need. This request for extension must be submitted in writing at least 15 calendar days prior to the termination date. Any interested person, party, or other agency may submit written comments on the petition by close of business on Friday, December 27, 2007.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Lorraine M. Novak, Assistant General Counsel, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #3, Tallahassee, FL 32308, (850)922-5873, Fax (850)921-0158, novakl@ahca.myflorida.com. Written comments should also be sent to this contact person.

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#### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT on November 9, 2007, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for subsection 61C-4.010(5), Florida Administrative Code, from Coffee Shop in Embassy Suites Hotel located in Jacksonville. The above referenced F.A.C. refers to Chapter four in the 2001 Federal Food and Drug Administration (FDA) Food Code. The Chapters in the 2001 FDA Food Code refer to warewashing equipment in food service establishments. The Petitioner is requesting to share warewashing facilities and service sink equipment with a licensed food service establishment on the same premises.

A copy of the Petition for Variance or Waiver may be obtained by contacting Xenia.Bailey@dbpr.state.fl.us.

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NOTICE IS HEREBY GIVEN THAT on November 15, 2007, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for a Routine Variance for subsection 61C-4.010(7), Florida Administrative Code, from Juice and Java located in Boca Raton. The above referenced F.A.C. states...each public food service establishment shall maintain a minimum of one public bathroom for each sex, properly designated....The proposed establishment has one bathroom facility for patrons and they are requesting a variance to have a seating capacity of twenty (20).

A copy of the Petition for Variance or Waiver may be obtained by contacting Xenia.Bailey@dbpr.state.fl.us.

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NOTICE IS HEREBY GIVEN THAT on November 27, 2007, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for a Routine Variance for subsections 61C-4.010(1) and 61C-4.010(6), Florida Administrative Code, from Jett Catering located in Clearwater. The above referenced F.A.C. addresses food supplies, food protection, and physical facilities-except as specifically provided in this rule, public food service establishments shall be subject to the provisions of chapter three and chapter six of the FDA Food Code. They are requesting to do open air food service on a Mobile Food Dispensing Vehicle.

A copy of the Petition for Variance or Waiver may be obtained by contacting Xenia.Bailey@dbpr.state.fl.us

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NOTICE IS HEREBY GIVEN THAT on November 28, 2007, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for subsection 61C-1.004(1), Florida Administrative Code, from Naples Bay Resort Yacht Club located in Naples. The above referenced F.A.C. refers to Chapter five in the 2001 Federal Food and Drug Administration (FDA) Food Code and service sink equipment in food service establishments. The Petitioner is requesting to share service sink equipment with a licensed food service establishment on the same premises.

A copy of the Petition for Variance or Waiver may be obtained by contacting Xenia.Bailey@dbpr.state.fl.us.

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NOTICE IS HEREBY GIVEN THAT on December 3, 2007, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for a Routine Variance for subsection 61C-4.010(7), Florida Administrative Code, from D'Lites Emporium located in The Villages. The above referenced F.A.C. states...each public food service establishment shall maintain a minimum of one public bathroom for each sex, properly designated....The proposed establishment has one bathroom facility for patrons and they are requesting a variance to have a seating capacity of twenty (20).

A copy of the Petition for Variance or Waiver may be obtained by contacting Xenia.Bailey@dbpr.state.fl.us.

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NOTICE IS HEREBY GIVEN THAT on December 6, 2007, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for subsection 61C-4.010(7), Florida Administrative Code, from Rick's Diner located in Port St. Lucie. The above referenced F.A.C. states that all bathrooms shall be of easy and convenient access to both patrons and employees...They are requesting a variance to use centrally located bathroom facilities.

A copy of the Petition for Variance or Waiver may be obtained by contacting Xenia.Bailey@dbpr.state.fl.us.

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NOTICE IS HEREBY GIVEN THAT on December 3, 2007, the Board of Accountancy, received a petition for Laura Jaslow, seeking a variance from subsection 61H1-33.006(2), Florida Administrative Code, which requires that required continuing professional education hours have been completed in the 24 months immediately proceeding the date of an application for reactivation. Petitioner is also seeking a waiver of subsection 61H1-31.001(4), F.A.C., which states that the fee for reactivation of an inactive status license is \$250.00.

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 at (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 November 29, 2007, the Board of Clinical Laboratory Personnel has issued an order hereby gives notice that it rendered an Order granting the Amended Petition for Variance or Waiver of Rule 64B3-5.003, F.A.C., filed by Beulah F. Briones on October 16, 2007. The Board considered this matter during a duly-noticed, public meeting on November 16, 2007 and determined the Amended Petition should be granted on the following grounds:

1. Section 120.542(2), Florida Statutes (2007), provides that "[v]ariations and waivers shall be granted when the person subject to the rule demonstrates that the purpose of the underlying statute will be or has been achieved by other means by the person and when application of a rule would create a substantial hardship or would violate the principles of fairness."

2. Based on the documentation submitted by the Petitioner, the Board concluded the goals of the underlying statutes would be achieved by granting the requested variance. In addition, the Board also concluded the facts set forth in the Amended Petition demonstrated that denying the Petitioner's request would amount to a "substantial hardship" and "violate the principles of fairness."

A copy of the Order may be obtained by contacting: Joe Baker, Jr., Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257.

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The Board of Physical Therapy Practice hereby gives that the petition filed by Manju C. Philip on August 15, 2007, seeking a variance or waiver from paragraph 64B17-3.001(5)(b), F.A.C., has been withdrawn. The Notice of Petition published in Vol. 33, No. 36 of the September 7, 2007 issue of the F.A.W.

The person to be contacted regarding this petition is: Susan Love, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

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The Board of Physical Therapy Practice hereby gives that the petition filed by Alexandra Ann Zephirin on August 10, 2007, seeking a variance or waiver from Rule 64B17-3.003, F.A.C., has been withdrawn. The Notice of Petition published in Vol. 33, No. 34 of the August 24, 2007 issue of the F.A.W.

The person to be contacted regarding this petition is: Susan Love, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

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NOTICE IS HEREBY GIVEN THAT on December 10, 2007, the Board of Podiatric Medicine, received a petition for Mark E. Spier, DPM, seeking a variance or waiver of Rule 64B18-17.005, F.A.C., which states that during the first biennium of initial licensure, practitioners are required to obtain five (5) hours of continuing education in the subject area of risk management by attending one full day of a meeting of the Board of Podiatric Medicine at which disciplinary hearings are conducted.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Joe Baker, Jr., Executive Director, Board of Podiatric Medicine/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3258. Comments on this petition should be filed with the Board of Podiatric Medicine within 14 days of publication of this notice.

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NOTICE IS HEREBY GIVEN THAT on November 29, 2007, the Florida Department of Health, Bureau of Emergency Medical Services has issued an order.

The Petition of Gabriel G. Sanchez, M.D., for variance to paragraph 64E-2.004(3)(c), F.A.C., is granted. For the purposes of Section 401.265(1), F.S., this temporary variance will allow Gabriel G. Sanchez, M.D., to continue as medical director without board certification while serving as medical director for Medicare Ambulance Service Inc.

A copy of the Order may be obtained by contacting: Lisa Walker, Government Analyst II, Bureau of Emergency Medical Services, 4052 Bald Cypress Way, Bin C-18, Tallahassee, Florida 32399, [Lisa\\_Walker2@doh.state.fl.us](mailto:Lisa_Walker2@doh.state.fl.us), (850)245-4440, ext. 2733.

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

#### DEPARTMENT OF LEGAL AFFAIRS

The **Department of Legal Affairs**, Council on the Social Status of Black Men and Boys announces the following sub-committee telephone conference meetings which all persons are invited to attend.

Subcommittee on Improving Foster Care and Family Issues

DATE AND TIME: January 8, 2008, 11:30 a.m. – 12:30 p.m.  
 PLACE: Toll Free Dial in Number: 1(888)808-6959,  
 Conference Code: 6532211382

Subcommittee on Improving Economic Outcomes

DATE AND TIME: January 15, 2008, 3:00 p.m. – 4:00 p.m.  
 PLACE: Toll Free Dial in Number: 1(888)808-6959,  
 Conference Code: 6532211382

Legislative Review Subcommittee

DATE AND TIME: January 17, 2008, 3:00 p.m. – 4:00 p.m.  
 PLACE: Toll Free Dial in Number: 1(888)808-6959,  
 Conference Code: 6532211382

Subcommittee on Improving Health Outcomes

DATE AND TIME: January 25, 2008, 9:00 a.m. – 11:00 a.m.  
 PLACE: Toll Free Dial in Number: 1(888)808-6959,  
 Conference Code: 6532211382

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Council shall make a systematic study of the conditions affecting black men and boys, including, but not limited to, homicide rates, arrest and incarceration rate, poverty, violence, drug abuse, death rates, disparate annual income levels, school performance in all grade levels including postsecondary levels, and health issues.

A copy of the meeting agenda may be obtained by contacting: Michael Coard via telephone at (850)414-3300 or via email at Michael.Coard@myfloridalegal.com.

Pursuant to the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Bureau at least 48 hours prior to the meeting by contacting the Bureau of Criminal Justice Programs at (850)414-3300. 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, contact the Bureau of Criminal Justice Programs at (850)414-3300.

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## DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The **Pesticide Review Council** announces a public meeting to which all persons are invited.

DATE AND TIME: January 15, 2008, 9:00 a.m.  
 PLACE: University of Florida, Reitz Union, Corner of Museum Road and Reitz Union Drive, Gainesville, Florida  
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the Council during which there will be a review of pertinent pesticide issues impacting human health and the environment.

A copy of the agenda may be obtained by contacting: The Bureau of Pesticides, 3125 Conner Boulevard, Mail-L-6, Tallahassee, Florida 32399-1650, (850)487-0532.

For more information, you may contact: Bureau of Pesticides, 3125 Conner Boulevard, Mail-L-6, Tallahassee, Florida 32399-1650, (850)487-0532.

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## DEPARTMENT OF EDUCATION

The **Florida Schools of Excellence Commission** announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 4, 2008, 11:00 a.m. – completion  
 PLACE: 1(888)808-6959, Conference Code 2450861  
 GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Schools of Excellence Commission will be discussing legislative and budget issues.

A copy of the agenda may be obtained by contacting: Rudy Rodriguez at Rudy.Rodriguez@fldoe.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: Rudy Rodriguez at Rudy.Rodriguez@fldoe.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: Rudy Rodriguez at Rudy.Rodriguez@fldoe.org.

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The **Florida Schools of Excellence Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: January 9, 2008, 11:00 a.m. – completion  
 PLACE: Wayman Academy of the Arts, 1176 Labelle Street, Jacksonville, Florida 32205-6487  
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Per Section 1002.335(3)(c), F.S. The Florida Schools of Excellence Commission shall meet each month at the call of the chair.

A copy of the agenda may be obtained by contacting: Rudy Rodriguez at Rudy.Rodriguez@fldoe.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: Rudy Rodriguez at Rudy.Rodriguez@fldoe.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: Rudy Rodriguez at Rudy.Rodriguez@fldoe.org.

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The **Charter School Review Panel** announces a public meeting to which all persons are invited.

DATE AND TIME: January 9, 2008, 2:00 p.m. – completion  
 PLACE: Wayman Academy of the Arts, 1176 Labelle Street, Jacksonville, Florida 32205-6487

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Education shall regularly convene a Charter School Review Panel in order to review issues, practices, and policies regarding charter schools.

A copy of the agenda may be obtained by contacting: Office of Independent Education and Parental Choice, Attention: Jacqueline Hitchcock, 325 West Gaines Street, Suite 522, Tallahassee, Florida 32399-0400, (850)245-0502.

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: Office of Independent Education and Parental Choice, Attention: Jacqueline Hitchcock, 325 West Gaines Street, Suite 522, Tallahassee, Florida 32399-0400, (850)245-0502. 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: Office of Independent Education and Parental Choice, Attention: Jacqueline Hitchcock, 325 West Gaines Street, Suite 522, Tallahassee, Florida 32399-0400, (850)245-0502.

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#### DEPARTMENT OF COMMUNITY AFFAIRS

The **Century Commission for a Sustainable Florida** announces a public meeting to which all persons are invited.

DATES AND TIMES: January 13, 2008, 5:00 p.m. – 7:00 p.m., January 14, 2008, 8:30 a.m. – 4:00 p.m.

PLACE: Florida Department of Transportation, Auditorium, 605 Suwannee Street, Tallahassee, FL 32399-0450, (850)414-4100

GENERAL SUBJECT MATTER TO BE CONSIDERED: Century Commission members will continue to discuss the Commission's statutory role, including how to address the impacts of population growth during the next 25-50 years.

Special Guest David M. Walker, Comptroller General of the United States and head of the Government Accountability Office, will address the Commission on Monday, January 14th.

All information regarding this meeting and the Century Commission may be obtained at the Internet address [www.centurycommission.org](http://www.centurycommission.org).

A copy of the agenda may be obtained by calling (850)219-0082, ext. 5, or by visiting the web site.

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The **Florida Building Commission**, "the Commission" announces a public meeting to which all persons are invited.

DATE AND TIME: January 16, 2008, 9:00 a.m.

PLACE: Ed Ball Building, First Floor, Training Room, 214 North Hogan Street, Jacksonville, Florida 32202, (904)255-8503

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Green Building Workgroup (1) to develop recommendations for a model efficiency ordinance for residential development and (2) to develop recommendations for a public awareness campaign promoting energy efficiency and the benefits of green building.

A copy of the agenda may be obtained by contacting: Mr. Jeff Blair, Florida Conflict Resolution Consortium, FSU at (850)644-6320 or go to the following web site: <http://consensus.fsu.edu/FBC/GBW.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 10 days before the workshop/meeting by contacting: Ms. Sherri Shields, Florida Solar Energy Center, UCF at (321)638-1019, or Ms. Linda Purvis, City of Jacksonville at (904)255-8503. 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: Ms. JoAnn Stirling, Florida Solar Energy Center, UCF at (321)638-1014 or Ms. Sherri Shields, Florida Solar Energy Center, UCF at (321)638-1019.

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#### DEPARTMENT OF LAW ENFORCEMENT

The Florida **Department of Law Enforcement, Medical Examiner Commission** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Saturday, December 29, 2007, 9:00 a.m.

PLACE: Conference call number (850)245-5766 or Suncom number 205-5766

GENERAL SUBJECT MATTER TO BE CONSIDERED: Nomination for District 14 Medical Examiner Vacancy.

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)410-8660.

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)410-8660. 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. Victoria G. Marsey, Bureau Chief, Bureau of Standards, Criminal Justice Professionalism Services, Medical Examiners Commission, Post Office Box 1489, Tallahassee, Florida 32302, (850)410-8660.

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

**DATES AND TIMES:** Training Center Director Test Bank Committee Meeting, Tuesday, February 5, 2008, 2:00 p.m.; Training Center Directors' Committee Meetings, Tuesday, February 5, 2008, 4:00 p.m.; Probable Cause Determination Hearings, Wednesday, February 6, 2008, 8:30 a.m.; Training Center Directors' Business Meeting, Wednesday, February 6, 2008, 8:30 a.m.; Commission Workshop, Wednesday, February 6, 2008, 1:00 p.m.; Regional Criminal Justice Selection Center Directors' Association Meeting, Wednesday, February 6, 2008, 3:00 p.m.; CJS&T Commission Business Meeting, Thursday, February 7, 2008, 8:00 a.m.; CJS&T Commission Officer Discipline Cases, Thursday, February 7, 2008, 9:30 a.m.

**PLACE:** Doubletree Hotel Tampa Westshore Airport, 4500 West Cypress Street, Tampa, Florida 33607. **GUESTROOM RATE:** \$99.00 for single and double occupancy from 2/3/08 – 2/9/08. The deadline for making reservations is January 13, 2008. **HOTEL TELEPHONE NUMBER:** (813)879-4800, **FAX NUMBER:** (813)873-1832.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The above meeting will be held to discuss issues relating to standards, training, examinations, certification, de-certification, record management for law enforcement, correctional, and correctional probation officers, Commission rules, officer discipline penalty guidelines, and certification and recertification of criminal justice training schools.

A copy of the agenda may be obtained by contacting: Criminal Justice Standards and Training Commission **AGENDA:** Donna Hunt at (850)410-8615 or via E-mail at donnahunt@fdle.state.fl.us. The Commission meeting agenda and Workshop agenda will be posted to the FDLE website on January 18, 2008, and may be accessed at [www.fdle.state.fl.us](http://www.fdle.state.fl.us), then click on "Councils," then click on "Criminal Justice Standards and Training Commission," then click on "Commission Information," then click on "Commission," then click on "Meeting Agenda," and then click on "Criminal Justice Standards and Training Business Agenda."

**OFFICER DISCIPLINE AGENDA:** Brenda Presnell, at (850)410-8648 or via e-mail at [brendapresnell@fdle.state.fl.us](mailto:brendapresnell@fdle.state.fl.us). If you wish to write the Commission for a copy of the above meeting agendas, please write to Florida Department of Law Enforcement, Criminal Justice Professionalism Program, Post Office Box 1489, Tallahassee, Florida 32302, Attention: Brenda Presnell.

**TRAINING CENTER DIRECTOR ASSOCIATION AGENDA:** Training Center Director Association Chairman Jim Hague, Seminole Community College, 100 Weldon Boulevard, Sanford, Florida 32773-6199, or call (407)328-2316, or e-mail [haguec@scc-fl.edu](mailto:haguec@scc-fl.edu).

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 Donna Hunt at (850)410-8615. 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 Transportation**, District 1 announces the following public meetings to which all persons are invited.

**DATES AND TIME:** January 3, 2008, February 5, 2008, March 4, 2008, April 1, 2008, May 6, 2008, May 27, 2008, 10:30 a.m.

**PLACE:** Headquarters Building, 801 North Broadway Avenue, Bartow, Florida. Please contact the District One Contracts Office at (863)519-2559 for room location.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** These are the Technical Review Committee Meetings for review of technical issues relating to projects where bids were received by the District One Contracts Office.

A copy of the agenda may be obtained by contacting: an e-mail to [contracts.administration@dot.state.fl.us](mailto:contracts.administration@dot.state.fl.us) or writing to: Cheryl L. Sanchious, District Contracts Administrator, District Contracts, Department of Transportation, District One, 801 North Broadway Avenue, MS 1-18, Bartow, FL 33830.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting the address given below, or call telephone number (863)519-2559. 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: e-mail to [contracts.administration@dot.state.fl.us](mailto:contracts.administration@dot.state.fl.us) or writing to Cheryl L. Sanchious, District Contracts Administrator, District Contracts, Department of Transportation, District One, 801 North Broadway Avenue, MS 1-18, Bartow, FL 33830.



Changes to meeting Date and Time will be posted at: <http://www.dot.state.fl.us/contractsadministrationdistrict1/>.

The **Department of Transportation**, District 4 announces the following public meetings to which all persons are invited.

DATES AND TIMES: January 8, 2008, 10:00 a.m.; February 7, 2008, 10:30 a.m.; March 11, 2008, 9:30; April 8, 2008, 10:00 a.m.; May 6, 2008, 10:00 a.m.; June 10, 2008, 9:30 a.m.

PLACE: FDOT, District 4 Headquarters, 3400 W. Commercial Blvd., Ft. Lauderdale, FL 33309-3421. (954)777-4650

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are the Technical Review Committee Meetings for review of technical issues relating to projects where bids were received by the District 4 Contracts Office.

A copy of the agenda may be obtained by contacting: e-mail to [contracts.admin@dot.state.fl.us](mailto:contracts.admin@dot.state.fl.us) or writing to Lizz Holmes, Procurement Supervisor, District Contracts, and Department of Transportation District 4 Headquarters, 3400 W. Commercial Blvd., Ft. Lauderdale, FL 33309-3421.

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 hours before the workshop/meeting by writing to the address given below, or call telephone number (954)777-4650. 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: e-mail to [contracts.admin@dot.state.fl.us](mailto:contracts.admin@dot.state.fl.us) or writing to Lizz Holmes, Procurement Supervisor, District Contracts, and Department of Transportation, District 4 Headquarters, 3400 W. Commercial Blvd., Ft. Lauderdale, FL 33309-3421.

Changes to meeting Date and Time will be posted at: <http://www.dot.state.fl.us/contractsadministrationdistrict4>.

The **Department of Transportation**, District 1 announces the following public meetings to which all persons are invited.

DATES AND TIMES: January 8, 2008, 10:00 a.m.; February 12, 2008, 1:00 p.m.; March 6, 2008, 9:30 a.m.; April 8, 2008, 1:00 p.m.; May 8, 2008, 9:30 a.m.; June 3, 2008, 10:00 a.m.

PLACE: Headquarters Building, 801 North Broadway Avenue, Bartow, Florida. Please contact the District One Contracts Office at (863)519-2559 for room location.

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are the Awards Committee Meetings to determine the Department's intent to award or reject projects where bids were received by the District One Contracts Office.

A copy of the agenda may be obtained by contacting: e-mail to [contracts.administration@dot.state.fl.us](mailto:contracts.administration@dot.state.fl.us) or writing to Cheryl L. Sanchious, District Contracts Administrator, District Contracts, Department of Transportation, District One, 801 North Broadway Avenue, MS 1-18, Bartow, FL 33830.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting the address given below, or call telephone number (863)519-2559. 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: e-mail to [contracts.administration@dot.state.fl.us](mailto:contracts.administration@dot.state.fl.us) or writing to Cheryl L. Sanchious, District Contracts Administrator, District Contracts, Department of Transportation, District One, 801 North Broadway Avenue, MS 1-18, Bartow, FL 33830.

Changes to meeting Date and Time will be posted at: <http://www.dot.state.fl.us/contractsadministrationdistrict1/>.

The **Department of Transportation**, Turnpike Enterprise announces the following public meetings to which all persons are invited.

DATES AND TIME: January 10, 2008; February 7, 2008, 1:00 p.m.; March 6, 2008, 1:00 p.m.; April 3, 2008, 1:00 p.m.; May 1, 2008, 1:00 p.m.; June 5, 2008, 1:00 p.m.

PLACE: Florida's Turnpike Headquarters, Turkey Lake Service Plaza, Mile Post 263, Building 5315, Ocoee, FL 34761. Please contact the Turnpike Enterprise Contracts Office at (407)264-3885 for room location.

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are the Technical Review/Awards Committee Meetings to determine the Department's intent to award or reject projects where bids were received by the Turnpike Enterprise Contracts Office, Florida's Turnpike Enterprise.

A copy of the agenda may be obtained by contacting: e-mail to [contracts.admin@dot.state.fl.us](mailto:contracts.admin@dot.state.fl.us) or writing to Richard M. Nethercote, Jr., District Contracts Administrator, Florida's Turnpike Enterprise, P. O. Box 613069, Ocoee, FL 34761.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting the address given below, or call telephone number (407)264-3885. 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: e-mail to [contracts.admin@dot.state.fl.us](mailto:contracts.admin@dot.state.fl.us) or writing to: Richard M. Nethercote, Jr., District Contracts Administrator, Florida's Turnpike Enterprise, P. O. Box 613069, Ocoee, FL 34761.

Changes to meeting Date and Time will be posted at: [www.dot.state.fl.us/contractsadministrationturnpike](http://www.dot.state.fl.us/contractsadministrationturnpike).

The **Department of Transportation**, District 4 announces the following public meetings to which all persons are invited.

DATES AND TIMES: January 10, 2008, 3:00 p.m.; February 7, 2008, 10:30 a.m.; March 13, 2008, 10:30 a.m.; April 10, 2008, 3:30 p.m.; May 8, 2008, 10:00 a.m.; June 12, 2008, 10:30 a.m.

PLACE: FDOT District 4 Headquarters, 3400 W. Commercial Blvd., Ft. Lauderdale, FL 33309-3421, (954)777-4650. Please contact the District 4 Contracts Office at (954)777-4650 for room location.

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are the Awards Committee Meetings to determine the Department's intent to award or reject projects where bids were received by the District Four Contracts Office.

A copy of the agenda may be obtained by contacting: e-mail to [contracts.admin@dot.state.fl.us](mailto:contracts.admin@dot.state.fl.us) or writing to Lizz Holmes, Procurement Supervisor, District Contracts, and Department of Transportation District 4 Headquarters, 3400 W. Commercial Blvd., Ft. Lauderdale, FL 33309-3421.

For more information, you may contact: e-mail to [contracts.admin@dot.state.fl.us](mailto:contracts.admin@dot.state.fl.us) or writing to Lizz Holmes, Procurement Supervisor, District Contracts, and Department of Transportation District 4 Headquarters, 3400 W. Commercial Blvd., Ft. Lauderdale, FL 33309-3421.

Changes to meeting Date and Time will be posted at: <http://www.dot.state.fl.us/contractsadministrationdistrict4>.

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The **Department of Transportation**, District 7 announces the following public meetings to which all persons are invited.

DATES AND TIME: January 16, 2008; February 20, 2008; March 19, 2008; April 16, 2008; May 21, 2008; June 18, 2008, 10:00 a.m.

PLACE: District Seven Headquarters Building, 11201 North McKinley Drive, Tampa, Florida 33612. Please contact the District Seven Contracts Office at (813)975-6036 for room location.

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are the Technical Review Committee Meetings for review of technical issues relating to projects where bids were received by the District Seven Contracts Office.

A copy of the agenda may be obtained by contacting: e-mail to: [contracts.admin@dot.state.fl.us](mailto:contracts.admin@dot.state.fl.us) or writing to Sharlena Korman, District Contracts Process and Records Technician, District Contracts Office, Department of Transportation, District Seven, 11201 North McKinley Drive, Tampa, Florida 33612.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting the address given below, or call telephone number (813)975-6036. 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: e-mail to: [contracts.administration@dot.state.fl.us](mailto:contracts.administration@dot.state.fl.us) or writing to Sharlena Korman, District Contracts Process and Records Technician, District Contracts Office, Department of Transportation District Seven, 11201 North McKinley Drive, Tampa, Florida 33612.

Changes to meeting Date and Time will be posted at [www.dot.state.fl.us/contractsadministrationdistrict7/](http://www.dot.state.fl.us/contractsadministrationdistrict7/).

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The **Department of Transportation**, District 5 announces the following public meetings to which all persons are invited.

DATES AND TIME: January 17, 2008, February 13, 2008, March 13, 2008, April 10, 2008, May 15, 2008, June 12, 2008, 3:00 p.m.

PLACE: Florida Department of Transportation, District Office, 719 S. Woodland Blvd., DeLand, Florida 32720. Please contact the District 5 Contracts Office at (386)943-5525 or (386)943-5517 for room location.

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are the Technical Review and Awards Committee Meetings to review technical issues relating to projects where bids were received by the District 5 Contracts Office and to determine the Department's intent to award or reject those projects.

A copy of the agenda may be obtained by contacting: e-mail to [contracts.admin@dot.state.fl.us](mailto:contracts.admin@dot.state.fl.us) or writing to Vickie Wyche, Contracts Administrator, District Contracts Office, Department of Transportation, District 5, 719 S. Woodland Blvd., MS 525P, DeLand, FL 32720.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting the address given below, or call telephone number (386)943-5525. 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: e-mail to [contracts.admin@dot.state.fl.us](mailto:contracts.admin@dot.state.fl.us) or writing to Vickie Wyche, Contracts Administrator, District Contracts Office, Department of Transportation, District 5, 719 S. Woodland Blvd., MS 525P, DeLand, FL 32720.

Changes to meeting Date and Time will be posted at: [www.dot.state.fl.us/contractsadministrationdistrict5](http://www.dot.state.fl.us/contractsadministrationdistrict5).

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The **Department of Transportation**, District 6 announces the following public meetings to which all persons are invited.

DATES AND TIME: February 18, 2008, March 17, 2008, April 7, 2008, May 5, 2008, June 16, 2008, 9:00 a.m.

PLACE: 1000 Northwest 111th Avenue, Miami, Florida 33172. Please contact the District Six Contracts and Procurement Office at (305)470-5404 for room location.

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are the Award Committee Meetings to determine the Department's intent to award or reject projects where bids were received by the District Six Contracts and Procurement Office. A copy of the agenda may be obtained by contacting: e-mail to [d6contracts@dot.state.fl.us](mailto:d6contracts@dot.state.fl.us) or writing to Kenneth Robertson, District Contracts and Procurement Manager, District Contracts and Procurement Office, Department of Transportation, District Six, 100 Northwest 111th Avenue, Room #6203, Miami, Florida 33172.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting the address given below, or call telephone number (305)470-5404. 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: e-mail to [d6contracts@dot.state.fl.us](mailto:d6contracts@dot.state.fl.us) or writing to Kenneth Robertson, District Contracts and Procurement Manager, District Contracts and Procurement Office, Department of Transportation, District Six, 100 Northwest 111th Avenue, Room #6203, Miami, Florida 33172.

Changes to meeting Date and Time will be posted at: <http://www.dot.state.fl.us/contractsadministrationdistrict6/>.

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The **Department of Transportation**, District 3 announces the following public meetings to which all persons are invited.

DATES AND TIME: January 24, 2008; February 28, 2008; March 27, 2008; April 24, 2008; May 22, 2008; June 26, 2008, 1:30 p.m. (CST)

PLACE: Administration Building, 1074 Hwy. 90, Chipley, Florida 32428. Please contact the District Three Contracts Office at (850)415-9366 for room location.

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are the Technical Review Committee Meetings for review of technical issues relating to projects where bids were received by the District Three Contracts Office.

A copy of the agenda may be obtained by contacting: e-mail to [contracts.admin@dot.state.fl.us](mailto:contracts.admin@dot.state.fl.us) or writing to Richard Norris, District Contracts Administrator, District Contracts, Department of Transportation, District Three, 1074 Hwy. 90, Chipley, Florida 32428.

For more information, you may contact: e-mail to [contracts.admin@dot.state.fl.us](mailto:contracts.admin@dot.state.fl.us) or writing to Richard Norris, District Contracts Administrator, District Contracts, Department of Transportation, District Three, 1074 Hwy. 90, Chipley, Florida 32428.

Changes to meeting Date and Time will be posted at: <http://www.dot.state.fl.us/contractsadministrationdistrict3/>.

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The **Department of Transportation**, District 7 announces the following public meetings to which all persons are invited.

DATES AND TIME: January 25, 2008, February 29, 2008, March 28, 2008, April 25, 2008, May 30, 2008, June 27, 2008, 8:00 a.m.

PLACE: District Seven Headquarters Building, 11201 North McKinley Drive, Tampa, Florida 33612. Please contact the District Seven Contracts Office at (813)975-6036 for room location.

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are the Awards Committee Meetings to determine the Department's intent to award or reject projects where bids were received by the District Seven Contracts Office.

A copy of the agenda may be obtained by contacting: e-mail to: [contracts.administration@dot.state.fl.us](mailto:contracts.administration@dot.state.fl.us) or writing to Sharlena Korman, District Contracts Process and Records Technician, District Contracts, Department of Transportation, District Seven, 11201 North McKinley Drive, Tampa, Florida 33612.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting the address given below, or call telephone number (813)975-6036. 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: an e-mail to: [contracts.administration@dot.state.fl.us](mailto:contracts.administration@dot.state.fl.us) or writing to Sharlena Korman, District Contracts Process and Records Technician, District Contracts, Department of Transportation, District Seven, 11201 North McKinley Drive, Tampa, Florida 33612.

Changes to meeting Date and Time will be posted at [www.dot.state.fl.us/contractsadministrationdistrict7/](http://www.dot.state.fl.us/contractsadministrationdistrict7/).

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The **Department of Transportation**, District 3 announces the following public meetings to which all persons are invited.

DATES AND TIME: January 28, 2008, March 3, 2008, March 31, 2008, April 28, 2008, May 27, 2008, June 30, 2008, 2:00 p.m. (CST)

PLACE: Administration Building, 1074 Hwy. 90, Chipley, Florida 32428. Please contact the District Three Contracts Office at (850)415-9366 for room location.

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are the Awards Committee Meetings to determine the Department's intent to award or reject projects where bids were received by the District Three Contracts Office.

A copy of the agenda may be obtained by contacting: e-mail to [contracts.adminb@dot.state.fl.us](mailto:contracts.adminb@dot.state.fl.us) writing to Richard Norris, District Contracts Administrator, District Contracts, Department of Transportation District Three, 1074 Hwy. 90, Chipley, Florida 32428.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting the address given below, or call telephone number (850)415-9366. 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: e-mail to [contracts.adminb@dot.state.fl.us](mailto:contracts.adminb@dot.state.fl.us) writing to: Richard Norris, District Contracts Administrator, District Contracts, Department of Transportation, District Three, 1074 Hwy. 90, Chipley, Florida 32428.

Changes to meeting Date and Time will be posted at: <http://www.dot.state.fl.us/contractsadministrationdistrict3/>.

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The **Department of Transportation**, District 2 announces the following public meetings to which all persons are invited.

DATES AND TIME: January 31, 2008, February 28, 2008, March 27, 2008, May 1, 2008, June 5, 2008, July 3, 2008, 8:30 a.m.

PLACE: District Two District Office, 1109 S. Marion Avenue, Lake City, Florida 32025-5874. Please contact the District Two Contracts Office at (386)758-3703 for room location.

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are the Technical Review Committee Meetings for review of technical issues relating to projects where bids were received by the District Two Contracts Office.

A copy of the agenda may be obtained by contacting: e-mail to [contracts.administration@dot.state.fl.us](mailto:contracts.administration@dot.state.fl.us) or writing to Patsy Elkins, District Contracts Coordinator, District Contracts, Department of Transportation, District Two, 1109 S. Marion Avenue, MS 2015, Lake City, Florida 32025-5874.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting the address given below, or call telephone number (386)951-7510. 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: e-mail to [contracts.administration@dot.state.fl.us](mailto:contracts.administration@dot.state.fl.us) or writing to Patsy Elkins, District Contracts Coordinator, District Contracts, Department of Transportation District Two, 1109 S. Marion Avenue, MS 2015, Lake City, Florida 32025-5874.

Changes to meeting Date and Time will be posted at: <http://www.dot.state.fl.us/contractsadministrationdistrict2/>.

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The **Department of Transportation**, District 2 announces the following public meetings to which all persons are invited.

DATES AND TIME: February 5, 2008, March 4, 2008, April 1, 2008, May 6, 2008, June 10, 2008, July 8, 2008, 8:30 a.m.

PLACE: District Two, District Office, 1109 S. Marion Avenue, Lake City, Florida 32025-5874. Please contact the District Two Contracts Office at (386)758-3703 for room location.

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are the Awards Committee Meetings for review of technical issues relating to projects where bids were received by the District Two Contracts Office.

A copy of the agenda may be obtained by contacting: e-mail to [contracts.administration@dot.state.fl.us](mailto:contracts.administration@dot.state.fl.us) or writing to Patsy Elkins, District Contracts Coordinator, District Contracts, Department of Transportation, District Two, 1109 S. Marion Avenue, MS 2015, Lake City, Florida 32025-5874.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting the address given below, or call telephone number (386)951-7510. 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: e-mail to [contracts.administration@dot.state.fl.us](mailto:contracts.administration@dot.state.fl.us) or writing to: Patsy Elkins, District Contracts Coordinator, District Contracts, Department of Transportation, District Two, 1109 S. Marion Avenue, MS 2015, Lake City, Florida 32025-5874.

Changes to meeting Date and Time will be posted at: <http://www.dot.state.fl.us/contractsadministrationdistrict2/>.

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The **Department of Transportation**, District 6 announces the following public meetings to which all persons are invited.

DATES AND TIME: February 7, 2008, March 6, 2008, April 3, 2008, May 1, 2008, June 5, 2008, 2:30 p.m.

PLACE: 1000 Northwest 111th Avenue, Miami, Florida 33172. Please contact the District Six Contracts and Procurement Office at (305)470-5404 for room location.

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are the Technical Review Committee Meetings for review of technical issues relating to projects where bids were received by the District Six Contracts and Procurement Office.

A copy of the agenda may be obtained by contacting: e-mail to [d6contracts@dot.state.fl.us](mailto:d6contracts@dot.state.fl.us) or writing to: Kenneth Robertson, District Contracts and Procurement Manager, District Contracts and Procurement Office, Department of Transportation, District Six, 1000 Northwest 111th Avenue, Room #6203, Miami, Florida 33172.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting the address given below, or call telephone number (305)470-5404. 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: e-mail to [d6contracts@dot.state.fl.us](mailto:d6contracts@dot.state.fl.us) or writing to Kenneth Robertson, District Contracts and Procurement Manager, District Contracts and Procurement Office, Department of Transportation, District Six, 1000 Northwest 111th Avenue, Room #6203, Miami, Florida 33172.

Changes to meeting Date and Time will be posted at: <http://www.dot.state.fl.us/contractsadministrationdistrict6/>.

The **Department of Transportation** announces the following public meetings to which all persons are invited.

DATE AND TIME: February 13, 2008, March 12, 2008, April 9, 2008, May 14, 2008, June 4, 2008, July 2, 2008, 2:00 p.m.

PLACE: Haydon Burns Building, 605 Suwannee Street, Tallahassee, Florida. Please contact the Contracts Administration Office at (850)414-4000 for room location.

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are the Technical Review Committee Meetings for review of technical issues relating to projects where bids were received by the Contracts Administration Office.

A copy of the agenda may be obtained by contacting: Juanita Moore, Manager, Contracts Administration, Department of Transportation, 605 Suwannee St., MS 55, Tallahassee, Florida 32399-0450.

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).

For more information, you may contact: e-mail to [contracts.admin@dot.state.fl.us](mailto:contracts.admin@dot.state.fl.us) or writing to Juanita Moore, Manager, Contracts Administration, Department of Transportation, 605 Suwannee St., MS 55, Tallahassee, Florida 32399-0450.

The **Department of Transportation** announces the following public meetings to which all persons are invited.

DATES AND TIME: February 19, 2008, March 18, 2008, April 15, 2008, May 20, 2008, June 10, 2008, July 8, 2008, 1:00 p.m.

PLACE: Haydon Burns Building, 605 Suwannee Street, Tallahassee, Florida. Please contact the Contracts Administration Office at (850)414-4000 for room location.

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are the Awards Committee Meetings to determine the Department's intent to award or reject projects where bids were received by the Contracts Administration Office.

A copy of the agenda may be obtained by contacting: Juanita Moore, Manager, Contracts Administration, Department of Transportation, 605 Suwannee St., MS 55, Tallahassee, Florida 32399-0450.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: the address given below, or call telephone number (850)414-4000. 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: Juanita Moore, Manager, Contracts Administration, Department of Transportation, 605 Suwannee St., MS 55, Tallahassee, Florida 32399-0450.

Changes to meeting Date and Time will be posted at <http://www.dot.state.fl.us/cc-admin/meetingnotice.htm>.

#### **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."

The **Department of Environmental Protection** announces a workshop on Rules 18-21.003, Definitions; 18-21.008, Applications for Lease; 18-21.011, Payments and Fees, F.A.C., to which all persons are invited.

DATE AND TIME: January 9, 2008, 9:00 a.m.

PLACE: FDEP, S. W. District Office, 13051 N. Telecom Parkway, Room 196, Temple Terrace, FL

DATE AND TIME: January 10, 2008, 9:00 a.m.

PLACE: Florida Atlantic University, Sea Tech Campus, Room 250, 101 N. Beach Road, Dania Beach, FL

DATE AND TIME: January 22, 2008, 3:00 p.m.

PLACE: University of West Florida, University Commons Building 22, Room 255, 11000 University Parkway, Pensacola, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To simplify the method under which fees are assessed for the use of sovereignty submerged lands; to change the standard sovereignty submerged land lease term; and to clarify, add, or delete definitions related to fees and lease terms. These rule amendments will create criteria to be used in fee calculations and eliminate the requirement to report and submit six percent of the income generated on sovereignty submerged lands. The amendments will also increase the standard term for a sovereignty submerged land lease to ten years and clarify any definitions affected by the rule changes.

A copy of the agenda may be obtained by contacting: Vicki Thompson, Mail Station 130, 3900 Commonwealth Boulevard, Tallahassee, FL or at (850)245-2720 or email Vicki.Thompson@dep.state.fl.us. Toll free conference number for all meetings is 1(888)808-6959, Conference Code is 3361044.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT, A COPY OF THE PRELIMINARY DRAFT, AND DIRECTIONS TO EACH MEETING SITE, IS: Vicki Thompson, address above, and on the Department's Division of State Lands website at [www.dep.state.fl.us/lands](http://www.dep.state.fl.us/lands).

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. 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: [www.dep.state.fl.us/lands](http://www.dep.state.fl.us/lands).

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#### STATE BOARD OF ADMINISTRATION

A meeting of the **Local Government Investment Pool (LGIP)** Advisory Committee will be held on to which Investors of the LGIP are invited to participate.

DATE AND TIME: January 3, 2008, 1:30 p.m. – 4:00 p.m.

PLACE: The State Board of Administration, 1801 Hermitage Boulevard, Hermitage Conference Room), Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public testimony will be taken.

A live audio link will be posted on the State Board of Administration home page [www.sbafla.com](http://www.sbafla.com).

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#### FLORIDA PAROLE COMMISSION

The **Florida Parole Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, January 9, 2008, 9:00 a.m.

PLACE: Florida Parole Commission, 2601 Blair Stone Road, Bldg. C, Tallahassee, Florida 32399-2450

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled meeting for all Parole, Conditional Release, Conditional Medical Release, Addiction Recovery and Control Release matters as well as other Commission business.

A copy of the agenda may be obtained by contacting: Florida Parole Commission, 2601 Blair Stone Road, Bldg. C, Tallahassee, Florida 32399-2450.

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 five days before the workshop/meeting by contacting: Florida Parole Commission, 2601 Blair Stone Road, Bldg. C, Tallahassee, Florida 32399-2450, (850)488-3417. 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: Florida Parole Commission, 2601 Blair Stone Road, Bldg. C, Tallahassee, Florida 32399-2450.

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#### PUBLIC SERVICE COMMISSION

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

Docket No. 070183-WS

DATE AND TIME: January 7, 2008, 1:30 p.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 (1) the simplification of the issues; (2) the identification of the positions of the parties on the issues; (3) the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof; (4) the identification of the exhibits; (5) the establishment of an order of witnesses; and (6) such other matters as may aid in the disposition of the action.

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 regularly scheduled conference to which all interested persons are invited.

DATE AND TIME: January 8, 2008, 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 at (850)413-6770 or writing to: 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.

The Florida **Public Service Commission** announces its Internal Affairs meeting to which all interested persons are invited.

DATE AND TIME: January 8, 2008, 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: 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/>.

NOTICE OF AMENDMENT – The Florida **Public Service Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, January 10, 2008, 5:00 p.m. **\*\*AMENDED NOTICE\*\***

PLACE: Chain of Lakes Complex (Poolside Room), 210 Cypress Gardens Blvd., Winter Haven, Florida 33880

GENERAL SUBJECT MATTER TO BE CONSIDERED: DOCKET NO. 070413-WS – Application for staff-assisted rate case in Polk County by S.V. Utilities, Ltd. The purpose of this customer meeting is to give customers and other interested persons an opportunity to offer comments regarding the quality of service the utility provides, the proposed rate increase, and to ask questions and comment on other issues. One or more of the Commissioners of the Florida Public Service Commission may attend and participate in the workshop.

A copy of the agenda may be obtained by contacting: Lydia Roberts, Division of Economic Regulation, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6877.

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 at (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: Florida Public Service Commission, Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

Emergency Cancellation of Customer Meeting. If a named storm or other disaster requires cancellation of the meeting, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation of the meeting will also be provided on the Commission's website <http://www.psc.state.fl.us/> under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850)413-6199.

#### EXECUTIVE OFFICE OF THE GOVERNOR

The **Office of Drug Control** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, December 13, 2007, 10:00 a.m. – 4:00 p.m.

PLACE: All State Center, St. Petersburg College, St. Petersburg, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Drug Paraphernalia Abatement Task Force.

A copy of the agenda may be obtained by contacting Gil Barnes at (850)921-0485.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 day before the workshop/meeting by contacting Gil Barnes at (850)921-0485. 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 Gil Barnes at (850)921-0485.

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The **Office of Drug Control** announces a public meeting to which all persons are invited.

DATE AND TIME: January 8, 2008, 10:00 a.m. – 4:00 p.m.

PLACE: Beaver Street Enterprise Center, 1225 West Beaver Street, Jacksonville, Florida 32204

GENERAL SUBJECT MATTER TO BE CONSIDERED: Drug Paraphernalia Abatement Task Force.

A copy of the agenda may be obtained by contacting Gil Barnes at (850)922-0867.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 day before the workshop/meeting. 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 Gil Barnes at (850)922-0867.

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The **Office of Drug Control** announces a public meeting to which all persons are invited.

DATE AND TIME: January 10, 2008, 10:00 a.m. – 4:00 p.m.

PLACE: Holmes County Emergency Management Office, 107 East Virginia Avenue, Bonifay, Florida 32425

GENERAL SUBJECT MATTER TO BE CONSIDERED: Task Force for the Remediation of Illicit Drug Labs.

A copy of the agenda may be obtained by contacting Gil Barnes at (850)921-0485.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 day before the workshop/meeting. 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 Gil Barnes at (850)921-0485.

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The **Office of Drug Control** announces a public meeting to which all persons are invited.

DATE AND TIME: January 17, 2008, 10:00 a.m. – 4:00 p.m.

PLACE: Brevard Community College-Cocoa Campus, 1519 Clearlake Road, Building 20, Room 104, Cocoa, Florida 32922

GENERAL SUBJECT MATTER TO BE CONSIDERED: Task Force for the Remediation of Illicit Drug Labs.

A copy of the agenda may be obtained by contacting: Gil Barnes at (850)921-0485.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 day before the workshop/meeting by contacting Gil Barnes at (850)921-0485. 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 Gil Barnes at (850)921-0485.

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The **Office of Drug Control** announces a public meeting to which all persons are invited.

DATE AND TIME: January 29, 2008, 1:00 p.m. – 4:00 p.m.

PLACE: Suite 2103, The Capitol, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Suicide Prevention.

A copy of the agenda may be obtained by contacting Erin MacInnes at (850)922-0498.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 day before the workshop/meeting by contacting Erin MacInnes at (850)922-0498. 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 Erin MacInnes at (850)922-0498.

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The **Office of Drug Control** announces a public meeting to which all persons are invited.

DATE AND TIME: January 30, 2008, 10:00 a.m. – 4:00 p.m.

PLACE: Reed Hall, House Office Building

GENERAL SUBJECT MATTER TO BE CONSIDERED: Seaport Security Standards Advisory Council

Seaport Security Issues

A copy of the agenda may be obtained by contacting Gil Barnes at (850)922-0867.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 day before the workshop/meeting by



contacting Gil Barnes at (850)922-0867. 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 Gil Barnes at (850)922-0867.

**REGIONAL PLANNING COUNCILS**

The **NEFRC, Planning and Growth Management Policy Committee** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, January 3, 2008, 8:30 a.m.

PLACE: NEFRC, 6850 Belfort Oaks Place, Jacksonville, Florida 32216

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss pending planning & growth management issues.

A copy of the agenda may be obtained by contacting: NEFRC, 6850 Belfort Oaks Place, Jacksonville, Florida 32216.

Notice is also given that two or more members of the Boards of County Commissioners, City/Town Councils/Commissions and other entities covered under Chapter 286, Florida Statutes, may attend and speak at the meeting.

For more information, you may contact Angela Giles at (904)279-0880.

The **NEFRC, Personnel, Budget & Finance Policy Committee** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, January 3, 2008, 9:00 a.m.

PLACE: NEFRC, 6850 Belfort Oaks Place, Jacksonville, Florida 32216

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss pending personnel, budget and finance policy matters.

A copy of the agenda may be obtained by contacting: NEFRC, 6850 Belfort Oaks Place, Jacksonville, Florida 32216.

Notice is also given that two or more members of the Boards of County Commissioners, City/Town Councils/Commissions and other entities covered under Chapter 286, Florida Statutes, may attend and speak at the meeting.

For more information, you may contact Angela Giles at (904)279-0880.

The **Northeast Florida Regional Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, January 3, 2008, 10:00 a.m.

PLACE: NEFRC office, 6850 Belfort Oaks Place, Jacksonville, Florida 32216

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Monthly Meeting.

A copy of the agenda may be obtained by contacting: NEFRC, 6850 Belfort Oaks Place, Jacksonville, Florida 32216.

Notice is also given that two or more members of the Boards of County Commissioners, City/Town Councils/Commissions and other entities covered under Chapter 286, Florida Statutes, may attend and speak at the meeting.

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 Angela Giles at (904)279-0880. 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 **NEFRC, Legislative Policy Committee** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, January 3, 2008, immediately following the Full Board Meeting

PLACE: NEFRC, 6850 Belfort Oaks Place, Jacksonville, Florida 32216

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss pending legislative policy issues.

A copy of the agenda may be obtained by contacting: NEFRC, 6850 Belfort Oaks Place, Jacksonville, Florida 32216.

Notice is also given that two or more members of the Boards of County Commissioners, City/Town Councils/Commissions and other entities covered under Chapter 286, Florida Statutes, may attend and speak at the meeting.

For more information, you may contact Angela Giles at (904)279-0880.

The **Tampa Bay Regional Planning Council, Executive/Budget Committee** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, February 11, 2008, 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 Executive/Budget Committee.

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.

**WATER MANAGEMENT DISTRICTS**

The **St. Johns River Water Management District, Projects and Land Committee** announces a public meeting to which all persons are invited.

Projects and Land Committee Public Meeting

DATE AND TIME: Thursday, January 3, 2008, 6:00 p.m.

PLACE: Hampton Inn & Suites, Egmont/Strathmore Meeting Room, 19 South Second Street, Fernandina Beach, FL 32034

GENERAL SUBJECT MATTER TO BE CONSIDERED: Overview of St. Marys and Nassau river basins.

Projects and Land Committee Business Meeting

DATE AND TIME: Friday, January 4, 2008, 8:00 a.m.

PLACE: Hampton Inn & Suites, Egmont/Strathmore Meeting Room, 19 South Second Street, Fernandina Beach, FL 32034

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Projects and Land Committee will discuss agenda items, followed by committee recommendations to be approved by the full Governing Board. A tour of Ralph E. Simmons Memorial State Forest will follow the Business meeting.

NOTE: In the event a quorum of the Committee is not available for the business meeting at the date, time, and place set forth above, the Committee shall meet on Tuesday, January 8, 2008, 8:00 a.m. at District Headquarters, 4049 Reid Street (Hwy. 100 West), Palatka, FL 32177. One or more Governing Board members may attend and participate in the meetings by means of communications media technology.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention: Hazel Hinton, 4049 Reid Street, Palatka, FL 32177, or by phone at (386)329-4347, or by visiting the District's website at [www.sjrwmd.com](http://www.sjrwmd.com).

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 Hazel Hinton at (386)329-4347. 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 **St. Johns River Water Management District** announces a workshop to which all persons are invited.

Governing Board Workshop

DATE AND TIME: Monday, January 7, 2008, 2:00 p.m.

PLACE: District Headquarters, Governing Board Room, Executive Building, 4049 Reid Street (Hwy 100 West), Palatka, FL 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: Informational workshop on Minimum Flows and Levels.

NOTE: One or more Governing Board members may attend and participate in the meetings by means of communications media technology.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention: Marji Hightower, 4049 Reid Street, Palatka, FL 32177, by phone (386)329-4214, or by email: [mhightower@sjrwmd.com](mailto:mhightower@sjrwmd.com).

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 District Clerk at (386)329-4500. 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 **St. Johns River Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, January 8, 2008

- 8:15 a.m. Chair's Meeting
- 8:45 a.m. Finance, Administration and Audit Committee
- 10:00 a.m. Regulatory Committee
- 1:00 p.m. Governing Board Meeting and Public Hearing on Land Acquisition.

PLACE: District Headquarters, 4049 Reid Street (Hwy 100 West), Palatka, FL 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion and consideration of District business including regulatory and non-regulatory matters. Staff may recommend approval of external amendments which affect the adopted budget. NOTE: One or more Governing Board members may attend and participate in the meetings by means of communications media technology.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention: Marji Hightower, 4049 Reid Street, Palatka, FL 32177, or by phone at (386)329-4214, or by visiting the District's website at [www.sjrwmd.com](http://www.sjrwmd.com).

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 District Clerk at (386)329-4500. 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 **St. Johns River Water Management District** announces a public meeting to which all persons are invited.

American Water Resources Association – Florida Section Meeting. The meeting may be attended by one or more Governing Board members.

DATE AND TIME: Friday, January 18, 2008, 11:00 a.m.

PLACE: City of St. Augustine Commission Chambers, 75 King Street, St. Augustine, FL 32085

GENERAL SUBJECT MATTER TO BE CONSIDERED: American Water Resources Association (AWRA) Florida Section meeting. Agenda is developed by AWRA and consists of informational presentations and dialogue on issues of interest to their membership.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention: Marji Hightower, 4049 Reid Street, Palatka, FL 32177, by phone (386)329-4214, or by email: mhightower@sjrwm.com.

For more information, you may contact: [www.awraflorida.org](http://www.awraflorida.org).

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The **South Florida Water Management District** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, January 3, 2008, 10:00 a.m. – 11:00 a.m.

PLACE: Meeting ID Number 4371

DATE AND TIME: Thursday, January 10, 2008, 10:00 a.m. – 11:00 a.m.

PLACE: Meeting ID Number 1167

DATE AND TIME: Thursday, January 17, 2008, 10:00 a.m. – 11:00 a.m.

PLACE: Meeting ID Number 8182

DATE AND TIME: Thursday, January 24, 2008, 10:00 a.m. – 11:00 a.m.

PLACE: Meeting ID Number 5112

DATE AND TIME: Thursday, January 31, 2008, 10:00 a.m. – 11:00 a.m.

PLACE: Meeting ID Number 7413

DATE AND TIME: Thursday, February 7, 2008, 10:00 a.m. – 11:00 a.m.

PLACE: Meeting ID Number 5458

DATE AND TIME: Thursday, February 14, 2008, 10:00 a.m. – 11:00 a.m.

PLACE: Meeting ID Number 1255

DATE AND TIME: Thursday, February 21, 2008, 10:00 a.m. – 11:00 a.m.

PLACE: Meeting ID Number 0062

DATE AND TIME: Thursday, February 28, 2008, 10:00 a.m. – 11:00 a.m.

PLACE: Meeting ID Number 3167

DATE AND TIME: Thursday, March 6, 2008, 10:00 a.m. – 11:00 a.m.

PLACE: Meeting ID Number 2305

DATE AND TIME: Thursday, March 13, 2008, 10:00 a.m. – 11:00 a.m.

PLACE: Meeting ID Number 9507

DATE AND TIME: Thursday, March 20, 2008, 10:00 a.m. – 11:00 a.m.

PLACE: Meeting ID Number 2852

DATE AND TIME: Thursday, March 27, 2008, 10:00 a.m. – 11:00 a.m.

PLACE: Meeting ID Number 0456

This is a teleconferenced meeting. You may call into the teleconference by dialing either of the following telephone numbers: (561)682-6700, 1(866)433-6299. You will be prompted to dial the meeting ID number associated with the meetings above. South Florida Water Management District, Building B-2, 2N Pine Island Sound Conference Room, 3301 Gun Club Rd., West Palm Beach, Florida, 33406.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The South Florida Water Management District (District or SFWMD) has selected three experts to participate in a peer review panel to evaluate the Kissimmee Basin Hydrologic Assessment, Modeling and Operations Study (KB MOS) model and application to identify alternative structure operating criteria to meet the flood control, water supply, aquatic plant management, and natural resource operations objectives of the Upper and Lower Kissimmee Basin and its associated water resource projects. These teleconferenced meetings are a continuation of the peer review.

A copy of the agenda may be obtained by contacting: KB MOS website link: [https://my.sfwmd.gov/portal/page?\\_pageid=2294,4946313,2294\\_4947316:2294\\_11158145&\\_dad=portal&\\_schema=PORTAL](https://my.sfwmd.gov/portal/page?_pageid=2294,4946313,2294_4947316:2294_11158145&_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 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.

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

DATE AND TIME: January 16, 2008, 6:00 p.m. – 7:30 p.m.

PLACE: Westgate River Ranch Resort, in the Lodge (SR 60, 30 miles west of Yee Haw Junction)

GENERAL SUBJECT MATTER TO BE CONSIDERED: To present the Lake Kissimmee Boat Ramp Area Conceptual Plan for public review and comment.

A copy of the agenda may be obtained by contacting: Dan Cotter at (561)682-2301, [dcotter@sfwmd.gov](mailto:dcotter@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.

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

Lake Belt Mitigation Committee

DATE AND TIME: February 8, 2008, 9:00 a.m.

PLACE: SFWMD, 2B Bridge Conference Room, 3301 Gun Club Road, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Lake Belt Mitigation Committee (LBMC), created pursuant to Section 373.41492, Florida Statutes, to discuss a variety of Lake Belt issues.

A copy of the agenda may be obtained by contacting: Susan Brown at (561)682-2743 or <http://www.sfwmd.gov/org/pld/proj/lakebelt/mitigcom.html>, Teleconference information Local SFWMD (561)682-6700, Nationwide Toll Free 1(866)433-6299, Meeting ID #: 4119.

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.

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#### DEPARTMENT OF ELDER AFFAIRS

The **Department of Elder Affairs**, Communities for a Lifetime Bureau announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, January 15, 2008, 10:00 a.m. – 2:00 p.m. (EST)

PLACE: Westside Church of Christ, 23 W. 8th Street, Jacksonville, FL 32206

GENERAL SUBJECT MATTER TO BE CONSIDERED: The 2007/2008 Jacksonville Community Forum is designed to provide technical assistance to communities across the state of Florida that will address the benefits and challenges of an increasing elder population. In addition, the forum will enlighten individuals on methods for improving networking collaborations among local, state and governmental agencies--including civic, business, faith-based and grassroots efforts; and furthermore presents opportunity to showcase best practices identified in participating communities.

A copy of the agenda may be obtained by contacting: Janine Rogers-Harris, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399-7000, Telephone (850)414-2000, Suncom 994-2000, e-mail address: [rogersj@elderaffairs.org](mailto:rogersj@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: Janine Rogers-Harris, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399-7000, Telephone (850)414-2000, Suncom 994-2000, e-mail [rogersj@elderaffairs.org](mailto:rogersj@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: Janine Rogers-Harris, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399-7000, Telephone (850)414-2000, Suncom 994-2000, e-mail address: [rogersj@elderaffairs.org](mailto:rogersj@elderaffairs.org).

The **Department of Elder Affairs, Communities for a Lifetime Bureau** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, February 19, 2008, 10:00 a.m. – 2:00 p.m. (EST)

PLACE: Friendship Center, 1888 Brother Geenen Way, Sarasota, FL 34236

GENERAL SUBJECT MATTER TO BE CONSIDERED: The 2007/2008 Sarasota Community Forum is designed to provide technical assistance to communities across the state of Florida that will address the benefits and challenges of an increasing elder population. In addition, the forum will enlighten individuals on methods for improving networking collaborations among local, state and governmental agencies—including civic, business, faith-based and grassroots efforts; and furthermore presents opportunity to showcase best practices identified in participating communities.

A copy of the agenda may be obtained by contacting: Janine Rogers-Harris, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399-7000, Telephone (850)414-2000, Suncom 994-2000, e-mail address: rogersj@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: Janine Rogers-Harris, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399-7000, Telephone (850)414-2000, Suncom 994-2000, e-mail: rogersj@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: Janine Rogers-Harris, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399-7000, Telephone (850)414-2000, Suncom 994-2000, e-mail address: rogersj@elderaffairs.org.

The Florida **Department of Elder Affairs, Statewide Public Guardianship Office** announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 15, 2008, 8:00 a.m. – 10:00 a.m.

PLACE: Callers with 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 at (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 at (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).

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#### AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, January 16, 2008, 9:30 a.m.

PLACE: Agency For Health Care Administration, Building #3, HSD Conference Room 2215, 2727 Mahan Drive, Tallahassee, FL 32308. Any person interested in participating by telephone may dial in number 1(888)808-6959, Conference Code:8509227337.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a first time meeting of the Hemophilia Medical Advisory Panel (HMAP) formed to assist with the Agency's Comprehensive Hemophilia Disease Management Programs that will be initiating as a result of contract awards granted from competitive solicitation RFP #0507. The purpose of HMAP is to develop clinical guidelines; review and recommend care protocols; suggest appropriate outreach methods to beneficiaries; review difficult cases and make recommendations.

Anyone needing further information, or special accommodations under the Americans with Disabilities Act of 1990, should write to the address given below or call (850)487-2355 or if hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770(Voice). Special Accommodations requests should be made at least seven days prior to the public meeting.

A copy of the agenda may be obtained by contacting: Felicia Wilhelmy, Agency for Health Care Administration, 2727 Mahan Dr., Bldg. 3 Mail Stop #50, Tallahassee, FL 32308-5403 or calling (850)487-2355.

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The **Agency for Health Care Administration, Division of Medicaid Services** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, January 16, 2008, 11:00 a.m. – 1:00 p.m.

PLACE: This will be a telephone conference. Phone Line: 1(888)808-6959 Conference Code: 7556753

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Kidney, Kidney/Pancreas committee of the Organ Transplant Advisory Council will review and recommend revisions to the State Plan as it pertains to organ transplantation for Florida Medicaid.

Additional information may be obtained by contacting: Theresa Kumar, Transplant Coordinator, Agency for Health Care Administration, Medicaid Services, Mail Stop 20, Tallahassee, Florida 32308, (850)922-7322, kumart@ahca.myflorida.com.

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#### DEPARTMENT OF MANAGEMENT SERVICES

The **Division of State Group Insurance** announces a public meeting to which all persons are invited.

DATE AND TIME: January 10, 2008, 10:00 a.m. – 3:00 p.m.

PLACE: Capitol Center Office Complex, Building 4030 Esplanade Way, Suite 225A, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Council, existing pursuant to Section 110.123(13), Florida Statutes, is an advisory body to the department, created to provide health education information to employees and to assist the department in developing minimum benefits for all health care providers when providing age-based and gender-based wellness benefits.

A copy of the agenda may be obtained by contacting: Laura Cutchen, Division of State Group Insurance at (850)921-4593.

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 Laura Cutchen at (850)921-4593 or (850)921-4600. 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 Laura Cutchen at (850)921-4593 or (850)921-4600.

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#### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The **Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums and Mobile Homes**, Advisory Council on Condominiums announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, December 28, 2007, 10:00 a.m. – 11:30 a.m. (or until business is completed)

PLACE: Department of Business and Professional Regulation, Northwood Center, Suite 16 Conference Room, 1940 North Monroe Street, Tallahassee, Florida 32399-1030, or via teleconference at 1(888)808-6959, Conference Code 9227625

GENERAL SUBJECT MATTER TO BE CONSIDERED: To receive public input and conduct general business of the Condominium Advisory Council.

A copy of the agenda may be obtained by contacting: Deborah Miller, Division of Florida Land Sales, Condominiums and Mobile Homes, Department of Business and Professional Regulation, 1940 North Monroe, Tallahassee, Florida 32399-1030, (850)488-1631.

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: Deborah Miller, Division of Florida Land Sales, Condominiums and Mobile Homes, Department of Business and Professional Regulation, 1940 North Monroe, Tallahassee, Florida 32399-1030, (850)488-1631. 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 **Construction Industry Licensing Board** announces a public meeting to which all persons are invited.

DATE AND TIME: December 28, 2007, 9:00 a.m.

PLACE: Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2202

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review complaints in which a determination of the existence of probable cause has already been made.

A copy of the agenda may be obtained by contacting: Jeff Kelly, Chief Construction Attorney, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2202 or (850)488-0062.

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: Jeff Kelly, Chief Construction Attorney, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2202 or (850)488-0062. 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: Jeff Kelly, Chief Construction Attorney, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2202 or (850)488-0062.

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The **Construction Industry Licensing Board** announces a public meeting to which all persons are invited.

DATES AND TIMES: Wednesday, January 9, 2008, 2:00 p.m.; Thursday, January 10, 2008, 8:00 a.m.; Friday, January 11, 2008, 8:00a.m.

PLACE: Park Plaza Hotel Tallahassee, 415 North Monroe Street, Tallahassee, FL, 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Committee, disciplinary actions and general session meetings of the Board.

A copy of the agenda may be obtained by contacting: Andy Janecek, Construction Industry Licensing Board, 1940 North Monroe Street, MS N-14, Tallahassee, FL 32399-1039, or by phone at (850)922-2887.

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: Andy Janecek, Construction Industry Licensing Board, 1940 North Monroe Street, MS N-14, Tallahassee, FL 32399-1039, or by phone at (850)922-2887. 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 Florida **Board of Professional Engineers, Educational Advisory and Application Review Committees** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, January 16, 2008, 8:30 a.m.

PLACE: 2507 Callaway Road, Suite 200, Tallahassee, Florida 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review of applications for examination and/or licensure by endorsement and to review applications of foreign educated applicants.

A copy of the agenda may be obtained by contacting Carrie A. Flynn.

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 Carrie A. Flynn. 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 Carrie A. Flynn.

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The Florida **Board of Professional Engineers** and the **Florida Engineers Management Corporation** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, January 16, 2008, 3:00 p.m.

PLACE: 2507 Callaway Road, Suite 200, Tallahassee, Florida 32303, and by telephone 1(866)895-8146, Passcode 5210500

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Board Operations Committee to monitor the operations of the Florida Board of Professional Engineers and the Florida Engineers Management Corporation.

A copy of the agenda may be obtained by contacting Carrie A. Flynn.

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 Carrie A. Flynn. 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 Carrie A. Flynn.

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The Florida **Board of Professional Engineers**, Probable Cause Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, January 17, 2008, 8:30 a.m.

PLACE: 2507 Callaway Road, Suite 200, Tallahassee, Florida 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Board of Professional Engineers announces a Probable Cause Panel meeting. Although this meeting is open to the public, portions of the Probable Cause Panel meeting may be closed consistent with law.

A copy of the agenda may be obtained by contacting Carrie A. Flynn.

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 Carrie A. Flynn. 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 Carrie A. Flynn.

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The Florida **Board of Professional Engineers** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, January 25, 2008, 10:00 a.m.

PLACE: 2507 Callaway Road, Suite 200, Tallahassee, Florida 32303. Call in number 1(866)895-8146, Passcode 5210500.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To act on recommendations from the Educational Advisory and Application Review Committees to approve or deny applications for licensure and any old or new business of the Florida Board of Professional Engineers.

A copy of the agenda may be obtained by contacting Carrie A. Flynn.

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 Carrie A. Flynn. 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 Carrie A. Flynn.

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The **Division of Certified Public Accounting** announces a public meeting to which all persons are invited.

DATE AND TIME: January 8, 2008, 9:00 a.m.

PLACE: Conference Call

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will meet to review and approve providers and courses for the ethics renewal.

A copy of the agenda may be obtained by contacting: Karan Lee, Board of Accountancy, 240 N. W. 76th Drive, Suite A, Gainesville, Florida 32607, (352)333-2505.

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 Karan Lee. 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 Karan Lee.

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The **Board of Accountancy, Committee on Accounting Education** announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 23, 2008, 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 contacting: Tinka Phillips at (352)333-2505, ext. 203 or Vyruess Hayes, (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/meeting is asked to advise the agency at least 48 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).

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: Tinka Phillips at (352)333-2505, ext. 203 or Vyruess Hayes at (352)333-2505, ext. 205.

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The **Florida Real Estate Commission** announces a public meeting to which all persons are invited. Portions of the probable cause proceedings are not open to the public.

DATE AND TIME: Monday, January 14, 2008, 2:30 p.m. or the soonest thereafter

PLACE: Division of Real Estate, Conference Room N901, North Tower, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a private meeting to review cases to determine probable cause and to conduct a public meeting to review cases where probable cause was previously found.

All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of the Commission members or its counsel.

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. 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 Real Estate Commission** announces a workshop to which all persons are invited.

DATE AND TIME: Tuesday, January 15, 2008, 8:30 a.m. or as soonest thereafter

PLACE: Division of Real Estate, Conference Room N901, North Tower, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the workshop is to discuss Florida Administrative Code, Chapter 61J2 for possible changes to ensure compliance with the newly adopted statutory changes.

A copy of the agenda may be obtained by contacting: Deputy Clerk, Florida Real Estate Commission, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772.

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. 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 Real Estate Commission** announces a public meeting to which all persons are invited.

DATES AND TIME: Tuesday, January 15, 2007; Wednesday, January 16, 2008, 8:30 a.m.

PLACE: Division of Real Estate, Conference Room N901, North Tower, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of Commission – among topics included, but not limited to, are proposed legislation affecting Chapter 475, Part I, F.S., rule development workshops, Florida Administrative Code 61J2 rule amendments, budget discussions, escrow disbursement requests, recovery fund claims, education issues, petitions for declaratory statement, petitions for rule variance/waiver, and disciplinary actions.

All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of the Commission members or its counsel.

A copy of the agenda may be obtained by contacting: Deputy Clerk, Florida Real Estate Commission, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772.

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. 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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#### 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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The Florida **Department of Environmental Protection, Office of Coastal and Aquatic Managed Areas** announces a workshop to which all persons are invited.

DATES AND TIMES: January 7, 2008, 12:30 p.m – 5:00 p.m. or until business completed; January 8, 2008, 7:30 a.m. – 5:00 p.m. or until business completed

PLACE: Florida Fish and Wildlife Research Institute, Conference Room 4001, 100 Eight Avenue, S. E., St. Petersburg, FL 33701

GENERAL SUBJECT MATTER TO BE CONSIDERED: Aerial Remote Sensing Metadata Workshop.

An invited group of experts will develop draft metadata standards for this scientific discipline. This is one of a series of workshops carried out by the Florida Water Resources Monitoring Council in support of the Florida Oceans and Coastal Council's 'Integrated Data Management' (IDM) program.

The goal of the IDM program is improved storage, sharing, and assessment of research and monitoring data.

A copy of the agenda may be obtained by contacting: Becky Panebianco at (850)245-2096, [Becky.Panebianco@dep.state.fl.us](mailto:Becky.Panebianco@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 5 days before the workshop/meeting by contacting: Becky Panebianco at (850)245-2096, [Becky.Panebianco@dep.state.fl.us](mailto:Becky.Panebianco@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).

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The Florida **Department of Environmental Protection, Office of Coastal and Aquatic Managed Areas** announces a workshop to which all persons are invited.

DATES AND TIMES: January 9, 2008, 12:30 p.m – 5:00 p.m. or until business completed; January 10, 2008, 7:30 a.m. – 5:00 p.m. or until business completed; January 11, 2008 7:30 a.m. – 12:00 Noon or until business completed

PLACE: Florida Fish and Wildlife Research Institute, Conference Room 4001, 100 Eight Avenue, S. E., St. Petersburg, FL 33701

GENERAL SUBJECT MATTER TO BE CONSIDERED: Ocean Observing Metadata Workshop.

A group of experts will develop draft metadata standards for this scientific discipline. This is one of a series of workshops carried out by the Florida Water Resources Monitoring Council in support of the Florida Oceans and Coastal Council's 'Integrated Data Management' (IDM) program.

The goal of the IDM program is improved storage, sharing, and assessment of research and monitoring data.

A copy of the agenda may be obtained by contacting: Becky Panebianco at (850)245-2096, [Becky.Panebianco@dep.state.fl.us](mailto:Becky.Panebianco@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 5 days before the workshop/meeting by contacting: Becky Panebianco at (850)245-2096, [Becky.Panebianco@dep.state.fl.us](mailto:Becky.Panebianco@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).

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The **Department of Environmental Protection** announces a workshop to which all persons are invited.

DATE AND TIME: Wednesday, January 9, 2008, 1:30 p.m.

PLACE: Tampa Bay Regional Planning Council, 4000 Gateway Centre Blvd., Suite 100, Pinellas Park, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: A public workshop and public comment period on draft total maximum daily loads (TMDLs) for the Springs Coast basin. The TMDLs to be presented at the public workshop are for the Klosterman Bayou Run tidal segment (fecal coliform bacteria) and the Saint Joes Creek freshwater segment (fecal coliform bacteria).

The public workshop is being held pursuant to Section 403.067(6)(d), F.S., which requires the Department to hold at least one public workshop in the vicinity of the waterbody or waterbody segment for which a TMDL is being developed. TMDL calculations and allocations for each waterbody or waterbody segment will be adopted by rule, by the Secretary of the Department, pursuant to Sections 120.536(1), 120.54, and 403.805, F.S. The public workshop is part of the TMDL development and adoption process, as authorized by Section 403.067, F.S., and anyone wishing to comment as to the development and adoption of the TMDLs is encouraged to attend.

The draft TMDL documents for the Springs Coast Basin will be placed on the Department's TMDL website <http://www.dep.state.fl.us/water/tmdl> by December 21, 2007 and will be provided upon request to interested parties by mail or via e-mail distribution. To request a copy of any of the draft TMDL documents, contact Jan Mandrup-Poulsen at the mailing address below or call (850)245-8448. The Department will accept written comments on the draft TMDLs through January 25, 2008 or for 30 days after they are posted, whichever date is later. The purpose of the comment period is to provide an opportunity for public participation in lieu of, or in addition to, participation in the public workshop on the draft TMDLs. Any and all written comments should be directed to: Jan Mandrup-Poulsen, Environmental Administrator, Watershed Assessment Section, Florida Department of Environmental Protection, Mail Station 3555, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400. Written comments may also be provided by e-mail directed to: [jan.mandrup-poulsen@dep.state.fl.us](mailto:jan.mandrup-poulsen@dep.state.fl.us).

A copy of the agenda may be obtained by contacting: Ms. Pat Waters, Watershed Assessment Section, MS 3555, Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, or by calling (850)245-8449. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting Ms. Pat Waters at (850)245-8449. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The Florida **Department of Environmental Protection, Division of Recreation and Parks** announces a public meeting to which all persons are invited.

DATE AND TIME: January 11, 2008, 9:00 a.m. – 4:00 p.m.

PLACE: 5300 Colonial Oaks Blvd., Sarasota, FL 34232

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct the business of the Myakka River Management Coordinating Council for administering the Myakka River as a Wild and Scenic River.

A copy of the agenda may be obtained by contacting: Stacia Hetrick at (941)486-2052 or email [Stacia.Hetrick@dep.state.fl.us](mailto:Stacia.Hetrick@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 hours before the workshop/meeting by contacting: Stacia Hetrick at (941)486-2052 or email [Stacia.Hetrick@dep.state.fl.us](mailto:Stacia.Hetrick@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: Stacia Hetrick at (941)486-2052 or email (Stacia.Hetrick@dep.state.fl.us).

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The **Department of Environmental Protection** announces a workshop to which all persons are invited.

DATE AND TIME: Tuesday, January 15, 2008, 9:30 a.m.

PLACE: Brevard County Extension Service, Auditorium, 3695 Lake Drive, Cocoa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: A public workshop and public comment period on draft total maximum daily loads (TMDLs) for the Eau Gallie River and Crane Creek, which are in the Indian River Lagoon basin. The TMDLs to be presented at the public workshop are for fecal coliform bacteria.

The public workshop is being held pursuant to Section 403.067(6)(d), F.S., which requires the Department to hold at least one public workshop in the vicinity of the waterbody or waterbody segment for which a TMDL is being developed. TMDL calculations and allocations for each waterbody or waterbody segment will be adopted by rule, by the Secretary of the Department, pursuant to Sections 120.536(1), 120.54, and 403.805, F.S. The public workshop is part of the TMDL development and adoption process, as authorized by Section 403.067, Fla. Stat., and anyone wishing to comment as to the development and adoption of the TMDLs is encouraged to attend.

The draft TMDL documents for the Eau Gallie River and Crane Creek will be placed on the Department's TMDL website (<http://www.dep.state.fl.us/water/tmdl>) by December 21, 2007 and will be provided upon request to interested parties by mail or via e-mail distribution. To request a copy of the draft TMDL document, contact Jan Mandrup-Poulsen at the mailing address below or call (850)245-8448. The Department will accept written comments on the draft TMDLs through January 25, 2008 or for 30 days after they are posted, whichever date is later. The purpose of the comment period is to provide an opportunity for public participation in lieu of, or in addition to, participation in the public workshop on the draft TMDLs. Any and all written comments should be directed to: Jan Mandrup-Poulsen, Environmental Administrator, Watershed Assessment Section, Florida Department of Environmental Protection, Mail Station 3555, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400. Written comments may also be provided by e-mail directed to: [jan.mandrup-poulsen@dep.state.fl.us](mailto:jan.mandrup-poulsen@dep.state.fl.us).

A copy of the agenda may be obtained by contacting: Ms. Pat Waters, Watershed Assessment Section, MS 3555, Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, or by calling (850)245-8449. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting Ms. Pat Waters at (850)245-8449. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The **Department of Environmental Protection** announces a workshop to which all persons are invited.

DATE AND TIME: Tuesday, January 15, 2008, 2:00 p.m.

PLACE: City of Port Orange, City Hall, 1000 City Center Circle, Port Orange, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: A public workshop and public comment period on draft total maximum daily loads (TMDLs) for Spruce Creek, which is in the Upper East Coast basin. The TMDLs to be presented at the public workshop are for Spruce Creek WBID 2674 (fecal coliforms) and WBID 2674A (dissolved oxygen and total phosphorus).

The public workshop is being held pursuant to Section 403.067(6)(d), F.S., which requires the Department to hold at least one public workshop in the vicinity of the waterbody or waterbody segment for which a TMDL is being developed. TMDL calculations and allocations for each waterbody or waterbody segment will be adopted by rule, by the Secretary of the Department, pursuant to Sections 120.536(1), 120.54, and 403.805, F.S. The public workshop is part of the TMDL development and adoption process, as authorized by Section 403.067, F.S., and anyone wishing to comment as to the development and adoption of the TMDLs is encouraged to attend.

The draft TMDL documents for Spruce Creek will be placed on the Department's TMDL website <http://www.dep.state.fl.us/water/tmdl> by December 21st, 2007 and will be provided upon request to interested parties by mail or via e-mail distribution. To request a copy of any of the draft TMDL documents, contact Jan Mandrup-Poulsen at the mailing address below or call (850)245-8448. The Department will accept written comments on the draft TMDLs through The draft TMDL documents for Spruce Creek will be placed on the Department's TMDL website <http://www.dep.state.fl.us/water/tmdl> by December 21st, 2007 and will be provided upon request to interested parties by mail or via e-mail distribution. To request a copy of any of the draft TMDL documents, contact Jan Mandrup-Poulsen at the mailing address below or call (850)245-8448. The Department will accept written comments on the draft TMDLs through January 25, 2008, or

for 30 days after they are posted, whichever date is later. The purpose of the comment period is to provide an opportunity for public participation in lieu of, or in addition to, participation in the public workshop on the draft TMDLs. Any and all written comments should be directed to: Jan Mandrup-Poulsen, Environmental Administrator, Watershed Assessment Section, Florida Department of Environmental Protection, Mail Station 3555, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400. Written comments may also be provided by e-mail directed to: [jan.mandrup-poulsen@dep.state.fl.us](mailto:jan.mandrup-poulsen@dep.state.fl.us).

A copy of the agenda may be obtained by contacting: Ms. Pat Waters, Watershed Assessment Section, MS 3555, Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, or by calling (850)245-8449. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting Ms. Pat Waters at (850)245-8449. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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#### DEPARTMENT OF HEALTH

The **Board of Massage Therapy** announces a hearing to which all persons are invited.

DATE AND TIME: Friday, January 25, 2008, 9:00 a.m. or soon thereafter

PLACE: Doubletree, 4500 West Cypress Street, Tampa, Florida 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED: Subsection 64B7-25.001(2), F.A.C., Examination Requirements – approved examinations.

A copy of the agenda may be obtained by contacting: Department of Health, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256 or by calling the Board office at (850)245-4161.

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: Department of Health, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256 or by calling the Board office at (850)245-4161. 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: Department of Health, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256 or by calling the Board office at (850)245-4161.

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The **Board of Medicine** announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 9, 2008, 12:00 Noon (EST)

PLACE: Meet Me Number: 1(888)808-6959, Conference Code: 2454131

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is being scheduled to address any business of the Board of Medicine that requires action before the regularly scheduled Board of Medicine meeting on February 1-2, 2008. This meeting may be cancelled for lack of issues to act upon. Please contact: Gwyn Willis at (850)245-4131, ext. 3515 or [Gwyn\\_Willis@doh.state.fl.us](mailto:Gwyn_Willis@doh.state.fl.us) for more information.

A copy of the agenda may be obtained by contacting: Gwyn Willis at (850)245-4131, ext. 3515 or [Gwyn\\_Willis@doh.state.fl.us](mailto:Gwyn_Willis@doh.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 5 days before the workshop/meeting by contacting: Gwyn Willis at (850)245-4131, ext. 3515 or [Gwyn\\_Willis@doh.state.fl.us](mailto:Gwyn_Willis@doh.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.

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The **Board of Medicine**, Expert Witness Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 9, 2008, Immediately following the Board of Medicine Telephone Conference Call scheduled to begin at 12:00 Noon (EST). If the Board of Medicine meeting is cancelled, the Expert Witness Committee meeting will begin at 12:00 Noon (EST)

PLACE: Meet Me Number: (888)808-6959, Conference Code: 2454131

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the general business of the Board of Medicine. Please contact Gwyn Willis at (850)245-4131, ext. 3532 or [Gwyn\\_Willis@doh.state.fl.us](mailto:Gwyn_Willis@doh.state.fl.us) for more information.

A copy of the agenda may be obtained by contacting: Gwyn Willis at (850)245-4131, ext. 3532, [Gwyn\\_Willis@doh.state.fl.us](mailto:Gwyn_Willis@doh.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 5 days before the workshop/meeting by contacting: Gwyn Willis at (850)245-4131, ext. 3532 Gwyn\_Willis@doh.state.fl.us for more information. 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 **Board of Medicine, Electrolysis and Dietetics and Nutrition Committee** announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 9, 2008, Immediately following the Expert Witness Committee meeting. The meetings will begin at 12:00 Noon (EST)

PLACE: Meet Me Number: 1(888)808-6959, Conference Code: 2454131

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the general business of the Board. Please contact Gwyn Willis at (850)245-4131, ext. 3532 or Gwyn\_Willis@doh.state.fl.us for more information.

A copy of the agenda may be obtained by contacting: Gwyn Willis at (850)245-4131, ext. 3532 or Gwyn\_Willis@doh.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 5 days before the workshop/meeting by contacting: Gwyn Willis at (850)245-4131, ext. 3532 for or Gwyn\_Willis@doh.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.

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The Florida **Board of Nursing, Subcommittee of the Conscious Sedation Advisory Committee** announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 18, 2008, 2:00 p.m. – 4:00 p.m.

PLACE: Department of Health, Tallahassee at Meet Me Number 1(888)808-6959, Conference Code 4443754

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion to center around Conscious Sedation.

At the time this notice was posted, there was no stated agenda for the meeting.

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The Florida **Board of Nursing, Conscious Sedation Advisory Committee** announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 25, 2008, 2:00 p.m. – 4:00 p.m.

PLACE: Department of Health, Tallahassee Meet Me Number 1(888)808-6959, Conference code 4443754

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion to center around Conscious Sedation.

At the time this notice was posted, there was no stated agenda for the meeting.

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The **Board of Orthotists and Prosthetists** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, January 8, 2008, 8:30 a.m.

PLACE: Department of Health, 4042 Bald Cypress Way, Tallahassee, Florida at Meet Me Number 1(888)808-6959, when prompted, enter conference code of 9849329103, then #

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

A copy of the agenda may be obtained by contacting: Joe Baker, Jr., Executive Director, Board of Orthotists and Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257 or accessing [www.doh.state.fl.us/mqa/OrthPros/index.html](http://www.doh.state.fl.us/mqa/OrthPros/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 48 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).

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 **Board of Pharmacy, Professional Practice Committee** announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 8, 2008, 10:00 a.m.

PLACE: Conference Call Number 1(888)808-6959, Code 5642037

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will approve minutes from October 15, 2007, meeting; review Osteopathic Medicine comments to the Board of Pharmacy regarding the Immunization Rule; Review of 64B16-28.141, 64B16-28.850, and 64B16-28.902, F.A.C.; Clarification of paragraph 64B16-28.605(3)(a), F.A.C.; and Public Comments.

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.

For more information, you may contact the Board of Pharmacy at (850)245-4292.

The **Department of Health** announces a hearing on Rules 64E-2.023, Trauma Center Requirements; 64E-2.024, Process for the Approval of Trauma Centers; 64E-2.025, Extension of Application Period; 64E-2.026, Certificate of Approval; 64E-2.027, Process for Renewal of Trauma Centers; 64E-2.028, Site Visits and Approval; 64E-2.029, Application by Hospital Denied Approval to which all persons are invited.

DATE AND TIME: Thursday, January 3, 2008, 2:00 p.m. – 3:00 p.m. (EST)

PLACE: Department of Health, Division of Emergency Medical Operations, Office of Trauma, 4025 Esplanade Way, Building 4025, Conference Room 301, Tallahassee, FL, Conference Call No: 1(888)808-6959, Conference Code: 2354440

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department of Health, Office of Trauma will be taking public comments on the proposed revisions to the Trauma Center Standards DH Pamphlet 150-9 and applicable rules included in the Notice of Rulemaking published in the September 28, 2007 F.A.W. A copy of the proposed revisions can be obtained from the Office of Trauma website: <http://www.doh.state.fl.us/demo/Trauma/notices.htm>.

A copy of the agenda may be obtained by contacting: Susan McDevitt, Director, Office of Trauma at (850)245-4440, ext. 2760, via email at: [susan\\_mcdevitt@doh.state.fl.us](mailto:susan_mcdevitt@doh.state.fl.us) or from the Office of Trauma website: <http://www.doh.state.fl.us/demo/Trauma/notices.htm>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Janet Collins at (850)245-4440, ext. 2775 or by email at [janet\\_collins@doh.state.fl.us](mailto:janet_collins@doh.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).

For more information, you may contact: Susan McDevitt at (850)245-4440, ext. 2760 or Janet Collins at ext. 2775.

The **Emergency Medical Services Advisory Council** announces a public meeting to which all persons are invited.

DATES AND TIMES: January 23, 2008, 8:00 a.m. – 5:00 p.m.; January 24, 2008, 8:00 a.m. – 5:00 p.m., January 25, 2008, 9:00 a.m. – 1:00 p.m.

PLACE: Prime F. Osborne III Convention Center, 1000 Water Street, Jacksonville, FL 32207

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

A copy of the agenda may be obtained by contacting Desi Lassiter at (850)245-4055.

## DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The **Department of Children and Family Services** announces a public meeting to which all persons are invited.

DATES AND TIME: Monday, January 14, 2008; Monday, March 17, 2008; Monday, May 19, 2008; Monday, July 21, 2008; Monday September 15, 2008; Monday, November 17, 2008, 12:00 Noon

PLACE: Collier County Government Complex, 3301 Tamiami Trail, East, Bldg. L, 4th Floor, Court Administration Conference Room, Naples, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Collier County Community Alliance Meetings. The Florida Department of Children and Family Services announces the following Circuit 20 Community Based Care Alliance Meetings to which all interested persons are invited.

A copy of the agenda may be obtained by contacting: Eileen Wickeri at (239)338-1251. For additional information or pursuant to Section 286.26, F.S., if you are a qualified individual with a disability and need special accommodations to participate in this meeting, contact Eileen Wickeri, with the Department of Children and Family Services at least 48 hours in advance of the meeting.

For more information, you may contact Eileen Wickeri at (239)338-1251.

The **Department of Children and Family Services** announces a public meeting to which all persons are invited.

DATES AND TIME: Friday, January 25, 2008; Friday, February 29, 2008; Friday, March 28, 2008; Friday, April 25, 2008; Friday, May 30, 2008; Friday, June 27, 2008; Friday, July 25, 2008; Friday, August 29, 2008; Friday, September 26, 2008; Friday, October 31, 2008; Friday, November 28, 2008, 8:30 a.m.

PLACE: Mason's Tropical Lodge, 3100 Evans Avenue, Fort Myers, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Lee County Community Alliance Meetings. The Florida Department of Children and Family Services announces the following Circuit 20 Community Based Care Alliance Meetings to which all interested persons are invited.

A copy of the agenda may be obtained by contacting Eileen Wickeri at (239)338-1251.

For additional information or pursuant to Section 286.26, F.S., if you are a qualified individual with a disability and need special accommodations to participate in this meeting, contact Eileen Wickeri, with the Department of Children and Family Services at least 48 hours in advance of the meeting.

For more information, you may contact Eileen Wickeri at (239)338-1251.

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The **Department of Children and Family Services** announces a public meeting to which all persons are invited.

DATES AND TIME: Wednesday, February 20, 2008; Wednesday, May 21, 2008; Wednesday, August 20, 2008; Wednesday, November 19, 2008, 12:00 Noon

PLACE: Charlotte County Justice Center, Second Floor, Court Administration Conference Room, 350 East Marion Avenue, Punta Gorda, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Charlotte County Community Alliance Meetings. The Florida Department of Children and Family Services announces the following Circuit 20 Community Based Care Alliance Meetings to which all interested persons are invited.

A copy of the agenda may be obtained by contacting Eileen Wickeri at (239)338-1251.

For additional information or pursuant to Section 286.26, F.S., if you are a qualified individual with a disability and need special accommodations to participate in this meeting, contact Eileen Wickeri, with the Department of Children and Family Services at least 48 hours in advance of the meeting.

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The **Department of Children and Family Services** announces a public meeting to which all persons are invited.

DATES AND TIME: Friday, March 7, 2008, Friday, June 6, 2008, Friday, September 5, 2008, Friday, December 5, 2008, 10:00 a.m.

PLACE: LaBelle Department of Children and Family Services Center, 485 Cowboy Way, Labelle, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Hendry/ Glades Counties Community Alliance Meetings. The Florida Department of Children and Family Services announces the following Circuit 20 Community Based Care Alliance Meetings to which all interested persons are invited.

A copy of the agenda may be obtained by contacting Eileen Wickeri at (239)338-1251.

For additional information or pursuant to Section 286.26, F.S., if you are a qualified individual with a disability and need special accommodations to participate in this meeting, contact Eileen Wickeri, with the Department of Children and Families at least 48 hours in advance of the meeting.

For more information, you may contact Eileen Wickeri at (239)338-1251.

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## 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: January 10, 2008; January 17, 2008, 1:00 p.m. – 4:00 p.m.

PLACE: The Florida Fish and Wildlife Conservation Commission, Farris Bryant Building, Room 272, 620 South Meridian Street, Tallahassee, Florida 32399-1600

GENERAL SUBJECT MATTER TO BE CONSIDERED: The State Wildlife Grants Committee will evaluate the FY 07-08 State Wildlife Grant applications and make recommendations to the executive director for final approval.

A copy of the agenda may be obtained by contacting: Brian Branciforte, Grants Coordinator, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)488-3831.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting the ADA Coordinator at (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Brian Branciforte, Grants Coordinator, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)488-3831.

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## FINANCIAL SERVICES COMMISSION

The **Florida Surplus Lines Service Office, Board of Governors'** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, January 16, 2008, 9:00 a.m.

PLACE: 1441 Maclay Commerce Drive, Suite 200, Tallahassee, FL 32312

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Matters.

A copy of the agenda may be obtained by contacting Georgie Barrett via fax at (850)513-9624.

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 Georgie Barrett at (850)224-7676, ext. 101. 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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**SUWANNEE COUNTY CONSERVATION DISTRICT**

The **Suwannee County Conservation District** announces a public meeting to which all persons are invited.

DATE AND TIME: December 20, 2007, 7:00 p.m.

PLACE: USDA-Service Center, 10096 U.S. Hwy. 129, Live Oak, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting Teresa M. Owens.

For more information, you may contact Teresa Owens at (386)362-2622, ext. 3.

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**SOIL AND WATER CONSERVATION DISTRICTS**

The **Clay Soil and Water Conservation Board** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, January 7, 2008, 1:00 p.m.

PLACE: Clay County Extension Office, 2463 State Road 16, West, Green Cove Springs, FL 32043

GENERAL SUBJECT MATTER TO BE CONSIDERED: General.

A copy of the agenda may be obtained by contacting: Savannah Pipkins, P. O. Box 278, Green Cove Springs, FL 32043, (904)284-6355, [spipkins@ufl.edu](mailto:spipkins@ufl.edu).

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The **Ochlockonee River Soil and Water Conservation Water District** announces a public meeting to which all persons are invited.

DATES AND TIME: January 14, 2008; February 4, 2008; March 3, 2008, 4:00 p.m.

PLACE: Leon County Agricultural Extension Office, 615 Paul Russell Road, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular monthly meetings to discuss technical and administrative issues related to the District's activities.

A copy of the agenda may be obtained by contacting: Blas Gomez, Chair at (850)933-6268, within seven days of the meeting.

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The **Manatee River Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATE AND TIME: 2nd Monday of every Month, 6:30 p.m. – 8:30 p.m.

PLACE: Manatee County Fairgrounds, 1303 17th Street, West, Palmetto, FL 34221

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of monthly accomplishments, events and plans for the next month.

A copy of the agenda may be obtained by contacting: Janie Besselman, 6942 Professional Parkway, East, Sarasota, FL 34240, (941)907-0011, [jbesselm@scgov.net](mailto:jbesselm@scgov.net).

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: Janie Besselman at (941)907-0011, [jbesselm@scgov.net](mailto:jbesselm@scgov.net). 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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**ORANGE COUNTY RESEARCH AND DEVELOPMENT AUTHORITY**

The **Orange County Research and Development Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: January 10, 2008, 8:00 a.m.

PLACE: Central Florida Research Park, 12424 Research Parkway, Suite 100, Orlando, FL 32826

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by contacting Joe Wallace at (407)282-3944.

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**CRIMINAL JUSTICE TRAINING STANDARDS AND TRAINING COMMISSION**

The **Criminal Justice Training Standards and Training Commission**, Region VIII, Training Council announces a public meeting to which all persons are invited.

DATE AND TIME: January 10, 2008, 2:00 p.m.

PLACE: Polk Community College, Kenneth C. Thompson Institute of Public Safety, 999 Avenue H, N.E., Winter Haven, FL 33881

GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. Approve minutes from July 2007 meeting.
2. Old Business
3. New Business
  - a. Region VIII Course Offerings
  - b. Region VIII Budget (2008-2009) Reports
4. Training Issues
5. Other Issues
6. Adjournment



A copy of the agenda may be obtained by contacting: Captain Craig C. Smith, Director, Polk Community College, Kenneth C. Thompson Institute of Public Safety, 999 Avenue H, N.E., Winter Haven, FL 33881.

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The **Region 1 Criminal Justice Training Council** announces a public meeting to which all persons are invited.

DATE AND TIME: January 15, 2008, 1:00 p.m.

PLACE: George Stone Criminal Justice Training Center, Room 104, 2400 Longleaf Drive Pensacola, Florida 32526

GENERAL SUBJECT MATTER TO BE CONSIDERED:

- A. George Stone Criminal Justice Training Issues
- B. Approve Trust Fund Budget for Year 2008-09
- C. Open Discussion

A copy of the agenda may be obtained by contacting: John Wall, Chairman, Region 1 Training Council, 2400 Longleaf Drive, Pensacola, FL 32526.

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 one 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 **Criminal Justice Standards and Training, Region X Council** announces a meeting to which all interested persons are invited.

DATE AND TIME: January 22, 2008, 9:30 a.m.

PLACE: South West Florida Public Service Academy, 3800 Michigan Ave., Fort Myers, FL 33916

GENERAL SUBJECT MATTER TO BE CONSIDERED:  
Agenda: Pledge, Introduction to Guests, Minutes of previous meeting (11/20/07), Review of SWFPSA 2009 Budget, Review of Sarasota County Technical Institute 2009 Budget, S.W.F.P.S.A. – Advanced Specialized classes schedule for Jan. to June 2008, Other items of interest, Date for next Region-10 Meeting, Adjournment.

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### SECURE AIRPORTS FOR FLORIDA'S ECONOMY

NOTICE OF CHANGE – The **Secure Airports for Florida's Economy** (SAFE) Council announces a public meeting to which all persons are invited.

DATE AND TIME: January 11, 2008, 9:00 a.m. (Please note: there has been a time change since previous meeting notice.)

PLACE: Teleconference/Webcast, Board Room at the Center for Urban Transportation Research, 4202 E. Fowler Ave., CUT100, Tampa, FL 33620

GENERAL SUBJECT MATTER TO BE CONSIDERED:  
Conduct regular Council business and finalize the SAFE Annual Report.

A copy of the agenda may be obtained by contacting Rebecca Bosco at (813)974-9777.

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 Rebecca Bosco at (813)974-9777. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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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### FLORIDA PATIENT SAFETY CORPORATION

The **Florida Patient Safety Corporation** announces a telephone conference call to which all persons are invited.

DATES AND TIME: Tuesdays, April 1, 2008, August 5, 2008, December 2, 2008, 12:00 Noon

PLACE: Dial 1(866)200-9760 followed by Participant PIN 8938936#

GENERAL SUBJECT MATTER TO BE CONSIDERED:  
Business of the Health Care Consumer Advisory Committee.

A copy of the agenda may be obtained by contacting: Susan Moore, CEO FPSC, susan.a.moore@comcast.net or (850)893-8936.

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 10 days before the workshop/meeting by contacting: Susan Moore, CEO FPSC, susan.a.moore@comcast.net or (850)893-8936. 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: Susan Moore, CEO FPSC, susan.a.moore@comcast.net or (850)893-8936.

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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."

### **AGENCY FOR HEALTH CARE ADMINISTRATION**

NOTICE IS HEREBY GIVEN THAT the Agency for Health Care Administration has received the petition for declaratory statement from Community Hospice of Northeast Florida, Inc., and Flagler Hospital, Inc. The petition seeks the agency's opinion as to the applicability of Sections 408.036(1)(d) and 408.043(2), Florida Statutes(2007) as it applies to the petitioner.

NOTICE IS GIVEN THAT the Agency for Health Care Administration has received a Petition for Declaratory Statement from the Petitioners, Community Hospice of Northeast Florida, Inc., and Flagler Hospital, Inc. The Petition was received on November 27, 2007, and seeks a declaratory statement from the Agency as to the interpretation of Sections 408.036(1)(d) and 408.043(2), Florida Statutes (2007), declaring that an acute care addition, if developed, constructed, licensed and leased, will not require a certificate of need as a condition precedent.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Richard J. Shoop, Agency Clerk, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #3, Tallahassee, Florida 32308.

Please refer all comments to: Thomas M. Hoeler, Senior Attorney, Agency for Health Care Administration, The Sebring Building, 525 Mirror Lake Drive North, St. Petersburg, Florida 33701.

### **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 Gerald M. Avanozian, Petitioner, In Re: The Commodore Condominiums Apartments, Inc. Docket Number: 2007063877. The petition seeks the agency's opinion as to the applicability of Section 718.113(2)(a), Florida Statutes, as it applies to the petitioner.

Whether Commodore Condominium Apartments, Inc. proposed replacement of concrete balustrades with aluminum picket railings or glass panel railings is a material alteration of the common elements under Section 718.113(2)(a), Florida Statutes, requiring a unit owner vote.

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.

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 Terrance Brennan, Petitioner, In Re: Third Bayshore Condominium Association, Inc. Docket Number: 2007066284. The petition seeks the agency's opinion as to the applicability of Section 718.3026, Florida Statutes, as it applies to the petitioner.

Whether Third Bayshore Condominium Association, Inc. may continue paying for management services under Section 718.3026, Florida Statutes, where the contract has expired by its terms and the board of directors has not voted to extend it.

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.

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 Peter Garcia, Unit Owner, In RE: The Knightsbridge Condominium Association, Inc. Docket No.: 2007066216. The petition seeks the agency's opinion as to the applicability of Section 718.303(3), Florida Statutes, as it applies to the petitioner.

Whether Knightsbridge Condominium Association, Inc. gave reasonable notice and may impose a fine for each day a unit owner maintains a washing machine that was already installed in his unit when he bought it under Section 718.303(3), Florida Statutes.

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 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 George Heideman, In Re: Lake Clarke Gardens Condominium, Inc. Docket No.: 2007064442. The petition seeks the agency's opinion as to the applicability of Section 718.112(2)(e), Florida Statutes, and Rule 61B-22.003, Florida Administrative Code, as it applies to the petitioner.

Whether the proposed 2008 condominium budget prepared by Lake Clarke Gardens Condominium, Inc. complies with Section 718.112(2)(e), Florida Statutes, and Rule 61B-22.003, Florida Administrative Code.

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 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 Sophia Lima, Petitioner, In RE: The Grandview Palace Condominium Association, Inc. Docket No.: 2007065048. The petition seeks the agency's opinion as to the applicability of Section 718.301(1), Florida Statutes, and subsection 61B-23.003(7), Florida Administrative Code, as it applies to the petitioner.

How many directors is the developer entitled to elect to a five-member board at a turnover election for Grandview Palace Condominium Association, Inc. under Section 718.301(1), Florida Statutes, and subsection 61B-23.003(7), Florida Administrative Code.

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 Thomas Botlick of Nationwide Communications, Services, a licensed certified specialty contractor in the State of Florida, LLC. The petition seeks the agency's opinion as to the applicability of Section 489.533(1)(j) F.S. as it applies to the petitioner.

The Petitioner seeks the Board's interpretation of Section 489.501, et. seq., Part II, F.S., as it applies to his particular set of circumstances and requests that the Board issue a declaratory statement. Specifically, the Petitioner is requesting that the Board issue a Declaratory Statement determining whether the Petitioner violates the Disciplinary Statute, Section 489.533(1)(j), F.S., by being employed by contracting companies that are not licensed to do work in Florida to provide IT services in Florida, including installation of low voltage cabling and its related parts.

Copies of the petition may be obtained from Anthony B. Spivey, Executive Director, Electrical Contractors' Licensing Board, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399.

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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#### **DEPARTMENT OF FINANCIAL SERVICES**

NOTICE IS HEREBY GIVEN THAT Department of Financial Services, Division of State Fire Marshal has received the petition for declaratory statement from Frederick Johnson, Petitioner, Case # 93241-07-FM. The petition seeks the agency's opinion as to the applicability of paragraph 69A-58.0081(11)(c), F.A.C., as it applies to the petitioner.

Currently, paragraph 69A-58.0081(11)(c), F.A.C., requires that doors, to student occupied spaces, which have fire alarm pull stations inside, "shall be unlocked at all time the facility is occupied". This code will not allow Collier County Public Schools to lock entrance doors to student occupied spaces from harmful intruders.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Lesley Mendelson, Assistant General Counsel, 200 East Gaines Street, Tallahassee, Florida 32399-0340, phone (850)413-3604 or (850)413-4238; Fax number (850)922-1235 or (850)488-0697 (please advise if you would like it mailed or faxed to you and please include your phone number on your request in case any question arises) or by e-mailing your request to Lesley.Mendelson@fldfs.com.

NOTICE IS HEREBY GIVEN THAT the Department of Financial Services, Division of State Fire Marshal has received the petition for declaratory statement from Paul Robinson, Petitioner. The petition seeks the agency's opinion as to the applicability of Sections 552.081 and 552.091, Florida Statutes as it applies to the petitioner.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Regina Keenan, Assistant General Counsel, 200 East Gaines Street, Tallahassee, Florida 32399-0333, phone (850)413-4236, Fax (850)488-0697 (please advise if you would like it mailed or faxed to you and please include your phone number on your request in case any question arises), or by e-mailing your request to Regina.Keenan@fldfs.com.

**Section VIII**  
**Notices of Petitions and Dispositions**  
**Regarding the Validity of Rules**

**Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:**

**NONE**

**Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:**

**NONE**

**Section IX**  
**Notices of Petitions and Dispositions**  
**Regarding Non-rule Policy Challenges**

**NONE**

**Section X**  
**Announcements and Objection Reports of**  
**the Joint Administrative Procedures**  
**Committee**

**NONE**

**Section XI**  
**Notices Regarding Bids, Proposals and**  
**Purchasing**

**DEPARTMENT OF EDUCATION**

**Notice of Bid**

The University of Florida, Purchasing and Disbursement Services will receive sealed bids for the following: ITB08SV-254, W/O 866778, Rolfs Hall Second Floor AHU Replacement, estimated budget: \$350,000, to be opened January 17, 2008 at 2:00 p.m., in 101 Elmore Hall, Radio Road, Gainesville, FL. Scope of work: Demolish two existing DX units. Provide and install new air handling unit (chilled water), associated duct work, and supply air terminals with steam reheat. Provide power to unit. Provide and install exhaust fan to ventilate toilet. Partition existing room 208 into two rooms: mechanical room and computer room. Provide air conditioning unit to serve computer room. Non-mandatory Pre-Bid Meeting will be held January 7, 2008 at 2:00 p.m., in the PPD A/E Conference Room, Building 700, Radio Road, Gainesville, FL. Specifications and Plans are available in Purchasing Services, Elmore Hall, Radio Road, Gainesville, FL 32611. Questions should be directed to Karen Olitsky, kolitsk@ufl.edu or (352)392-1331. For more information visit [www.purchasing.ufl.edu](http://www.purchasing.ufl.edu).

AMERICANS WITH DISABILITY ACT OF 1991 – If special accommodations are needed in order to attend the Pre-Bid Meeting or the Bid opening, contact Purchasing, [purchasing@ufl.edu](mailto:purchasing@ufl.edu) or (352)392-1331, within three (3) days of the event.

Notice of Bid

The University of Florida, Purchasing and Disbursement Services will receive sealed bids for the following: ITB08SV-256, W/O 837858, Early Site Package for New Chilled Water Plant #10, estimated budget: \$200,000, to be opened January 17, 2008 at 2:30 p.m., in 101 Elmore Hall, Radio Road, Gainesville, FL. Scope of work: Sheet piling, site clearing, earthwork, excavation, backfill, site utilities and paving in preparation of constructing new structures for the plant. Mandatory Pre-Bid Meeting will be held January 3, 2008 at 10:00 a.m., in the PPD A/E Conference Room, Building 700, Radio Road, Gainesville, FL. Specifications and Plans are available in Purchasing Services, Elmore Hall, Radio Road, Gainesville, FL 32611. Questions should be directed to Karen Olitsky, kolitsk@ufl.edu or (352)392-1331. For more information visit www.purchasing.ufl.edu.

AMERICANS WITH DISABILITY ACT OF 1991 – If special accommodations are needed in order to attend the Pre-Bid Meeting or the Bid opening, contact Purchasing, purchasing@ufl.edu or (352)392-1331 within three (3) days of the event.

INVITATION TO BID

The Florida State University Facilities Purchasing shall receive sealed bids until the dates and times shown for the following projects. Bids may be brought to the bid opening or sent to:

Florida State University  
 Facilities Maintenance, Purchasing  
 114F Mendenhall Building A  
 Tallahassee, Florida 32306

prior to bid opening. Bidder must reference bid number, opening date and time on outside of bid package to insure proper acceptance. Bids submitted by facsimile are not acceptable. For information relating to the Invitation(s) to Bid, contact the

Bid Number: FAC117-07  
 Purchasing Agent: B.J. Lewis, Facilities  
 Mandatory Pre Bid: Monday, January 7, 2008, 2:00 p.m. (Local Time)

The special prequalification submittal package is to be turned in to Architect at time of mandatory PreBid meeting.

The special prequalification submittal package may be obtained from the Architect's office prior to the PreBid meeting. It should be completed and returned to Architect at mandatory PreBid meeting.

Location: Bellamy Building, Main Entrance

Public Bid Opening: January 17, 2008, 2:00 p.m. (Local Time)

FSU-Facilities Maintenance  
 969 Learning Way  
 125 Mendenhall Hall, Building A  
 Tallahassee, Florida 32306-4150  
 Facilities Maintenance Purchasing

Bid Documents: The work includes pressure washing the existing building exterior, new masonry expansion and control joints sealant, window sealant, painting concrete and precast exterior, applying primer/conditioner, clear water repellent to exterior brick masonry.

Contact Person: Randy Lewis, Project Architect  
 MLD Architects  
 211 John Knox Road, Suite 105  
 Tallahassee, Florida 32303

INVITATION TO BID

The Florida State University Facilities Purchasing shall receive sealed bids until the dates and times shown for the following projects. Bids may be brought to the bid opening or sent to:

Florida State University  
 Facilities Maintenance, Purchasing  
 114F Mendenhall Building A  
 Tallahassee, Florida 32306

prior to bid opening. Bidder must reference bid number, opening date and time on outside of bid package to insure proper acceptance. Bids submitted by facsimile are not acceptable. For information relating to the Invitation(s) to Bid, contact the

Bid Number: FAC118-07  
 Purchasing Agent: B. J. Lewis, Facilities  
 Mandatory Pre Bid: Monday, January 7, 2008, 10:00 p.m. (Local Time)

The special prequalification submittal package is to be turned in to Architect at time of mandatory PreBid meeting.

The special prequalification submittal package may be obtained from the Architect's office prior to the PreBid meeting. It should be completed and returned to Architect at mandatory PreBid meeting.

Location: Mag Lab, Main Entrance

Public Bid Opening: January 17, 2008, 3:00 p.m. (Local Time)  
 FSU-Facilities Maintenance  
 969 Learning Way  
 125 Mendenhall Hall, Building A  
 Tallahassee, Florida 32306-4150  
 Facilities Maintenance Purchasing

Bid Documents: The work includes tear off structural metal roofing and install MBR System.

Contact Person: Randy Lewis, Project Architect  
 MLD Architects  
 211 John Knox Road, Suite 105  
 Tallahassee, Florida 32303

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

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

**DEPARTMENT OF CORRECTIONS**

**NOTICE TO PROFESSIONAL CONSULTANTS FOR PROFESSIONAL ARCHITECTURAL / ENGINEERING SERVICES**

The State of Florida, Department of Corrections, Bureau of Procurement and Supply, announces that Professional Services are required from Architectural/Engineering firms for the project listed below. Applications from qualified firms are to be sent to the attention of Julyn Hussey, Bureau of Procurement and Supply, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500, (850)410-4049. The selected firm may be required to perform its services on an accelerated schedule.

**INSTRUCTIONS**

Any firm desiring to provide professional services for this project shall apply for consideration with a letter of application, indicating within the body of the letter, your firm's specific abilities respective to the particular project's requirements, office location(s) from which the firm will be doing the work and attach current copies of the following:

1. A copy of the Department of Corrections' current "Professional Qualifications Supplement" (PQS) (dated September 2004) with current data. The PQS is posted as a related document for printing on the Vendor Bid System under this solicitation at the following website address: [http://vbs.dms.state.fl.us/vbs/search.criteria\\_form](http://vbs.dms.state.fl.us/vbs/search.criteria_form).
2. A reproduction of the firm's current Florida State Board License with the appropriate board governing the discipline offered. If the firm is a corporation, it must be

- properly chartered with the Department of State to operate in Florida. Include a copy of the charter and current certification that all fees and filings are current.
3. Attach a current copy of the SF330 for the office(s) that will be performing the work. This form may be found at the following website address: <http://www.gsa.gov>.
4. Evidence of professional liability insurance in the amount of at least \$1,000,000.
5. Describe scope of work to be assigned to any sub-consultant and include a SF330 for each sub-consultant.
6. Names, specific qualifications and professional memberships of person(s) to be assigned to this project and their respective roles (do not include resumes).
7. Names, addresses and phone numbers of at least five (5) other agencies for whom similar services have been performed within the last five (5) years and the date, project name, brief project description, firm's project manager and specific services provided in each case.
8. If desired by the firm, additional examples of similar projects completed by persons to be assigned to this project, references (none from current or former Department of Corrections personnel) and any other supporting information.

Submit one original letter of interest and five (5) copies of the required data. The required data shall be submitted in the order listed above. Faxed copies will not be accepted. Applications that do not comply with the instructions set forth above may be considered improper and be disqualified. The plans and specifications developed by the firm awarded this project are subject to reuse in accordance with the requirements of Section 287.055, Florida Statutes, ("Consultants' Competitive Negotiation Act").

The awarded firm shall not knowingly engage in this project, on a full time, part time or other basis during the period of this Contract, any current or former employee of the Department where such employment conflicts with Section 112.3185, Florida Statutes.

Respondents will be ranked by a Competitive Selection Committee based on the information received in response to this Request For Qualifications (RFQ). Interviews of all ranked respondents may or may not be required, at the direction of the Committee. If interviews are required they will be held during the week beginning February 18, 2008, ending February 22, 2008. Under the authority delegated to the Secretary of the Department of Corrections by Florida Statute 287.055, sitting as the head of the Department of Corrections, Professional Services Contracts will be awarded to one firm following the recommendations of the Competitive Selection Committee and in accord with the statutory negotiation procedures. All firms responding to this RFQ will be notified by a single posting, after approval by the Secretary, through the following website

address: [http://vbs.dms.state.fl.us/vbs/search.criteria\\_form](http://vbs.dms.state.fl.us/vbs/search.criteria_form). It is the firm's responsibility to check the website for updated information.

Response Date: January 17, 2008 by 4:00 p.m. Eastern Standard Time (EST) Late submittals will not be opened or considered.

**PROJECT:** Provide Professional Architectural/Engineering Services for the sitework and utility design and environmental permitting for a prototypical Reception Center Annex; the upgrade and expansion of the sewer and water utility systems and a Secure Housing Unit at the existing Main Unit, at Sumter Correctional Institution. Scope of work includes Design, Environmental Permitting and Construction Administration of the associated Sitework and Utilities. Work may entail some architectural support, to assist the Department in adapting prototype building designs to site conditions; design of new buildings; repairs/renovation/additions to buildings at the Sumter CI - main unit and providing contract administration services. Partial funding is available for the initial site design. Completion of the design phase and construction will require additional funding, over a number of years and is contingent upon Legislative appropriation of funds.

**EXPERIENCE:** Candidate firms need to provide information regarding their experience and expertise in design of site work and utilities for correctional institutions, expansions of sewer/water plants and all associated environmental permitting.

**PROJECT LOCATION:** Sumter Correctional Institution, 9544 County Road 476B, Bushnell, Florida is the project site for purposes of the selection process.

**PROJECT NUMBER:** FL-07 (ST)

**ESTIMATED CONSTRUCTION COST:** \$16,100,000.00

**PROJECT ADMINISTRATOR:** Roger Mason, Construction Projects Administrator II, (850)410-4205

#### NOTICE OF ADVERTISEMENT CANCELLATION

RFQ AE033 Gainesville Correctional Institution II and Mental Health Facility

The Department of Correction has made the determination that it is in the best interest of the state, to withdraw RFQ AE033 for Architectural/Engineering Services for the sitework and utility design for a prototypical Institution and a specialized mental health facility.

The Department of Corrections plans to revise this RFQ and re-advertise in the near future.

Any questions please contact Julyn Hussey at (850)410-4049 or by email [hussey.julyn@mail.dc.state.fl.us](mailto:hussey.julyn@mail.dc.state.fl.us).

#### EXPRESSWAY AUTHORITIES

##### REQUEST FOR QUALIFICATIONS

MDX PROCUREMENT/CONTRACT NO.: RFQ-08-02

MDX WORK PROGRAM NO(S): 87404.051

CONSTRUCTION ENGINEERING AND INSPECTION (CE&I) SERVICES FOR STATE ROAD 874 AND KILLIAN PARKWAY IMPROVEMENTS

The Miami-Dade Expressway Authority is seeking Professional Services from a Consultant that has the necessary qualifications and experience to provide construction engineering and inspection services and contract administration for the Construction of MDX Work Program Number 87404.060, on State Road 874 from Florida Turnpike to Kendall Drive. The Services consists of, but is not limited to, providing all management, oversight, administration, and quality assurance with respect to all construction, engineering, and inspection services. MDX notifies all Proposers and individuals that it requires and encourages small, minority and women-owned businesses to have full opportunity to submit a response to any Solicitation Document issued by MDX. In accordance with its Small Business Participation Policy, available on MDX's website, MDX requires satisfaction of fifteen percent (15%) small business participation requirement in this procurement. For copies of the RFQ with complete information on pre-qualification requirements, the scope of services as well as submittal requirements, please log onto our web site at [www.mdx-way.com](http://www.mdx-way.com) or call MDX Procurement Office at (305)637-3277. Please note: In order to download any MDX solicitations, you must register as a Vendor. The Vendor Registration can only be done through MDX's website. The deadline for submitting a Proposal is January 29, 2008 by 2:00 P.M., Eastern Time. A Pre-Proposal Conference is scheduled for January 8, 2008 at 10:00 a.m. at the MDX Headquarters Building. Attendance to the Pre-Proposal Conference is NOT mandatory however, everyone is encouraged to attend.

#### 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 50-07/08

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: Wekiwa Springs State Park-Katies Landing Park Development

**SCOPE OF WORK:** The contractor shall provide the necessary labor, supervision, equipment and materials required to successfully complete the construction of a two water closet restroom, a paved entrance road, a 30 car paved parking lot and associated plumbing, wastewater and stormwater management infrastructure. The work also includes the demolition and removal of an existing concrete dock structure from the bank of the Wekiwa River.

**PARK LOCATION:** 500 Wekiva Park Drive off west SR 46, (west of Sanford), address c/o Wekiwa Springs State Park, 1800 Wekiwa Circle, Apopka, Florida.

**PROJECT MANAGER:** Dave Berra, Bureau of Design and Construction, Alfred B Maclay Gardens State Park, 3540 Thomasville Road, Tallahassee Florida 32309, Telephone Number (850)488-5372, Fax number (850)488-1141.

**MINORITY BUSINESS REQUIREMENT:** The Department of Environmental Protection supports diversity in its Procurement Program and requests that all sub-contracting opportunities afforded by this bid embrace diversity enthusiastically. The award of sub-contracts should reflect the full diversity of the citizens of the State of Florida. The Department will be glad to furnish a list of Minority Owned Firms that could be offered sub-contracting opportunities.

**PREQUALIFICATION:** When the total bid price including alternates exceeds \$200,000.00, each bidder whose field is governed by Chapter 399, 489, and 633 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 December 21, 2007 at: Wekiwa Springs State Park Administration, 1800 Wekiwa Circle, Apopka, Florida 32712, Attention: John Fillyaw, Park Manager Telephone Number: (407)884-2006, Fax Number: (407)884-2039.

**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 Michael Renard with the Bureau of Design and Construction, (850)488-5372, at least five (5) workdays prior to openings. If you are hearing or speech impaired, please contact the Florida Relay Services by calling 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**BID SUBMITTAL DUE DATE:** No later than 3:30 p.m., Wednesday, January 23, 2008 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.

**BID POSTING DATE:** No later than 2:00 p.m., Friday, January 25, 2008, unless extended by the Department for good cause.

**FLORIDA HOUSING FINANCE CORPORATION**

Request for Proposals 2007-10

New Construction/Substantial Rehabilitation of Commercial Fishing Worker/Farmworker Housing

The Florida Housing Finance Corporation invites all qualified applicants that commit to construct and/or rehabilitate farmworker/commercial fishing worker housing in accordance with the terms and conditions of RFP 2007-10, to submit proposals for consideration. Proposals shall be accepted until 2:00 p.m., Eastern Time, Thursday, January 31, 2008, to the attention of Robin L. Grantham, Contracts Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329.

For questions or additional information, please contact Robin Grantham at (850)488-4197 or robin.grantham@floridahousing.org. To obtain a copy of the Request for Proposals, which outlines selection criteria and offeror's responsibilities, please submit your request to the attention of Robin L. Grantham, or you can download the Request for Proposals from the Florida Housing Finance Corporation web site at <http://www.floridahousing.org/Home/BusinessLegal/Solicitations/RequestForProposals.htm>. Any modifications that occur to the Request for Proposals will be posted at the web site and may result in an extension of the deadline.

**FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION**

INVITATION TO BID

**BID NUMBER:** FWC 07/08-61  
**BID TITLE:** Hydrology Restoration 2007-2008 for the Aucilla WMA  
**DESCRIPTION:** Construction and installation of hardened low water crossings, ditch plugs, and culverts.  
**MANDATORY PRE-BID CONFERENCE:** January 8, 2008, 10:00 a.m. (Eastern Time)  
**BID OPENING:** January 22, 2008, 2:30 p.m. (Eastern Time)



CONTACT PERSON: Wilbur Morgan, (850)421-1883  
(Office) or (850)819-4518 (Cell)

Please bring the Invitation to Bid package with you to the mandatory Pre-Bid Conference. For a complete copy of the bid, go to: [http://vbs.dms.state.fl.us/vbs/main\\_menu](http://vbs.dms.state.fl.us/vbs/main_menu).

### SARASOTA MEMORIAL HOSPITAL

#### ANNOUNCEMENT OF INTENT – REQUEST FOR QUALIFICATION STATEMENTS FOR ARCHITECTURAL AND ENGINEERING PROFESSIONAL SERVICES FOR THE CONTINUING SERVICES CONTRACTS

The Sarasota County Public Hospital Board of Sarasota County, Florida is accepting statements of qualifications from Architectural/Engineering Consulting Firms under the provisions of the Consultants' Competitive Negotiation Act, Section 287.055, Florida Statutes, for the Sarasota Memorial Hospital continuing services list of pre-qualified design firms. The scope of work may include programming, schematic design, design development, construction documents, and construction administration for architectural, mechanical, electrical, structural and site design work for construction of health care, ambulatory service care, and medical office building projects.

Firms qualified to submit include Architectural/Engineering firms or an association of firms under the direction of the Architect. Services required may include architectural, mechanical, electrical, structural, landscape and civil design and engineering. Firms interested in being considered as candidates are required to submit five bound submittals of qualifications that include at least the following data, to be organized in the following order:

1. A copy of Florida Professional and Corporate Registration certificates.
2. Completed GSA Standard Forms 254 and 255.
3. Proof of General and Professional Liability Insurability.
4. A separate statement as to whether the firm is a certified Small and/or Minority Business Enterprise as defined by the Florida Small and Minority Business Assistance Act of 1985.
5. Examples of successful AHCA health care, ambulatory service centers, and medical office building projects, as well as current projects in progress related specifically to AHCA health care, ambulatory service centers, and medical office buildings.
6. Information related to the qualifications of various personnel who will be utilized on Sarasota Memorial Healthcare System projects.
7. Any additional information to be included at the discretion of the submitting firm.

Comments:

1. The Hospital reserves the right to reject any or all qualification statements.
2. Considerations in the selection of candidates include: the firm's historic and recent related design experience, Current healthcare projects in progress, location and ability to respond rapidly, AHCA experience, and qualifications of personnel. The hospital reserves the right to request additional information beyond the data set forth above.
3. Successful respondents will be placed in categories deemed appropriate for the firm's staff resource capabilities, project specific experience.
4. No submittals will be accepted by fax or email or beyond the specified date and time.
5. Respondents, their agents and associates, shall not contact or solicit any Hospital Board member, or Hospital employee regarding this RFQ during the RFQ process. Only the individual listed as the contact person in the RFQ shall be contacted. Failure to comply with this provision may result in the disqualification of the respondent at the discretion of the Hospital.
6. Questions regarding submissions shall be directed to Thomas Perigo, Director of Architecture and Facility Planning at (941) 917-2048.
7. Submissions shall be titled "Qualifications Statement for Continuing Services Contracts at Sarasota Memorial Hospital" and shall be submitted no later than 3:30 P.M., Wednesday January 30, 2008 to: Architecture and Facility Planning 1700 South Tamiami Trail Sarasota, FL 34239-3555, Attn: Tom Perigo, Director of Architecture and Facility Planning.

## Section XII Miscellaneous

### DEPARTMENT OF COMMUNITY AFFAIRS

#### NOTICE OF INTENT TO FIND PUBLIC SCHOOLS INTERLOCAL AGREEMENT INCONSISTENT WITH SECTIONS 163.3177(2) and (3), FLORIDA STATUTES DCA DOCKET NO. 59-01

The Department gives notice of its intent to find the Public Schools Interlocal Agreement ("Agreement") entered into by Seminole County, Altamonte Springs, Casselberry, Lake Mary, Longwood, Oviedo, Sanford, Winter Springs and Seminole County School Board, pursuant to Section 163.31777, F.S., to be inconsistent with the minimum requirements of Sections 163.31777(2) and (3), F.S.

The Agreement is available for public inspection Monday through Friday, except for legal holidays, during normal business hours, at Seminole County Planning and Development Department, Planning Division, 1101 East First Street, Sanford, Florida 32771-1468.

Any affected person, as defined in Section 163.31777(3)(b), F.S., has a right to petition for an administrative hearing to challenge the proposed agency determination that the Agreement is inconsistent with the minimum requirements of Sections 163.31777(2) and (3), F.S. The petition must be filed within twenty-one (21) days after publication of this notice in the Florida Administrative Weekly, and must include all of the information and contents described in Uniform Rule 28-106.201, F.A.C. The petition must be filed with the Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, and a copy mailed or delivered to Seminole County, Altamonte Springs, Casselberry, Lake Mary, Longwood, Oviedo, Sanford, Winter Springs and Seminole County School Board. Failure to timely file a petition shall constitute a waiver of any right to request an administrative proceeding as a petitioner under Sections 120.569 and 120.57, F.S. If a petition is filed, the purpose of the administrative hearing will be to present evidence and testimony and forward a recommended order to the Department. If no petition is filed, this Notice of Intent shall become final agency action and will be forwarded to the Administration Commission, which may impose sanctions pursuant to Section 163.31777(3)(c), F.S.

If a petition is filed, other affected persons may petition for leave to intervene in the proceeding. A petition for intervention must be filed at least twenty (20) days before the final hearing and must include all of the information and contents described in Uniform Rule 28-106.205, F.A.C. A petition for leave to intervene shall be filed at the Division of Administrative Hearings, Department of Management Services, 1230 Apalachee Parkway, Tallahassee, Florida 32399-1550. Failure to petition to intervene within the allowed time frame constitutes a waiver of any right such a person has to request a hearing under Sections 120.569 and 120.57, F.S., or to participate in the administrative hearing.

If a formal or informal proceeding is commenced as described above, any party to that proceeding may suggest mediation under Section 120.573, F.S. Mediation is not available as of right, and will not occur unless all parties agree to participate in the mediation. Choosing mediation does not affect the right to an administrative hearing.

Mike McDaniel, Chief  
Office of Comprehensive Planning  
2555 Shumard Oak Boulevard  
Tallahassee, Florida 32399-2100

## 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 Pacific Cycle, Inc., intends to allow the establishment of Con's Cycle Center, Inc., as a dealership for the sale of motorcycles manufactured by Guangzhou Panyu Huanan Motors Group Co. Ltd. (GUNG) at 4515 Babcock Street, Palm Bay (Brevard County), Florida 32905, on or after December 5, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Con's Cycle Center, Inc. are dealer operator(s): Glenn Sadler, 44 Camellia Terrace, Indian Harbor Beach, Florida 32905; principal investor(s): Glenn Sadler, 44 Camellia Terrace, Indian Harbor Beach, Florida 32905.

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, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Mike Wolfgram, Pacific Cycle, Inc., 4902 Hammersley Road, Madison, Wisconsin 53711.

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 Verucci Motorcycles, LLC, intends to allow the establishment of Golden of Florida, LLC d/b/a Scooter 2 Go, as a dealership for the sale of motorcycles manufactured by Chongqing Lifan Industry Group (CHOL) at 261 West Cocoa Beach Causeway, Cocoa Beach (Brevard County), Florida 32931, on or after November 22, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Scooter 2 Go are dealer operator(s): Orlando Buitrago, 261 West Cocoa Beach Causeway, Cocoa Beach, Florida 32931; principal investor(s): Orlando Buitrago, 261 West Cocoa Beach Causeway, Cocoa Beach, Florida 32931.

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, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Joyce Haddad, General Manager, Verucci Motorcycles, LLC, 7836 Northwest 46 Street, Miami, Florida 33166.

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 Verucci Motorcycles, LLC, intends to allow the establishment of Golden of Florida, LLC d/b/a Scooter 2 Go, as a dealership for the sale of motorcycles manufactured by Wuxi Futong Motorcycle Co. Ltd. (WUXI) at 261 West Cocoa Beach Causeway, Cocoa Beach (Brevard County), Florida 32931, on or after November 22, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Scooter 2 Go are dealer operator(s): Orlando Buitrago, 261 West Cocoa Beach Causeway, Cocoa Beach, Florida 32931; principal investor(s): Orlando Buitrago, 261 West Cocoa Beach Causeway, Cocoa Beach, Florida 32931.

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, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Joyce Haddad, General Manager, Verucci Motorcycles, LLC, 7836 Northwest 46 Street, Miami, Florida 33166.

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 Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Carter Brothers Manufacturing Co., Inc., intends to allow the establishment of Hi Tech Cycles, Inc. d/b/a Treasure Coast Honda, as a dealership for the sale of motorcycles manufactured by Sanyang Industry Co. Ltd. (SANY) at 3804 U.S. Highway 1, Fort Pierce (St. Lucie County), Florida 34982, on or after November 30, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Hi Tech Cycles, Inc. d/b/a Treasure Coast Honda are dealer operator(s): Robert A. Pohorence, 1370 Southwest Cedar Cove, Port, Florida 34986; principal investor(s): Robert A. Pohorence, 1370 Southwest Cedar Cove, Port, Florida 34986.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Jack Mullinax, Carter Brothers Manufacturing Co., Inc., 1871 US Highway 231 South, Brundidge, Alabama 36010.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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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 CF MOTO Powersports, intends to allow the establishment of Red Ember, Inc., as a dealership for the sale of motorcycles manufactured by Chunfeng Holding Group Co. Ltd. (CHOL) at 406 North Beach Street, Daytona Beach (Volusia County), Florida 32114, on or after October 26, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Red Ember Cycles are dealer operator(s): Justin Asher, 406 North Beach Street, Daytona Beach, Florida 32114; principal investor(s): Justin Asher, 406 North Beach Street, Daytona Beach, Florida 32114.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Ivan Escalante, CF MOTO Powersports, 3555 Holly Lane North, #30, Plymouth, Minnesota 55447.

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 JMSTAR Powersports, Inc., intends to allow the establishment of USA Wholesale Scooters, Inc., as a dealership for the sale of motorcycles manufactured by Kaitong Manufacture Co. Ltd. (KAIT) motorcycles at 4720 North Federal Highway, Fort Lauderdale (Broward County), Florida 33308, on or after November 21, 2007.

The name and address of the dealer operator(s) and principal investor(s) of USA Wholesale Scooters, Inc. are dealer operator(s): Noel Farbman, 4720 North Federal Highway, Fort Lauderdale, Florida 33308; principal investor(s): Noel Farbman, 4720 North Federal Highway, Fort Lauderdale, Florida 33308.

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, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Yenong Xie, President, JMSTAR Powersports, Inc., 400 Northwest 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 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 Investments, Inc., as a dealership for the sale of Saab motor vehicles at 300 South University Drive, Pembroke Pines (Broward County), Florida 33025, on or after January 2, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Vera-Williamson Investments, Inc. are dealer operator(s): Louis Vera, 300 South University Drive, Pembroke Pines, Florida 33025; principal investor(s): Louis Vera, 300 South University Drive, Pembroke Pines, Florida 33025.

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, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Alex Walsh, General Motors Corporation, Mail Code 482-A07-C66, 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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**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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**PUBLIC SERVICE COMMISSION**

DOCKET NO. AND TITLE: Docket Number 070650-EI – Petition to determine need for Turkey Point Nuclear Units 6 and 7 electrical power plant, by Florida Power & Light Company.

The Florida Public Service Commission announces a change in the date, time and location of the service hearing announced in the December 14, 2007, edition of the F.A.W. The new date, time and location of the service hearing is set forth below.

**SERVICE HEARING**

DATE AND TIME: Wednesday, January 9, 2008, 4:00 p.m.

PLACE: Miami Dade College, Wolfson Campus, Building 1000, Room 1261 (Auditorium), 300 N. E. 2nd Avenue, Miami, FL 33132

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this service hearing is to permit members of the public who are not parties to the need determination proceeding an opportunity to present testimony regarding the need for the proposed plants. The procedure at these hearings shall be as follows: The Company will present a brief summary of its case and then members of the public may present testimony. Members of the public who wish to present testimony are urged to appear promptly at each scheduled hearing time since the hearing may be adjourned early if no witnesses are present to testify. By providing public testimony, a person does not become a party to the proceeding. To become an official party of record, you must file a Petition for Intervention at least five days before the final hearing, pursuant to the requirements contained in Rule 25-22.039, Florida Administrative Code. All witnesses shall be subject to cross examination at the conclusion of their testimony.

The prehearing conference will be held on January 14, 2008, and the hearing will be held on Wednesday, January 30 – Friday, February 1, 2008, in accordance with the notice issued in the December 14, 2007, edition of the F.A.W.

Any person requiring some accommodation at this meeting because of a physical impairment is asked to advise the agency at least 48 hours before the meeting by contacting: Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850 or at (850)413-6770. If you are hearing or speech impaired, please contact the Agency using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). For more information, you may contact: Florida Public Service Commission, Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

For more information, you may contact: Florida Public Service Commission, Office of the Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

Emergency Cancellation of Customer Meeting – If a named storm or other disaster requires cancellation of the meeting, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation of the meeting will also be provided on the Commission’s website <http://www.psc.state.fl.us/> under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850)413-6199.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

The Agency for Health Care Administration authorized the following exemptions pursuant to Section 408.036(3), Florida Statutes:

County: Hernando District: 3  
 ID # E0600011 Decision: A Issue Date: 12/04/2007  
 Facility/Project: Brooksville Regional Hospital  
 Applicant: Hernando HMA, Inc.  
 Project Description: Provide adult emergency PCI without an approved open heart surgery program  
 Proposed Project Cost: \$0

County: Marion District: 3  
 ID # E0600012 Decision: A Issue Date: 12/04/2007  
 Facility/Project: Springhill Regional Hospital  
 Applicant: Hernando HMA, Inc.  
 Project Description: Provide adult emergency PCI without an approved open heart surgery program  
 Proposed Project Cost: \$0

County: Leon District: 2  
 ID # E0700004 Decision: A Issue Date: 10/30/2007  
 Facility/Project: Eastside Psychiatric Hospital  
 Applicant: Apalachee Center, Inc.  
 Project Description: Add 18 adult inpatient psychiatric beds  
 Proposed Project Cost: \$8,000,000.00

County: Duval District: 4  
 ID # E0700005 Decision: A Issue Date: 11/15/2007  
 Facility/Project: Wekiva Springs Center for Women  
 Applicant: Wekiva Springs, Inc.  
 Project Description: Add 20 adult inpatient psychiatric beds  
 Proposed Project Cost: \$211,455.00  
 County: Lee District: 8

ID # E0700006 Decision: A Issue Date: 11/26/2007  
 Facility/Project: Lee Memorial Hospital  
 Applicant: Lee Memorial Health System  
 Project Description: Establish a 15 bed adult inpatient psychiatric unit  
 Proposed Project Cost: \$375,000.00

**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.”

**FLORIDA CATEGORICAL EXCLUSION NOTIFICATION**  
 City of Cocoa

The Florida Department of Environmental Protection has determined that the City of Cocoa’s project involving construction of the water laboratory, transmission mains, water mains, treatment plant, and storage tank and pump station; rehabilitation of storage tank and pump station; and replacement of water mains and standby generators will not adversely affect the environment. The total cost of the project is estimated to be \$ 47,200,500. The project may qualify for a Drinking Water State Revolving Fund loan composed of federal funds and state funds.

A full copy of the Florida Categorical Exclusion Notification can be obtained by writing to: Venkata Panchakarla, Department of Environmental Protection, Bureau of Water Facilities Funding, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400 or by calling (850)245-8366.

The Department of Environmental Protection gives notice that pursuant to Section 403.067(4), F.S., and Chapter 62-303, F.A.C., a final order was entered on December 12, 2007, adopting a Verified List of Impaired Waters and Delisting certain waters within the Group 5 basins. The Group 5 basins for which Total Maximum Daily Loads (TMDLs) shall be established include the following hydrologic units: Perdido Bay; Upper East Coast; Springs Coast; Indian River Lagoon; Everglades; and Florida Keys. However, due to continuing efforts, the Group 5 verified list for the Florida Keys will be adopted by the Department at a later date. These lists and revisions will be submitted to the United States Environmental Protection Agency (EPA) as the Department’s 2008

submission, pursuant to Section 303(d) of the federal Clean Water Act, and shall serve to amend the 1998 Section 303(d) statewide list of Florida waters maintained by the EPA. Waters within the Group 5 basins verified as impaired waters are set forth in Exhibit 1 to the final order. Waters that the Department will request EPA to remove from the 1998 List for the Group 5 Basins are also listed on Exhibit 1 as waters subject to de-listing.

A copy of the above-referenced final order may be obtained by contacting: Ms. Pat Waters, Department of Environmental Protection, 2600 Blair Stone Road, Watershed Assessment, MS 3555, Tallahassee, Florida 32399-2400 or by calling (850)245-8449 or at [www.dep.state.fl.us/legal/final\\_orders/finalorders.htm](http://www.dep.state.fl.us/legal/final_orders/finalorders.htm).

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#### 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, comments 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.

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#### DEPARTMENT OF HEALTH

On December 11, 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 Uchenna J. Emenike, M.D., license number MD 85471. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On December 5, 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 Christina M. Bracewell, C.N.A., license number CNA 133465. 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.

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On December 11, 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 Kevin Rowan Laing, R.N., license number RN 2984272. 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.

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On December 11, 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 Mark Alan Kabat, D.O., license number OS 7725. 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.

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On December 5, 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 Joseph Odion Enonghase, R.R.T., license number RT 3256. 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.

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#### FINANCIAL SERVICES COMMISSION

##### NOTICE OF FILINGS

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received the following application. Comments may be submitted to the Director, 200

East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing. However, pursuant to provisions specified in Chapter 69U-105, Florida Administrative Code, any person may request a public hearing by filing a petition with the Clerk, Legal Services Office, Office of Financial Regulation, 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., January 11, 2008):

**APPLICATION TO ORGANIZE A SUCCESSOR INSTITUTION AND BANK MERGER**

Constituent Institutions: Orange Bank of Florida, Orlando, Florida and Orange Interim Bank, Daytona Beach, Florida

Resulting Institution: Orange Bank of Florida

With Title: Orange Bank of Florida

Received: December 6, 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: Flag Credit Union, 3115 Conner Boulevard, Tallahassee, Florida 32311-3813

Expansion Includes: Association Group

Received: December 7, 2007

**FLORIDA MEDICAL MALPRACTICE JOINT UNDERWRITING ASSOCIATION**

FMMJUA Request for Applications

The Alvin E. Smith Safety of Health Care Services

Questions and Answers

Question:

Would the FMMJUA consider funding a project which devises primarily a series of educational interventions (educational monographs, live interactive seminars, podcasts, written materials, alerts, and public service announcements) for physicians, other members of the health care team, and patients?

Rather than a focus on eliminating a specific error or collection of errors commonly seen in hospital or surgical settings, the desired result of this education would be to eliminate the incidence of medical errors and poor patient outcomes in outpatient settings and between office visits based on lack of communication and patient understanding, poor coordination of care, inadequate documentation and recordkeeping. Education would include didactic instruction, coaching,

sharing of templates and best practices to ensure effective communication strategies and collaboration, timely communication of test results, cultural competency, resourceful recordkeeping and use of technology for patient safety and continuity of care.

Answer:

Yes.

Section 1.4 of the RFA describes the funding opportunity as follows:

The objective of this RFA is for the FMMJUA to partner with agencies or institutions in the State of Florida to improve the safety of the delivery of health care services to patients by researching, developing, or implementing practices that eliminate or reduce medical errors, risk, hazards, or harms.

Later in section 1.4, the RFA provides that the proposed project should focus on one or more of three AHRQ Patient Safety Initiative elements. Element 2 provides:

(2) Teaching, Disseminating, and Implementing Effective Patient Safety Practices. Educate health care providers, purchasers, and patients; disseminate information to a variety of users; implement patient safety best-practices; raise awareness that patients are at risk for health care associated injury and harm; and adopt a positive patient safety culture.

The project described appears to “implement[] practices that eliminate or reduce medical errors, risk, hazards, or harms” and further “[e]ducate health care providers . . . and patients [and] disseminate information to a variety of users; implement patient safety best-practices; raise awareness that patients are at risk for health care associated injury and harm; and adopt a positive patient safety culture.”

Question:

Section 4.4 of the RFA refers to “...established indirect cost rate currently on file with a government agency (specify which government agency has established this rate).” Are you referring to federal or state government? Our federal rate is 47% and our state rate for indirect costs is 15%. Would either be allowed based upon your RFA?

Answer:

Yes.

Section 4.4 of the RFA, in describing the budget information to be provided by the Applicant, provides in part:

The Applicant must include in its Application a detailed budget for the proposed project. This budget should include a breakdown of all proposed expenditures. . . Include the sources, if possible, of any materials to be purchased using grant funds. At a minimum, the project budget should include expenditures for personnel (including fringe benefits), consultants, equipment, supplies, travel, materials, and other



direct costs. An indirect cost may be included only if the applicant organization has an established indirect cost rate currently on file with a government agency (specify which government agency has established this rate).

The RFA allows the use of either cost rate. Provided a government agency has established the rate, it may be used in the RFA and the Budget Information portion of your application will be evaluated accordingly.

Question:

What type of organization is FMMJUA? Private, non-profit, etc.? What is the source of funding for this RFA?

Answer:

The FMMJUA was created by law (Section 627.351, F.S.) in 1975, for the purpose of affording reasonable medical malpractice insurance to Florida health care providers. The non-profit character of the Association provides that each policy year stands on its own and, under Rules promulgated by the Office of Insurance Regulation ("OIR"), surplus funds are refunded to policyholders, with certain conditions and limitations. The FMMJUA operates much like an insurance company. Premiums and investment income are used to pay claims and expenses.

The RFA is funded pursuant to the provisions of the Plan of Operation and Refund Plan, as approved by the OIR.

Question:

The RFA lists several conditions regarding intellectual property, indemnification, warranties, and the like. These are commonly negotiable matters for universities with grantors. Will proposals be considered which identify these as conditions to be negotiated if awarded?

Answer:

Yes. The RFA contemplates a process by which the FMMJUA will negotiate the terms of the final grant agreement with a successful Applicant. An Applicant may begin contract negotiations with the FMMJUA but ultimately not be chosen for funds if contract negotiations are unsuccessful. Note that the FMMJUA may choose one, more than one, or no Applicants to initiate contract negotiations in its sole and absolute discretion.

Section 1.2 of the RFA provides in pertinent part:

The FMMJUA reserves the right to waive any non-material deficiencies, if, in the judgment of the FMMJUA, its best interests will be served.

In addition, the FMMJUA reserves the right to . . . select for contract award or for negotiations an Application other than that with the lowest cost. The FMMJUA reserves the right to negotiate with some, all, or none of the Applicants with respect to any term or terms of the Applications or Contract.

An Agency or Institution responding to this RFA has no vested right to an award or other disposition of its Application because the Application is merely an offer by the firm that the Board, or a Committee acting on behalf of the Board, may in its sole discretion reject, using such criteria as it may determine.

Section 1.5 of the RFA further provides in part:

Grants awarded pursuant to this RFA will be funded according to a schedule appropriate to the particular project and will be negotiated with the successful Grantee.

Finally, section 5.4 of the RFA provides:

During contract negotiation, if the FMMJUA Board is unable to agree to contract terms with the Applicant receiving the highest evaluation in this RFA process, the Board reserves the right to terminate contract negotiations with that Candidate without undertaking another RFA process, thereby enabling the Board to negotiate with the Applicant receiving the next highest evaluation.

Question:

Section 1.6 of the RFA states that only one application may be submitted from an agency or institution. However, many healthcare organizations are actually made up of multiple separate corporations. For example, would the College of Medicine and College of Pharmacy at the University of Florida be considered two institutions, or the same institution? Similarly, the UF College of Medicine has divided into two operations, one in Gainesville and one in Jacksonville, technically embodied in two separate corporations – would they be considered separate institutions for the purposes of this RFA, or one?

Given the diversity of interests and separate corporate structures here, it would seem that in both cases the intent of the RFA is best served by viewing these institutions as separate. In addition, the alternative view, which would result in only a single application being permitted from an entire University, would entail some internal competitive process for deciding which of several potential applications would be allowed to go forward. There is no standing process for such decision, and given the short time frame for responding to the

RFA, it is not certain that there would be sufficient time to prepare a credible proposal if it were contingent on an internal decision.

Answer:

Each entity that has a distinct Federal Employer Identification Number may submit one Application. In addition, the University of Florida College of Medicine and College of Pharmacy may each submit one Application as each is a distinct "organization." The Jacksonville and Gainesville locations of the College of Medicine appear to be constituents of the same "organization" and hence may submit only one application between them unless each has a distinct Federal Employer Identification Number.

Section 1.6 of the RFA ("Eligible Applicants") provides:

Any Agency or Institution in the State of Florida is eligible to submit an Application and receive funds under this RFA. Applications shall be limited to one application per agency or institution.

"Institution" is defined in section 1.3 of the RFA as:

"Institution" means an established organization or corporation of a public character.

Section 4.4 of the RFA, in describing the requirements for Budget Information, provides in part:

The Agency or Institution Federal Employer Identification Number (FEIN) must appear on each budget page of the Application.

Any entity that has a distinct FEIN which will be used during the Grant may submit one Application, as the FMMJUA considers such an entity to be a distinct "organization or corporation." In addition, on your specific facts, the University of Florida College of Medicine and College of Pharmacy are considered by the FMMJUA to each be an "established organization." Therefore, the College of Medicine and the College of Pharmacy may each submit one Application.

Each physical location of the University of Florida, College of Medicine, is not considered by the FMMJUA to be a distinct "organization" because they are subject to the common control of the College of Medicine. Therefore the Gainesville and Jacksonville "operations" may submit only one Application between them (unless each has a distinct FEIN), recognizing that the two locations may jointly submit one Application for a single project in which program activities are undertaken at one location or both locations.

The RFA can be found on the website: [www.fmmjua.com](http://www.fmmjua.com).

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**Section XIII**  
**Index to Rules Filed During Preceding Week**

RULES FILED BETWEEN December 3, 2007  
 and December 7, 2007

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**DEPARTMENT OF LEGAL AFFAIRS**  
**Florida Election Commission**

2B-1.002	12/5/07	12/25/07	33/43	
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**ADMINISTRATION COMMISSION**

28-101.001	12/4/07	12/24/07	33/40	
28-104.005	12/4/07	12/24/07	33/40	
28-106.301	12/4/07	12/24/07	33/40	
28-106.302	12/4/07	12/24/07	33/40	
28-106.501	12/4/07	12/24/07	33/40	
28-106.601	12/4/07	12/24/07	33/40	
28-112.001	12/4/07	12/24/07	33/40	
28-112.002	12/4/07	12/24/07	33/40	

**DEPARTMENT OF CORRECTIONS**

33-210.102	12/3/07	12/23/07	33/40	
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**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

40D-1.002	12/4/07	12/24/07	33/43	
40D-1.603	12/4/07	12/24/07	33/43	
40D-2.091	12/4/07	12/24/07	33/43	
40D-4.331	12/4/07	12/24/07	33/43	
40D-4.351	12/4/07	12/24/07	33/43	
40D-4.381	12/4/07	12/24/07	33/43	

**AGENCY FOR HEALTH CARE ADMINISTRATION**  
**Medicaid Program Office**

59G-4.140	12/4/07	12/24/07	33/26	33/34
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**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Construction Industry Licensing Board**

61G4-15.033	12/5/07	12/25/07	33/27	33/44
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**Florida Building Code Administrators and Inspector**

61G19-9.003	12/6/07	12/26/07	33/36	
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**Florida Real Estate Appraisal Board**

61J1-10.001	12/7/07	12/27/07	33/45	
61J1-10.002	12/7/07	12/27/07	33/45	
61J1-10.003	12/7/07	12/27/07	33/45	
61J1-10.004	12/7/07	12/27/07	33/45	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**Florida Real Estate Commission**

61J2-3.010	12/5/07	12/25/07	33/35	33/44
61J2-24.001	12/5/07	12/25/07	33/35	33/44

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

62-113.100	12/6/07	12/26/07	33/36	
62-770.220	12/7/07	12/27/07	33/40	
62-770.900	12/7/07	12/27/07	33/40	
62-780.220	12/7/07	12/27/07	33/40	
62-780.900	12/7/07	12/27/07	33/40	
62-782.220	12/7/07	12/27/07	33/40	
62-782.900	12/7/07	12/27/07	33/40	
62-785.220	12/7/07	12/27/07	33/40	
62-785.900	12/7/07	12/27/07	33/40	

**DEPARTMENT OF JUVENILE JUSTICE**

**Division of Commitment**

63E-3.001	12/4/07	12/24/07	33/33	
63E-3.002	12/4/07	12/24/07	33/33	33/45
63E-3.003	12/4/07	12/24/07	33/33	33/45
63E-3.004	12/4/07	12/24/07	33/33	33/45
63E-3.005	12/4/07	12/24/07	33/33	33/45
63E-3.006	12/4/07	12/24/07	33/33	33/45
63E-3.007	12/4/07	12/24/07	33/33	33/45
63E-3.008	12/4/07	12/24/07	33/33	33/45
63E-3.009	12/4/07	12/24/07	33/33	33/45
63E-3.010	12/4/07	12/24/07	33/33	33/45
63E-3.011	12/4/07	12/24/07	33/33	
63E-3.012	12/4/07	12/24/07	33/33	33/45
63E-3.013	12/4/07	12/24/07	33/33	
63E-3.014	12/4/07	12/24/07	33/33	33/45
63E-3.015	12/4/07	12/24/07	33/33	33/45
63E-6.002	12/4/07	12/24/07	33/35	33/45
63E-6.003	12/4/07	12/24/07	33/35	33/45
63E-6.006	12/4/07	12/24/07	33/35	33/45
63E-6.012	12/4/07	12/24/07	33/35	33/45
63E-7.006	12/4/07	12/24/07	33/27	33/45
63E-7.007	12/4/07	12/24/07	33/27	33/45
63E-7.008	12/4/07	12/24/07	33/27	33/45
63E-7.009	12/4/07	12/24/07	33/27	33/45

**DEPARTMENT OF HEALTH**

**Division of Medical Quality Assurance**

64B-11.001	12/7/07	12/27/07	33/42	
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**Board of Medicine**

64B8-36.003	12/5/07	12/25/07	33/43	
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**Division of Family Health Services**

64F-12.001	12/7/07	12/27/07	33/31	
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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>Office of Statewide Research</b>					67-58.040	12/3/07	12/23/07	33/39	
64H-1.001	12/6/07	12/26/07	33/36		67-58.050	12/3/07	12/23/07	33/39	33/45
<b>FLORIDA HOUSING FINANCE CORPORATION</b>					67-58.060	12/3/07	12/23/07	33/39	
67-58.001	12/3/07	12/23/07	33/39	33/45	67-58.070	12/3/07	12/23/07	33/39	
67-58.002	12/3/07	12/23/07	33/39	33/45	67-58.080	12/3/07	12/23/07	33/39	33/45
67-58.003	12/3/07	12/23/07	33/39	33/45	67-58.090	12/3/07	12/23/07	33/39	33/45
67-58.004	12/3/07	12/23/07	33/39		67-58.100	12/3/07	12/23/07	33/39	
67-58.005	12/3/07	12/23/07	33/39		67-58.110	12/3/07	12/23/07	33/39	
67-58.006	12/3/07	12/23/07	33/39	33/45	<b>DEPARTMENT OF FINANCIAL SERVICES</b>				
67-58.010	12/3/07	12/23/07	33/39		<b>Securities</b>				
67-58.015	12/3/07	12/23/07	33/39	33/45	69W-600.002	12/4/07	12/24/07	33/40	
67-58.020	12/3/07	12/23/07	33/39		69W-600.006	12/4/07	12/24/07	33/40	
67-58.030	12/3/07	12/23/07	33/39						