

Section I
Notices of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Food Safety

RULE NO.: 5K-4.020 RULE TITLE: Food Permits; Requirements and Fees

PURPOSE AND EFFECT: The rule amendment changes the fee schedule for annual permit fees charged to food establishments. CS/CS for SB 1702, as passed by the 2008 Legislature, authorizes the Department to recover the cost of services provided relative to issuance of a food permit. This increase in permit fees impacts most food establishments permitted by the Division of Food Safety.

SUBJECT AREA TO BE ADDRESSED: This rule modifies the fee schedule for annual permit fees charged to food establishments to obtain a food permit.

SPECIFIC AUTHORITY: 500.09, 500.12, 570.07(23) FS.

LAW IMPLEMENTED: 500.04, 500.09, 500.10, 500.12(1)(a), (b), (c), (d), 500.121, 500.171, 500.172, 500.177 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: Lee M. Cornman, Assistant Director, Division of Food Safety, 3125 Conner Boulevard, Mail Stop C-18, Tallahassee, FL 32399-1650; Telephone: (850)488-0295

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

5K-4.020 Food Permits; Requirements and Fees.

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

(b) The following schedule of fees is established for each food permit.

Bottling Plant	385
<u>Bottled Water Plant</u>	500
Canning Plant	<u>490</u> 410
Convenience Store	330
Convenience Store with Limited Food Service	<u>430</u> 385
Convenience Store with Significant Food Service	<u>475</u> 465
Food Salvage Center	<u>470</u> 440
Food Storage Warehouse	355
Grocery Store	<u>540</u> 465

Health Food Store	300
Health Food Store with Food Service	<u>415</u> 385
Limited Sales	<u>130</u> 100
Meat Market	<u>455</u> 385
Minor Food Outlet	300
Minor Food Outlet, Only Non-perishable Foods	190
Minor Food Outlet with Limited Food Service	<u>415</u> 355
Minor Food Outlet with Significant Food Service	<u>470</u> 440
Mobile Vendor	300
Packaged Ice Plant	250
Processor, Other Non-perishable Foods	<u>335</u> 330
Processor, Other Perishable Foods	<u>490</u> 410
Rabbit or Game Processor	<u>390</u> 330
Retail Bakery	355
Retail Bakery with Food Service	<u>490</u> 440
Salvage Store	<u>470</u> 410
Seafood Market	<u>410</u> 355
Seafood Processor	<u>520</u> 440
Semi-permanent Vendor	<u>195</u> 190
Supermarket	<u>650</u> 500
Wholesale Bakery	<u>530</u> 465

(5) No change.

(6) Recovery of Cost for Reinspections.

(a) A food establishment shall pay a fee of \$135 ~~140~~ to the department for recovery of the cost incurred to provide each reinspection of the food establishment. For the purposes of this section, a reinspection refers to any inspection conducted for the purpose of verifying compliance with Chapter 500, F.S., or the rules promulgated thereunder, following a previous unsatisfactory inspection. Such unsatisfactory inspection shall be indicated by issuance of an inspection report listing conditions which are not in compliance and which, when viewed as a whole, are more likely to contribute to food contamination, illnesses or environmental health hazards.

(b) Nothing in this section shall prohibit the department from imposing additional sanctions for violations of Chapter 500, F.S., or the rules promulgated thereunder. The costs of reinspection will be billed by invoice of the department and the reinspection fee shall be paid within 21 days receipt thereof. Failure to timely pay a reinspection fee is a violation of this chapter and shall be grounds for suspension of the establishment's food permit.

(c) The fee established for a reinspection shall include the average cost per inspection for inspectors' salary, benefits, travel, training, equipment, supervision, and other costs or charges directly related to administration of the food establishment inspection program.

(d) The fee shall be applicable for each reinspection regardless of whether the reinspection is satisfactory or unsatisfactory. Provided however, a fee for reinspection shall not be required when both of the following conditions are met:

1. The conditions which were deemed unsatisfactory in the prior inspection are in compliance and the overall finding of the reinspection is satisfactory, and

2. No previous reinspection of the establishment has been conducted during the same calendar year.

Specific Authority 500.09, 500.12(1)(b), 570.07(23) FS. Law Implemented 500.04, 500.09, 500.10, 500.12(1)(a), (b), (c), (d), 500.121, 500.171, 500.172, 500.177 FS. History–New 1-10-93, Formerly 5E-6.020, Amended 8-8-95, 3-11-98, 3-6-01, 10-30-01, 1-1-03, 11-1-04, 11-5-07,_____.

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-6.0651
 RULE TITLE: Alternative Credit Pilot Program
 PURPOSE AND EFFECT: Establish implementation guidelines for the Alternative Credit Pilot Program.
 SUBJECT AREA TO BE ADDRESSED: Implementation guidelines for earning credit in Algebra, Geometry, or Biology core courses by taking a career course that includes over 50% of the core benchmarks and passing and end-of-course examination in the core subject.
 SPECIFIC AUTHORITY: Chapter 2008-174, Laws of Florida.
 LAW IMPLEMENTED: Chapter 2008-174, Laws of Florida.
 IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:
 DATE AND TIME: August 14, 2008, 9:00 a.m.
 PLACE: Conference Call to 1(888)808-6959, Code: 4137943. Requests for the rule development workshop should be addressed to: Lynn Abbott, Agency Clerk, Department of Education, 325 West Gaines Street, Room 1514, Tallahassee, Florida 32399-0400
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Holly Edenfield, (850)245-0659, Holly.Edenfield@fldoe.org
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF COMMUNITY AFFAIRS

Florida Communities Trust

RULE NOS.: 9K-9.001, 9K-9.002, 9K-9.003, 9K-9.004, 9K-9.005, 9K-9.006, 9K-9.007, 9K-9.008
 RULE TITLES: Purpose, Definitions, General Requirements and Eligibility Standards, Submission of Application and Application Materials, Application Review, Project Evaluation Criteria, Ranking and Selection of Applicants, Project Approval

9K-9.009 Modification to the Project Boundary
 9K-9.010 Preparation and Acceptance of the Management Plan
 9K-9.011 Title, Acquisition Procedures, Lease Agreements and Transfer of Title
 9K-9.012 Annual Stewardship Report Requirement

PURPOSE AND EFFECT: To implement rules to govern the Stan Mayfield Working Waterfronts Program.

SUBJECT AREA TO BE ADDRESSED: Stan Mayfield Working Waterfronts Program.

SPECIFIC AUTHORITY: 380.507(11), 380.5105(2) FS.

LAW IMPLEMENTED: 120.55(1)(a)4., 259.105, 380.5105 FS.

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

DATE AND TIME: Panhandle, August 5, 2008, 1:00 p.m. – 5:00 p.m.

PLACE: Apalachicola City Hall, 1 Bay Street, Apalachicola, Florida 32320, (850)653-8715

DATE AND TIME: Northeast Coast, August 6, 2008, 1:00 p.m. – 5:00 p.m.

PLACE: Marine Science Center, 1347 Palmer Street, Atlantic Beach, Florida 32233, (904)707-0742

DATE AND TIME: East Coast, August 12, 2008, 9:00 a.m. – 1:00 p.m.

PLACE: North Indian River County Library, 1001 Sebastian Blvd. (CR 512), Sebastian, Florida 32958, (772)589-1355

DATE AND TIME: Keys, August 13, 2008, 9:00 a.m. – 1:00 p.m.

PLACE: Harvey Government Center, 1200 Truman Avenue, Key West, Florida 33040, (305)292-4501

DATE AND TIME: West/Southwest Coast, August 14, 2008, 1:00 p.m. – 5:00 p.m.

PLACE: Maritime Museum, 4415 119th Street West, Cortez, Florida 34215, (941)708-6121

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: Pam Kugler, Department of Community Affairs, Florida Communities Trust, 2555 Shumard Oak Blvd., Tallahassee, Florida 32399, (850)922-1711. 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: Ken Reecy, Community Program Manager, Florida Communities Trust, 2555 Shumard Oak Blvd., Tallahassee, Florida 32399, (850)922-1711

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

DEPARTMENT OF COMMUNITY AFFAIRS

Florida Communities Trust

RULE NOS.:	RULE TITLES:
9K-10.001	Purpose
9K-10.002	Definitions
9K-10.003	General Information
9K-10.004	Appraisal Procedures, Appraisal Report Requirements and Determination of Maximum Approved Purchase Price
9K-10.005	Confidentiality of Appraisals, Other Reports Relating to Value, Offers and Counteroffers
9K-10.006	Negotiation of Offers and Counteroffers
9K-10.007	Purchase Agreements
9K-10.008	Title Report and Evidence of Marketable Title
9K-10.009	Certified Survey
9K-10.010	Examination for Hazardous Materials Contamination
9K-10.011	Closing

PURPOSE AND EFFECT: To implement rules to govern the Stan Mayfield Working Waterfronts Program.

SUBJECT AREA TO BE ADDRESSED: Stan Mayfield Working Waterfronts Program.

SPECIFIC AUTHORITY: 380.507(11), 380.5105(2) FS.

LAW IMPLEMENTED: 120.55(1)(a)4., 259.105, 380.5105 FS.

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DEPARTMENT OF REVENUE

RULE NO.:	RULE TITLE:
12-6.0015	Public Use Forms

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12-6.0015, F.A.C., is to: (1) adopt, by reference, changes to the form used by taxpayers to grant a representative authority to perform certain acts on behalf of the taxpayer and to receive and inspect confidential information from the Department; and (2) update information on how to obtain the form from the Department.

SUBJECT AREA TO BE ADDRESSED: The subject area of the workshop is the proposed adoption of changes to Form DR-835, Power of Attorney and Declaration of Representative. **SPECIFIC AUTHORITY:** 213.06(1), 213.21(1) FS.

LAW IMPLEMENTED: 72.011, 120.54(5), 120.569, 120.57, 213.21 FS.

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

DATE AND TIME: August 5, 2008, 10:00 a.m.

PLACE: Room 442, Carlton Building, 501 S. Calhoun Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Larry Green at (850)922-4830. 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: Gary Moreland, Senior Attorney, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-4831

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS PUBLISHED ON THE DEPARTMENT'S INTERNET SITE AT: myflorida.com/dor/rules.

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NO.: 12A-1.097
 RULE TITLE: Public Use Forms

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12A-1.097, F.A.C. (Public Use Forms), is to: (1) adopt, by reference, changes to forms used by the Department in the administration of sales and use tax; and (2) update information on how to obtain the forms from the Department.

SUBJECT AREA TO BE ADDRESSED: The subject area of the workshop is the proposed changes to forms used by the Department in the administration of sales and use tax.

SPECIFIC AUTHORITY: 201.11, 202.17(3)(a), 202.22(6), 202.26(3), 212.0515(7), 212.07(1)(b), 212.08(5)(b)4., (7), 212.11(5)(b), 212.12(1)(b)2., 212.17(6), 212.18(2), (3), 213.06(1), 376.70(6)(b), 376.75(9)(b), 403.718(3)(b), 403.7185(3)(b), 443.171(2), (7) FS.

LAW IMPLEMENTED: 92.525(1)(b), (3), 95.091, 125.0104, 125.0108, 201.01, 201.08(1)(a), 201.133, 201.17(1)-(5), 202.11(2), (3), (6), (16), (24), 202.17, 202.22(3)-(6), 202.28(1), 203.01, 212.02, 212.03, 212.0305, 212.031, 212.04, 212.05, 212.0501, 212.0515, 212.054, 212.055, 212.06, 212.0606, 212.07(1), (8), (9), 212.08, 212.084(3), 212.085, 212.09, 212.096, 212.11(1), (4), (5), 212.12(1), (2), (9), (13), 212.13, 212.14(5), 212.17, 212.18(2), (3), 213.235, 213.29, 213.37, 219.07, 288.1258, 376.70, 376.75, 403.717, 403.718, 403.7185, 443.036, 443.121(1), (3), 443.131, 443.1315, 443.1316, 443.171(2), (7) FS.

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DATE AND TIME: August 5, 2008, 10:00 a.m.
 PLACE: Room 442, Carlton Building, 501 S. Calhoun Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the

agency at least 48 hours before the workshop/meeting by contacting: Larry Green at (850)922-4830. 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: Kim Hancock, Operations Analyst, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-4726

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS PUBLISHED ON THE DEPARTMENT'S INTERNET SITE AT: myflorida.com/dor/rules.

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NO.: 12A-16.008
 RULE TITLE: Public Use Forms

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12A-16.008, F.A.C. (Public Use Forms), is to: (1) adopt, by reference, changes to forms used by the Department in the administration of solid waste fees and the rental car surcharge; and (2) update information on how to obtain the forms from the Department.

SUBJECT AREA TO BE ADDRESSED: The subject area of the workshop is the proposed changes to forms used by the Department in the administration of solid waste fees and the rental car surcharge.

SPECIFIC AUTHORITY: 212.17(6), 212.18(2), 213.06(1) FS.
 LAW IMPLEMENTED: 212.0606, 212.12(2), 213.235, 376.70, 403.717, 403.718, 403.7185 FS.

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

Hancock, Operations Analyst, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-4726
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS PUBLISHED ON THE DEPARTMENT'S INTERNET SITE AT myflorida.com/dor/rules.

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NO.: RULE TITLE:
 12A-19.100 Public Use Forms

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12A-19.100, F.A.C. (Public Use Forms) is to: (1) provide which version of Form DR-700016, Florida Communications Services Tax Return, is to be used to report communications services tax on services billed during the calendar year 2008; and (2) update the information on how to obtain copies of forms from the Department.

SUBJECT AREA TO BE ADDRESSED: The subject of the workshop is the adoption, by reference, of revisions to Form DR-700016, Communications Services Tax Return.

SPECIFIC AUTHORITY: 175.1015(5), 185.085(5), 202.151, 202.16(2), 202.26(3)(a), (c), (d), (e), (j), 202.27(7) FS.

LAW IMPLEMENTED: 175.1015, 185.085, 202.11(3), (10), (11), 202.12(1), (3), 202.13(2), 202.151, 202.16(2), (4), 202.17(6), 202.19(1), (7), 202.22(6), 202.27, 202.28(1), (2), 202.30(3), 202.33, 202.34(3), (4)(c), 202.35(1), (2) FS.

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

DATE AND TIME: August 5, 2008, 10:00 a.m.

PLACE: Room 442, Carlton Building, 501 S. Calhoun Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Larry Green at (850)922-4830. 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: Kim Hancock, Operations Analyst, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-4726

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DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NO.: RULE TITLE:
 12A-19.100 Public Use Forms

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12A-19.100, F.A.C. (Public Use Forms) is to adopt, by reference, revisions to Form DR-700012 (Application for Certification of Communications Services Database), and Form DR-700020 (Notification of Method Employed to Determine Taxing Jurisdiction).

Specifically, the revisions to form DR-700012, used by providers of communications services and vendors offering service address databases to apply to the Department for certification of a service address database:

- update, reorganize, and simplify the instructions for submitting a service address jurisdiction database for certification by the Department;
- advise applicants of the new information regarding errors found in the database provided by the Department after completing the testing of the applicant's database; and
- advise applicants of the requirement to submit a new application for certification of a database when there has been a material change.

Revisions to Form DR-700020 clarify which communications services providers are not required to file the form with the Department and notify it of the methods to be used for determining the local taxing jurisdiction in which service addresses are located.

SUBJECT AREA TO BE ADDRESSED: The subject of this rule development workshop is the Department's proposed changes to these forms used by the Department in the administration of the communications services tax. This rule development workshop provides an opportunity to discuss these proposed form changes with interested parties.

SPECIFIC AUTHORITY: 175.1015(5), 185.085(5), 202.151, 202.16(2), 202.26(3)(a), (c), (d), (e), (j), 202.27(7) FS.

LAW IMPLEMENTED: 175.1015, 185.085, 202.11(3), (10), (11), 202.12(1), (3), 202.13(2), 202.151, 202.16(2), (4), 202.17(6), 202.19(1), (7), 202.22(6), 202.27, 202.28(1), (2), 202.30(3), 202.33, 202.34(3), (4)(c), 202.35(1), (2) FS.

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DATE AND TIME: August 5, 2008, 10:00 a.m.

PLACE: Room 442, Carlton Building, 501 S. Calhoun Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Larry Green at (850)922-4830. 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: Janet L. Young, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-9407

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS PUBLISHED ON THE DEPARTMENT'S INTERNET SITE AT myflorida.com/dor/rules.

DEPARTMENT OF REVENUE

Miscellaneous Tax

RULE NOS.:	RULE TITLES:
12B-7.008	Public Use Forms
12B-7.026	Public Use Forms
12B-7.031	Public Use Forms

PURPOSE AND EFFECT: Effective July 1, 2008, Section 2, Chapter 2008-150, Laws of Florida, imposes a surcharge of \$1.38 per ton on the production of phosphate rock in Florida. The tax returns for remitting the taxes imposed on the severance of solid minerals, phosphate rock, or heavy minerals (Forms DR-142 and DR-142ES) have been revised to provide for the reporting of the new surcharge.

The purpose of the proposed amendments to this rule chapter is to adopt the proposed changes to the Department's tax returns that are necessary to report the new surcharge (Forms DR-142 and DR-142ES) and to clarify, simplify, and update tax returns and instructions used to report the taxes imposed on the production of oil, gas, and sulfur in Florida (Forms DR-144, DR-144ES, DR-145, and DR-145X).

In addition, changes to the rule chapter are necessary to update the information on how to obtain copies of tax returns used to report the severance taxes, surcharges, and fees from the Department.

SUBJECT AREA TO BE ADDRESSED: The subject area of the workshop is: (1) the reporting and remitting of the surcharge of \$1.38 per ton on the production of phosphate rock in Florida imposed by Section 2, Chapter 2008-150, L.O.F.; and (2) the proposed changes to the Department's existing tax returns and instructions used for reporting Florida's severance taxes.

SPECIFIC AUTHORITY: 211.075(2), 211.125(1), 211.33(6), 213.06(1), 373.41492(4)(b) FS.

LAW IMPLEMENTED: 92.525(1)(b), (2), (3), (4), 211.026, 211.075, 211.076, 212.11(1)(b), 211.125, 211.30, 211.31, 211.3103, 211.3106, 211.33, 212.11(1)(b), 212.12(2), 212.17(1)(c), 213.235(2), 213.37, 213.755(1), 373.41492 FS.

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Joe Parramore, Revenue Program Administrator I, Technical Assistance and Dispute Resolution, Department of Revenue, P.O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-4709

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DEPARTMENT OF REVENUE

Miscellaneous Tax

RULE NO.:	RULE TITLE:
12B-8.003	Tax Statement; Overpayments

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12B-8.003, F.A.C. (Tax Statement; Overpayments), is to: (1) adopt, by reference, changes to forms used by the Department in the administration of the insurance premium tax; and (2) update the information on how to obtain copies of forms from the Department.

SUBJECT AREA TO BE ADDRESSED: The subject area of the workshop is the proposed adoption of changes to forms used by the Department in the administration of the insurance premium tax.

SPECIFIC AUTHORITY: 213.06(1) FS.

LAW IMPLEMENTED: 175.041, 175.101, 175.1015, 175.111, 175.121, 175.141, 175.151, 185.02, 185.03, 185.08, 185.085, 185.09, 185.10, 185.12, 185.13, 213.05, 213.053, 213.235, 213.37, 220.183, 220.19, 220.191, 252.372, 288.99, 440.51, 443.1216, 624.11, 624.402, 624.4072, 624.4094, 624.402, 624.4621, 624.4625, 624.475, 624.501, 624.509, 624.5091, 624.5092, 624.50921, 624.510, 624.5105, 624.5107, 624.511, 624.515, 624.516, 624.518, 624.519, 624.520, 624.521, 624.601, 624.610, 626.7451(11), 627.311, 627.351, 627.3512,

627.357(9), 627.7711, 627.943, 628.6015, 629.401, 629.5011, 631.72, 632.626, 634.131, 634.313(2), 634.415(2), 636.066, 642.0301, 642.032 FS., Ch. 93-128, s. 29, 2005-280, L.O.F.

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

DATE AND TIME: August 5, 2008, 10:00 a.m.

PLACE: Room 442, Carlton Building, 501 S. Calhoun Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Larry Green at (850)922-4830. 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: Kim Hancock, Operations Analyst, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-4726

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS PUBLISHED ON THE DEPARTMENT'S INTERNET SITE AT: myflorida.com/dor/rules.

DEPARTMENT OF REVENUE

Corporate, Estate and Intangible Tax

RULE NO.:	RULE TITLE:
12C-1.051	Forms

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12C-1.051, F.A.C. (Forms), is to: (1) adopt, by reference, changes to forms used by the Department in the administration of the corporate income tax; (2) update the information on how to obtain copies of forms from the Department; (3) repeal forms F-1159 (Application for Child Care Tax Credits) and F-1159N (Instructions for Filing F-1159). The Child Care Tax Credit Program expired on June 30, 2008.

SUBJECT AREA TO BE ADDRESSED: The subject area of the workshop is the proposed changes to forms used by the Department in the administration of the corporate income tax.

SPECIFIC AUTHORITY: 213.06(1), 220.51 FS.

LAW IMPLEMENTED: 220.11, 220.12, 220.13(1), (2), 220.14, 220.15, 220.16, 220.181, 220.182, 220.183, 220.184, 220.1845, 220.185, 220.186, 220.187, 220.1895, 220.19, 220.191, 220.21, 220.211, 220.22, 220.221, 220.222, 220.23, 220.24, 220.241, 220.31, 220.32, 220.33, 220.34, 220.41,

220.42, 220.43, 220.44, 220.51, 220.721, 220.723, 220.725, 220.737, 220.801, 220.803, 220.805, 220.807, 220.809, 221.04 FS.

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

DATE AND TIME: August 5, 2008, 10:00 a.m.

PLACE: Room 442, Carlton Building, 501 S. Calhoun Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Larry Green at (850)922-4830. 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: Kim Hancock, Operations Analyst, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-4726

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS PUBLISHED ON THE DEPARTMENT'S INTERNET SITE AT: myflorida.com/dor/rules.

DEPARTMENT OF REVENUE

Corporate, Estate and Intangible Tax

RULE NO.:	RULE TITLE:
12C-2.0115	Public Use Forms

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12C-2.0115, F.A.C. (Public Use Forms), is to adopt, by reference, changes to forms used by the Department in the administration of the intangible tax.

SUBJECT AREA TO BE ADDRESSED: The subject area of the workshop is the proposed changes to forms used by the Department in the administration of the intangible tax.

SPECIFIC AUTHORITY: 199.202(2), 213.06(1) FS.

LAW IMPLEMENTED: 196.199(2), 199.135, 199.232, 199.292 FS.

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

DATE AND TIME: August 5, 2008, 10:00 a.m.

PLACE: Room 442, Carlton Building, 501 S. Calhoun Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Larry Green at (850)922-4830. 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: Kim Hancock, Operations Analyst, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-4726

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS PUBLISHED ON THE DEPARTMENT'S INTERNET SITE AT myflorida.com/dor/rules.

DEPARTMENT OF REVENUE

Property Tax Oversight Program

RULE NOS.:	RULE TITLES:
12D-10.001	Composition of Value Adjustment Board
12D-10.002	Appointment and Employment of Special Magistrates
12D-10.003	Powers, Authority, Duties and Functions of Value Adjustment Board
12D-10.004	Receipt of Taxpayer's Petition to Be Acknowledged
12D-10.0044	Uniform Procedures for Hearings; Procedures for Information and Evidence Exchange Between the Petitioner and Property Appraiser, Consistent with Section 194.032, F.S.; Organizational Meeting; Uniform Procedures to be Available to Petitioners
12D-10.005	Duty of Clerk to Prepare and Transmit Record
12D-10.006	Public Notice of Findings and Results of Value Adjustment Board

PURPOSE AND EFFECT: The purpose of these proposed rule changes is to set forth uniform procedures for hearings before value adjustment boards and their magistrates; and, to consider uniform forms related to these procedures. It is anticipated that Chapter 12D-10, Florida Administrative Code, will be substantially rewritten and that a new chapter may be created. The preliminary text of the proposed rule development will be available from the contact person listed below or from the Department's website for value adjustment board information at <http://dor.myflorida.com/dor/property/vabwb/vabws.html> on

or before July 21, 2008. General comments, questions, or suggestions about the value adjustment board process may be submitted to the Department at VAB@dor.state.fl.us.

The effect of these proposed rule changes is to provide clear, equitable, and uniform procedures for taxpayers who want to petition property tax matters to Value Adjustment Boards, including property tax assessments, denials of classifications, and denials of exemptions.

SUBJECT AREA TO BE ADDRESSED: The subject of this workshop is the property tax value adjustment board process. SPECIFIC AUTHORITY: 194.011(5), 194.034(1), 195.027(1), 213.06(1) FS.

LAW IMPLEMENTED: Ch. 2008-197, Laws of Florida, 193.122, 194.011, 194.015, 194.032, 194.034, 194.035, 194.036, 194.037, 194.301, 195.002, 195.096, 195.022, 196.011, 197.122, 200.069, 213.05 FS.

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

DATES AND TIME: Live Oak, Florida, August 6, 2008, 10:00 a.m.; Tallahassee, Florida, August 12, 2008, 10:00 a.m.

PLACE: City Hall, 101 White Avenue, South East, Live Oak, Florida.; R.A. Gray Building, Heritage Hall Auditorium, 500 South Bronough 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 2 days before the workshop/meeting by contacting: Janice Forrester, Tax Auditor IV, Property Tax Oversight Program, Department of Revenue, P. O. Box 3000, Tallahassee, Florida 32315-3000, telephone (850)922-7945, e-mail address: ForrestJ@dor.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: Janice Forrester, Tax Auditor IV, Property Tax Oversight Program, Department of Revenue, P. O. Box 3000, Tallahassee, Florida 32315-3000, telephone (850)922-7945, e-mail address: ForrestJ@dor.state.fl.us.

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."

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

RULE NO.: 40C-1.1101
 RULE TITLE: Amendments to and Releases of Regulatory Conservation Easements

PURPOSE AND EFFECT: The St. Johns River Water Management District (District) proposes to develop rules to address requests to the District to amend or release a conservation easement previously conveyed to the District for mitigation or in compliance with other regulatory requirements. The District will develop categories (and corresponding criteria) for evaluating requests for releases or amendments of regulatory conservation easements, such as (1) on-site boundary adjustments, (2) regulatory conservation easements not needed to meet regulatory requirements, (3) public projects, (4) other projects, and (5) legal errors.

SUBJECT AREA TO BE ADDRESSED: The proposed rule creates criteria in Chapter 40C-1, F.A.C., that the District will use to decide whether to agree to amend or release a conservation easement conveyed to it for mitigation or in compliance with other regulatory requirements.

SPECIFIC AUTHORITY: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.096 FS.

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

DATE AND TIME: August 14, 2008, 10:00 a.m. – 12:00 Noon

PLACE: St. Johns River Water Management District’s Jacksonville Service Center, Cypress Room, 7775 Baymeadows Way, Suite 102, Jacksonville, FL 32256

DATE AND TIME: August 21, 2008, 10:00 a.m. – 12:00 Noon

PLACE: St. Johns River Water Management District’s Altamonte Springs Service Center, Econ Room, 975 Keller Road, Altamonte Springs, FL 32714

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: Sandy Bertram, Asst. District Clerk, (386)329-4127. 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: Norma Messer, Rules Coordinator, Office of General Counsel, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177-2529, (386)329-4459, Suncom 860-4459, email nmesser@sjrwmd.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

PART XI REGULATORY CONSERVATION EASEMENTS

40C-1.1101 Amendments to and Releases of Regulatory Conservation Easements.

(1) This rule establishes the criteria that the District will use to decide whether to agree to amend or release a conservation easement conveyed to it for mitigation or in compliance with other regulatory requirements (“regulatory conservation easement”). For the District to agree to release or amend a regulatory conservation easement, the request for release or amendment must satisfy the requirements of any one of the following categories:

(a) On-site Boundary Adjustments.

1. The on-site acreage of both uplands and wetlands encumbered by conservation easement remains the same or greater; and

2. The ecological value of the final conservation easement(s) is equal to or greater than the original conservation easement.

3. On-site acreage includes only areas within the boundaries of the construction permit that required the conservation easement or the boundaries of a valid conceptual permit.

(b) Conservation Easements not needed to meet Regulatory Requirements.

1. The conservation easement was not used as mitigation for permitted impacts or otherwise to meet regulatory requirements due to the permittee not implementing the surface water management system and abandoning the permit in whole or in part for those impacts; or

2. The conservation easement encumbers an area where the mitigation has failed to meet permit conditions, despite all reasonably prudent measures being implemented to correct problems with the mitigation, and the permittee has obtained approval for alternative mitigation to offset the impacts and has implemented the alternative mitigation; or

3. The conservation easement was recorded and the permittee has not commenced construction under the permit that required the conservation easement and has obtained a permit modification approving different mitigation. In this instance, the District will release or amend the conservation easement consistent with the permit modification.

(c) Public Projects. For public projects proposed, or required to be implemented, by an entity with the power of eminent domain to condemn the conservation easement, the District will negotiate for a voluntary release of the conservation easement under the following terms and conditions:

1. The entity making the request must provide an analysis that demonstrates the proposed public project cannot practicably be located in a manner that will avoid the conservation easement.

2. To the greatest extent practicable, the proposed public project must be located within the conservation easement area:

a. Adjacent to or within existing utility rights-of-way, along the boundary of the conservation easement area, or adjacent to or within existing firelines or roadways;

b. To avoid wetlands or uplands that are used by listed wildlife species as defined in subsection 40C-4.021(20), F.A.C.;

c. To avoid a plant community that has been classified as three (3) or lower in the Florida Natural Areas Inventory; and

d. To minimize impacts to wetlands and other surface waters.

3. In exchange for the release, the entity making the request must provide the District with a conservation easement having comparable terms over other lands within the same drainage basin which have equivalent ecological and monetary value to the area being released.

a. To establish the relative ecological values of the two parcels, the District will determine the reduction in mitigation value of the existing conservation easement that would occur if the request were approved, and the mitigation value of the land area proposed for exchange, using the Uniform Mitigation Assessment Method (UMAM) in Chapter 62-345, F.A.C.

b. To establish monetary values, the District will obtain appraisals for the parcels to be exchanged and compare the value of the conservation easements on the two parcels. The applicant will pay the District for the cost of the appraisals and all associated costs. The cost of measures taken to reduce impacts shall be considered as part of the value in the exchange.

c. The District will not accept an exchange parcel which must be enhanced or otherwise modified to provide equivalent ecological value to the conservation easement being released; and

d. For conservation easements that also served as mitigation for permits issued by the U.S. Army Corps of Engineers under section 404 of the Clean Water Act or section 10 of the Rivers and Harbors Act, the District will provide notice and an opportunity to comment or object to the release to Jacksonville District, U.S. Army Corps of Engineers. The District will consider any comments or objections from the Corps of Engineers when making the final decision to release such a conservation easement.

(d) Other Projects.

1. When the District is subject to, and determines it may not prevail in, a non-frivolous suit for a way of necessity, the District will apply the same criteria as stated in the category entitled public projects to negotiate a release.

2. For requests to release less than 1000 square feet of wetlands and/or less than 2,500 square feet of uplands, the District will release the conservation easement in exchange for credits from a mitigation bank with an equivalent mitigation value, but no less than 0.01 credits, or participation in a

government sponsored regional off-site mitigation area (ROMA), located within the same drainage basin as the area to be released from the conservation easement. When the District determines that a conservation easement was originally intended to prevent direct impacts or secondary impacts associated with docks, piers, boardwalks, or bulkheads, the District will agree to amend the easement to allow for specific activities other than docks, piers, boardwalks and bulkheads, but will not release the conservation easement.

3. For requests that do not qualify under any other provision in this rule, the District will consider proposals to exchange the conservation easement for a parcel shown on the District's Land Acquisition map as a potential acquisition and that meets the following requirements:

a. The land interest being provided as compensation must be within the same drainage basin and must have equivalent or greater monetary value and substantially greater ecological value that the area being released. To establish monetary values, the District will obtain appraisals for the parcels to be exchanged and compare the value of the conservation easements on the two parcels. The applicant will pay the District for the cost of the appraisal and all associated costs. To establish the relative ecological values of the two parcels, the District will determine the reduction in mitigation value of the existing conservation easement that would occur if the request were approved, and the mitigation value of the land area proposed for exchange, using the Uniform Mitigation Assessment Method (UMAM) in Chapter 62-345, F.A.C.

b. Any land interest provided to the District as compensation for the release of the conservation easement can not be used as mitigation for regulated wetland impacts other than the original impacts being mitigated by the conservation easement to be released.

c. The proposed land interest exchange would need to meet existing District requirements for land acquisition and management. The District land acquisition and management staff will review the proposed exchange to determine whether the land being offered can be managed to maintain the water resources values of the land.

d. The District will provide the Corps of Engineers with notice and an opportunity for comment prior to making a decision to release any conservation easement that also served as mitigation for a Corps permit. Any comment or objection by the Corps will be considered when the District makes the final decision regarding the release.

(e) Legal Errors. The District will agree to the release or amendment of a conservation easement when a release or amendment is necessary to correct legal errors or to conform the easement with the requirements of applicable permit conditions. Examples of such errors include: where the easement encumbers an entire subdivision rather than only those areas required to be encumbered by District permit; the legal description of the recorded conservation easement is

legally incorrect; the conservation was conveyed by an entity that did not have sufficient legal interest; or the language of the conservation easement is inconsistent with the permit that by condition requires the easement to include certain provisions or specifically allows for certain activities.

(2) Notice.

(a) Except as otherwise provided in this section, for any release of conservation easement for a parcel greater than 1000 square feet, the person requesting the release must provide the District with the names and addresses of all persons who own property abutting the conservation easement area proposed to be released or amended. In addition, the District shall provide notice to all persons who were "interested persons" regarding the permitting of the project which resulted in the conservation easement. An "interested person" is a person, other than the applicant, that requested notice of agency action regarding a specific permit application. The District shall provide notice by U. S. Mail, or e-mail when an e-mail address is available and provide a two-week comment period before taking action.

(b) However, even if a request for release of conservation easement exceeds 1000 square feet, notice of receipt of the request will not be given in instances where (1) the conservation easement was not used as mitigation for permitted impacts due to the permittee not implementing any of the impacts and abandoning the permit for those impacts; (2) the mitigation has failed to meet permit conditions, despite all reasonably prudent measures being implemented to correct problems with the mitigation and the permittee has obtained approval for alternative mitigation to offset the impacts and has implemented the alternative mitigation; or (3) the release is necessary to correct legal errors. Notice will be given if the request is based on a partial abandonment of the permit.

Specific Authority 373.044, 373.113 FS. Law Implemented 373.096 FS. History--New _____.

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 Southwest Florida Water Management District (District) proposes to amend the definition of listed species in its rules governing the issuance of environmental resource permits (ERP) to update the rule references concerning listed wildlife and plant species, and to specifically reference the bald eagle, which is protected under a federal statute known as the Bald and Golden Eagle Protection Act. Under the District's existing rules, the bald eagle is included in the definition of listed species by reference to a previous Florida Fish and Wildlife Conservation Commission (FWC) rule identifying threatened species. However, the FWC has recently amended its rules, effective May 15, 2008, such that the bald eagle is no longer classified as a threatened

species by the FWC. Specifically, the District proposes to amend the definition of listed species in Section 1.7.23 of the Environmental Resource Permitting Information Manual Part B, Basis of Review, Environmental Resource Permit Applications with the Southwest Florida Water Management District (BOR). Appendix 5 of the BOR will also be amended to include the bald eagle under a new category (other) and remove it from the category of threatened species. If these amendments are adopted, the protections afforded by the District's rules to wildlife species that are now classified as endangered, threatened or species of special concern would continue to be afforded the bald eagle.

SUBJECT AREA TO BE ADDRESSED: The proposed rules amend the definition of listed species in Section 1.7.23 of the Environmental Resource Permitting Information Manual Part B, Basis of Review, Environmental Resource Permit Applications within the Southwest Florida Water Management District (BOR). The proposed rules will remove the bald eagle from the category of threatened species in Appendix 5 of the BOR and include it under a new category.

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, 373.4135, 373.4136, 373.414, 373.4144, 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: H. Clark Hull, Jr., Environmental Resource Permitting Director, Southwest Florida Water Management District, 2379 Broad Street, Brooksville, Florida 34604-6899, (352)796-7211 or 1(800)423-1476. Email clark.hull@swfwmd.state.fl.us

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, ~~_____ May 20, 2008~~. This document is available from the District upon request.

(2) through (5) 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, 373.4135, 373.4136, 373.414, 373.4144, 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, 7-22-03, 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(1), 9-25-07(4), 11-26-07, 5-12-08, 5-20-08, 6-22-08,_____.

ENVIRONMENTAL RESOURCE PERMITTING
INFORMATION MANUAL
PART B, BASIS OF REVIEW

CHAPTER ONE – INTRODUCTION

1.7 EXPLANATION OF TERMS

1.7.1 – 1.7.22 No change.

1.7.23 “Listed Species” – Those animal species which are endangered, threatened or of special concern and are listed in Rules 68A-27.003 (as amended December 13, 2003), 68A-27.004 (as amended May 15, 2008), and 68A-27.005 (as amended November 8, 2007) ~~39-27.003, 39-27.004, and 39-27.005~~, F.A.C.; the Bald Eagle (*Haliaeetus leucocephalus*), which is protected under the Bald and Golden Eagle Protection Act (16 U.S.C. 668-668d); and those plant species listed in 50 Code of Federal Regulation 17.12 (as amended August 28, 2007), when such plants are found to be located in a wetland or other surface water.

1.7.24 – 1.7.41 No change.

APPENDIX FIVE

LISTED WILDLIFE SPECIES THAT ARE AQUATIC OR WETLAND DEPENDENT AND THAT USE UPLAND HABITATS FOR NESTING OR DENNING

Fishes

No change.

Reptiles

No change.

Birds

Endangered

No change.

Threatened

Charadrius alexandrinus tenuirostris (southeastern snowy plover)

Charadrius melodus (piping plover)

Columba leucocephalus (white-crowned pigeon)

Grus canadensis pratensis (Florida sandhill crane)

~~Haliaeetus leucocephala (bald eagle)~~

Picoides borealis (red-cockaded woodpecker) ONLY IN LEE, COLLIER AND CHARLOTTE COUNTIES.

Sterna antillarum (least tern)

Sterna dougallii (roseate tern)

Polyborus plancus audubonii (Audubon's crested caracara)

Species of Special Concern

No change.

Other

Haliaeetus leucocephalus (bald eagle)

Mammals

No change.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Alcoholic Beverages and Tobacco

RULE NO.:

RULE TITLE:

61A-3.0535

Calculation of Quota License

Transfer Fees

PURPOSE AND EFFECT: This rule explains how to calculate the transfer fee for a quota license.

SUBJECT AREA TO BE ADDRESSED: The new rule will address the method for calculating the transfer fee for a quota license.

SPECIFIC AUTHORITY: 561.11(1) FS.

LAW IMPLEMENTED: 565.32(3)(a) FS.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Cecelia D. Jefferson, (850)921-8963. 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: Cecelia D. Jefferson, Office of the General Counsel, 1940 North Monroe Street, Suite 42, Tallahassee, FL 32399

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

Division of Hotels and Restaurants

RULE NOS.:

RULE TITLES:

61C-1.001

Definitions

61C-1.002

Licensing and Inspection

Requirements

61C-1.0021

Administrative Actions and

Enforcement

61C-1.004

General Sanitation and Safety

Requirements

PURPOSE AND EFFECT: The proposed rule development will update the rule to reflect changes made to Chapter 509, F.S., by Laws of Florida Chapter 2008-055. The proposed rule will also update specific requirements in the rule for consistency with the 2001 Food Code, as adopted by the division; update forms incorporated by reference; improve readability under the plain language initiative; and ensure accurate and consistent terms throughout the rule.

SUBJECT AREA TO BE ADDRESSED: The proposed rule development addresses changes to Chapter 509, F.S., resulting from Laws of Florida Chapter 2008-055. The proposed rule also addresses definitions, forms incorporated by reference; and a general update of the rule language to improve readability and ensure accurate and consistent terms throughout the rule.

SPECIFIC AUTHORITY: 509.032, 509.241 FS.

LAW IMPLEMENTED: 213.0535, 509.032, 509.091, 509.215, 509.221, 509.241, 509.251, 509.261, 559.79 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 NOT AVAILABLE.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NOS.:	RULE TITLES:
61C-3.001	Sanitation and Safety Requirements
61C-3.002	Consumer Protection Requirements

PURPOSE AND EFFECT: The proposed rule development will update the rule to reflect changes made to Chapter 509, F.S., by Laws of Florida Chapter 2008-055. The proposed rule will also update forms incorporated by reference; improve readability under the plain language initiative; and ensure accurate and consistent terms throughout the rule.

SUBJECT AREA TO BE ADDRESSED: The proposed rule development addresses changes to Chapter 509, F.S., resulting from Laws of Florida Chapter 2008-055. The proposed rule also addresses forms incorporated by reference and a general update of the rule language to improve readability and ensure accurate and consistent terms throughout the rule.

SPECIFIC AUTHORITY: 509.032 FS.

LAW IMPLEMENTED: 509.032, 509.201, 509.2015, 509.211, 509.2112, 509.221 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 NOT AVAILABLE.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NOS.:	RULE TITLES:
61C-4.010	Sanitation and Safety Requirements
61C-4.0161	Mobile Food Dispensing Vehicles and Theme Park Food Carts

PURPOSE AND EFFECT: The proposed rule development will update the rule to reflect changes made to Chapter 509, F.S., by Laws of Florida Chapter 2008-055. The proposed rule will also update specific requirements in the rule for consistency with the 2001 Food Code, as adopted by the division; improve readability under the plain language initiative; and ensure accurate and consistent terms throughout the rule.

SUBJECT AREA TO BE ADDRESSED: The proposed rule development addresses changes to Chapter 509, F.S., as a result of Laws of Florida Chapter 2008-055. The proposed rule will also provide a general update of the rule language to improve readability and ensure accurate and consistent terms throughout the rule.

SPECIFIC AUTHORITY: 509.032 FS.

LAW IMPLEMENTED: 509.032, 509.035, 509.211, 509.215, 509.221 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 NOT AVAILABLE.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Electrical Contractors' Licensing Board

RULE NO.: 61G6-7.001
 RULE TITLE: Specialty Electrical Contractors

PURPOSE AND EFFECT: The Board proposes to the rule amendment to update the scope of practice of limited energy systems specialty contractors.

SUBJECT AREA TO BE ADDRESSED: The scope of practice of limited energy systems specialty contractors will be updated.

SPECIFIC AUTHORITY: 489.511(5) FS.

LAW IMPLEMENTED: 489.503(14), 489.505(19), 489.511(5) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Anthony Spivey, Executive Director, Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G6-7.001 Specialty Electrical Contractors.

The following types of specialty electrical contractors may apply to be certified under the provisions of Part II, Chapter 489, F.S., and Chapter 61G6-5, F.A.C., above. In order to be admitted to a specialty contractor examination, the person must show 6 years of comprehensive training, technical education, or broad experience on the type of electrical or alarm system work for which certification is desired.

(1) through (3) No change.

(4) Limited Energy Systems Specialty. The scope of certification of a limited energy systems specialty contractor includes the installation, repair, fabrication, erection, alteration, addition to, or design of electrical wiring, fixtures, appliances, thermostats, apparatus, raceways, conduit, and fiber optics (transmission of light over stranded glass) or any part thereof not to exceed ~~98~~ ⁷⁷ volts, when those items are for the purpose of transmitting data, proprietary video (satellite systems which are not part of a community antenna television, cable television, or radio distribution system), radio frequency, central vacuum, or electric locks, data distribution networks, home theater systems, surround sound systems, public address systems or telephone systems.

(a) through (b) No change.

(5) No change.

Specific Authority 489.511(5) FS. Law Implemented 489.503(14), 489.505(19), 489.511(5) FS. History--New 1-2-80, Amended 7-29-84, 10-14-84, Formerly 21GG-7.01, Amended 2-23-86, 12-24-87, 6-21-89, 3-3-92, Formerly 21GG-7.001, Amended 1-28-96, 12-25-96, 6-11-97, 12-24-97, 7-19-98, 10-7-99, 2-17-00, 4-30-01, 4-30-03, 9-16-07,_____.

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.: 62-341.417
 RULE TITLE: General Permit for Construction, Alteration or Maintenance of Boat Ramps and Associated Accessory Docks

PURPOSE AND EFFECT: The Department proposes to amend an existing noticed general environmental resource permit under Part IV of Chapter 373, F.S., for boat ramps and accessory docks. The amendments will conform the general permit with the requirements of Section 373.118(5), F.S. (as amended by Chapter 2005-158, Laws of Florida), including authorizing certain upland improvements associated with a boat ramp facility that is constructed, operated, and maintained by a governmental entity, provided the ramp and associated facilities remain open to the general public for the life of the facility. The amendments also will make the general permit more useable by expanding the geographical area where boat ramps can be constructed, altered, operated, and maintained.

A Notice of Development of Rulemaking was originally published on August 5, 2005, in the Department's Internet noticing site at www.dep.state.fl.us/. Nine public workshops were noticed and held in 2006 through 2007. Because the last workshop notice was published over one year ago, the Department is re-noticing this Notice of Rule Development to provide notice to the public that the Department is moving forward with this rulemaking.

SUBJECT AREA TO BE ADDRESSED: Amendments to the existing noticed general environmental resource permit in Rule 62-341.427, F.A.C., for boat ramp facilities.

SPECIFIC AUTHORITY: 373.026(7), 373.043, 373.118(1), 373.406(5), 373.414(9), 373.418, 403.805(1) FS.

LAW IMPLEMENTED: 373.118(1), 373.118(5), 373.406(5), 373.413, 373.414(9), 373.416, 373.418, 373.426 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: Ann Lazar, Environmental Supervisor, Department of Environmental Protection, Office of Submerged Lands and Environmental Resources at 2600 Blair Stone Road, MS 2500, Tallahassee, FL 32399-2400, by e-mail at ann.lazar@dep.state.fl.us, or at (850)245-8495. Draft rule text and further information and updates on development of this rule also may be obtained from the Department’s Internet site at: <http://www.dep.state.fl.us/water/wetlands/erp/rules/rulestat.htm>. (OGC No. 05-1659)

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

DEPARTMENT OF JUVENILE JUSTICE

Staff Training

RULE NOS.:	RULE TITLES:
63H-1.001	Purpose and Scope
63H-1.002	Definitions
63H-1.003	Authorized Levels of Response
63H-1.011	Rehired Employee Training

PURPOSE AND EFFECT: The amendments clarify the purpose and scope, and refine the definitions of “facility” and “program”, so that day treatment and facility-based conditional release will be deemed “facilities”, while community-based conditional release will be deemed “programs”. A form is updated, and the threshold for a level 2 response is clarified to require a specified safety risk. The rule section governing authorized response is also amended to reflect the current use of trauma-informed care as a guiding principle. Training requirements for rehired staff are amended.

SUBJECT AREA TO BE ADDRESSED: The amended rule clarifies the purpose and scope, makes necessary changes to definitions, updates a form, and clarifies the authorized level of response for the department’s verbal and physical intervention techniques. The amended rule also changes the training requirements for rehired staff.

SPECIFIC AUTHORITY: 985.64, 985.645 FS.

LAW IMPLEMENTED: 985.645 FS.

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

DATE AND TIME: Tuesday, August 5, 2008, 10:00 a.m.

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

For participation by telephone contact: John Milla at (850)921-4129

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: John Milla, 2737 Centerview Dr., Ste. 3200, Tallahassee, FL 32399-3100, e-mail: john.milla@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 Massage

RULE NO.:	RULE TITLE:
64B7-32.003	Minimum Requirements for Board of Massage Therapy Approval

PURPOSE AND EFFECT: The Board proposes the rule amendment to address course of study and classroom hour requirements.

SUBJECT AREA TO BE ADDRESSED: Minimum Requirements for Board of Massage Therapy approval.

SPECIFIC AUTHORITY: 480.035(7) FS.

LAW IMPLEMENTED: 480.033(9), 480.041(1)(b) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Pamela King, Executive Director, Board of Massage Therapy/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

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

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.:	RULE TITLE:
64B16-26.103	Continuing Education Credits; License Renewal; Consultant Pharmacist License Renewal; Nuclear Pharmacist License Renewal

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify the requirements for continuing education credits and license renewal.

SUBJECT AREA TO BE ADDRESSED: Continuing Education Credits; License Renewal; Consultant Pharmacist License Renewal; Nuclear Pharmacist License Renewal.

SPECIFIC AUTHORITY: 456.033, 465.009 FS.

LAW IMPLEMENTED: 456.013(7), (9), 456.033, 465.009 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: 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 NOT AVAILABLE.

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

RULE NO.: 64B20-6.001
RULE TITLE: Continuing Education as a Condition for Renewal or Reactivation

PURPOSE AND EFFECT: The proposed rule amendment would specify attendance at a board meeting when covering in the area of ethics.

SUBJECT AREA TO BE ADDRESSED: Continuing Education as a Condition for Renewal or Reactivation.

SPECIFIC AUTHORITY: 456.013(7), 468.1135(4)(a), 468.1195(1), (3), 468.1205(1) FS.

LAW IMPLEMENTED: 456.013(7), 456.072(1), (2), 468.1195(1), (3), 468.1205(1), 468.1295(1), (2) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Pamela King, Executive Director, Board of Speech Language Pathology and Audiology, 4052 Bald Cypress Way, Bin #06, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B20-6.001 Continuing Education as a Condition for Renewal or Reactivation.

(1) through (3) No change.

(4) Two hours of continuing education credit per year in the area of ethics shall be granted a licensee or certified assistant for attendance at a regularly scheduled face-to-face Board meeting. Licensees or certified assistants appearing before the Board on any disciplinary proceeding shall not be entitled to claim any continuing education credit for that particular Board meeting. Licensees must attend at least two hours of a Board meeting to be granted credit under this

section. Proof of attendance shall be documented on Form SPA 10/AHCA, entitled, Proof of Attendance, effective 3-28-95, which is incorporated by reference herein. Copies of said form shall be provided at Board meetings.

(5) Through (12) No change.

Specific Authority 456.013(7), 468.1135(4)(a), 468.1195(1), (3), 468.1205(1) FS. Law Implemented 456.013(7), 456.072(1), (2), 468.1195(1), (3), 468.1205(1), 468.1295(1), (2) FS. History–New 3-14-91, Amended 8-11-91, 5-28-92, 2-24-93, Formerly 21LL-6.001, Amended 1-31-94, 7-5-94, Formerly 61F14-6.001, Amended 3-28-95, 10-1-95, 11-20-95, 4-1-96, Formerly 59BB-6.001, Amended 7-7-98, 1-6-00, 4-4-02, 3-28-04, 5-26-05, 4-4-06, _____.

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

RULE NO.: 64B20-7.004
RULE TITLE: Citations

PURPOSE AND EFFECT: The proposed rule amendment increases the penalty imposed for each violation.

SUBJECT AREA TO BE ADDRESSED: Citations.

SPECIFIC AUTHORITY: 456.073, 456.077 FS.

LAW IMPLEMENTED: 456.077, 468.1295 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: Pamela King, Executive Director, Board of Speech Language Pathology and Audiology, 4052 Bald Cypress Way, Bin #06, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B20-7.004 Citations.

(1) through (2) No change.

(3) The following violations with accompanying fines may be disposed of by citation:

(a) Practice on an inactive license or certificate for less than six months. The fine shall be ~~\$125~~ \$50 for each month or fraction thereof of practice within a maximum fine of \$750 for each violation. (See Section 468.1295(1)(h), F.S.)

(b) Falsely certifying compliance with continuing education hours required for renewal of licensure or certification. The fine shall be \$1,000. (See Section 468.1295(1)(d), F.S.)

(c) Failure to submit to the board on an annual basis certification of testing and calibration of equipment. The fine shall be \$250. (See Section 468.1295(1)(u), F.S.)

(d) Failure to maintain and have available for inspection by the Agency certifications for the testing and calibration of any audiometric testing equipment designated by the Board covering the current year. The fine shall be \$500 ~~250~~. (See Rule 64B20-8.001, F.A.C.; Section 468.1295(1)(k), F.S.)

(e) Failure to identify the type of license under which the practitioner is practicing. The fine shall be \$500 ~~250~~. (See Section 456.072(1)(t), F.S.)

(4) through (7) No change.

Specific Authority 456.073, 456.077 FS. Law Implemented 456.077, 468.1295 FS. History—New 2-12-92, Amended 8-24-92, 11-9-92, Formerly 21LL-7.004, 61F14-7.004, 59BB-7.004, Amended 8-9-04, 8-28-07, _____.

DEPARTMENT OF HEALTH

Division of Family Health Services

RULE NO.: 64F-12.001
 RULE TITLE: General Regulations; Definitions

PURPOSE AND EFFECT: The Department proposes to review this rule section for the possibility of making changes to definitions of terms, to promulgate new definitions of terms and delete definitions of terms. This process will include but not be limited to reviewing this section for rule promulgations related to legislative changes to Chapter 499, Florida Statutes, including but not limited to changes made by the 2008 Florida legislature.

SUBJECT AREA TO BE ADDRESSED: The subject of this rule development will be the definitions of terms applicable to Chapter 64F-12, Florida Administrative Code and to Chapter 499, Florida Statutes.

SPECIFIC AUTHORITY: 499.05, 499.024, 499.025(5), 499.003(31), 499.01(6) 499.03(4), 499.0121(6), 499.0122(2), 499.014(5), 499.013(3), 499.012(12) FS.

LAW IMPLEMENTED: 499.003, 499.004, 499.005, 499.0054, 499.0057, 499.006, 499.007, 499.008, 499.009, 499.01, 499.012, 499.0121, 499.0122, 499.013, 499.014, 499.015, 499.023, 499.024, 499.025, 499.028, 499.03, 499.033, 499.035, 499.039, 499.041, 499.05, 499.051, 499.052, 499.06, 499.066, 499.067, 499.069, 499.61, 499.62, 499.63, 499.64, 499.65, 499.66, 499.67, 499.71, 499.75, 499.081 FS.

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

DATE AND TIME: Thursday, August 7, 2008, 1:00 p.m. – 4:00 p.m. EST

PLACE: Betty Easley Conference Center, 4075 Esplanade Way, Room 152, 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 2 days before the workshop/meeting by contacting: Maxine Wenzinger, 4052 Bald Cypress Way, Mail Bin C-04, Tallahassee, Florida 32399, (850)245-4292. 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: Rebecca Poston, R. Ph., Executive Director, Drugs Devices and Cosmetics Program, 4052 Bald Cypress Way, Mail Bin C-04, Tallahassee, Florida 32399, (850)245-4292

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

DEPARTMENT OF HEALTH

Division of Family Health Services

RULE NO.: 64F-12.012
 RULE TITLE: Records of Drugs, Cosmetics and Devices

PURPOSE AND EFFECT: The Department proposes to review this section for possible revisions to all records and recordkeeping requirements for Drugs, Devices and Cosmetics. This review includes but is not limited to pedigree requirements for prescription drug distributions.

SUBJECT AREA TO BE ADDRESSED: Records and recordkeeping for drugs, cosmetics and devices.

SPECIFIC AUTHORITY: 499.003, 499.05, 499.0121, 499.0122, 499.013, 499.014, 499.052 FS.

LAW IMPLEMENTED: 499.01, 499.003, 499.012, 499.0121, 499.0122, 499.013, 499.014, 499.028, 499.04, 499.041, 499.05, 499.051, 499.052, 499.06, 499.063, 499.064, 499.066, 499.067 FS.

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

DATE AND TIME: Thursday, August 7, 2008, 1:00 p.m. – 4:00 p.m. EST.

PLACE: Betty Easley Conference Center, 4075 Esplanade Way, Room 152, 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 2 days before the workshop/meeting by contacting: Maxine Wenzinger, 4052 Bald Cypress Way, Mail Bin C04, Tallahassee, Florida 32399, (850)245-4292. 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: Rebecca Poston, R. Ph., Executive Director, Drugs Devices and Cosmetics Program, 4052 Bald Cypress Way, Mail Bin C04, Tallahassee, Florida 32399, (850)245-4292

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

DEPARTMENT OF HEALTH

Division of Family Health Services

RULE NO.: 64F-12.013
 RULE TITLE: Prescription Drugs; Receipt, Storage and Security

PURPOSE AND EFFECT: The Department proposes to review this section to update the provisions as necessary. This includes but is not limited to updating this section in response to statutory changes, which may include but are not limited to changes made to Chapter 499, Part I, F.S., made by the 2008 Florida Legislature.

SUBJECT AREA TO BE ADDRESSED: Rules related to the receipt, storage and security of prescription drugs. This includes but is not limited to updating the requirements for receipt and authentication of pedigrees.

SPECIFIC AUTHORITY: 499.0121(1), 499.05 FS.

LAW IMPLEMENTED: 499.003,(31), 499.004, 499.006, 499.007, 499.0121, 499.028(6), 499.052 FS.

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

DATE AND TIME: Thursday, August 7, 2008, 1:00 p.m. – 4:00 p.m. EST

PLACE: Betty Easley Conference Center, 4075 Esplanade Way, Room 152, 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 2 days before the workshop/meeting by contacting: Maxine Wenzinger, 4052 Bald Cypress Way, Mail Bin C-04, Tallahassee, Florida 32399, (850)245-4736. 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: Rebecca Poston, R. Ph., Executive Director, Drugs Devices and Cosmetics Program, 4052 Bald Cypress Way, Mail Bin C-04, Tallahassee, Florida 32399, (850)245-4292

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

DEPARTMENT OF FINANCIAL SERVICES

Division of Worker’s Compensation

RULE NO.: 69L-6.009
 RULE TITLE: Forms and Instructions

PURPOSE AND EFFECT: To revise the following forms to comply with Section 119.071(5), F.S. (2007), that precludes an agency from requesting an individual’s social security number unless such collection conforms to the specified provisions of that statute. The following forms are revised: Form DWC 250 (Notice of Election to be Exempt), is amended to include a purpose and use statement regarding the collection of the social

security number; Form DWC 250-R (Notice of Revocation of Election to be Exempt), DWC 251 (Notice of Election of Coverage), and DWC 251-R (Revocation of Election of Coverage), are amended so that the collection of the social security number is discontinued. This amendment also makes a clerical revision to the existing rule relating to a field office address.

SUBJECT AREA TO BE ADDRESSED: Revision of Forms.

SPECIFIC AUTHORITY: 440.05(9), 440.591 FS.

LAW IMPLEMENTED: 440.05 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, August 5, 2008, 10:00 a.m.

PLACE: 104J, Hartman Bldg., 2012 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: Tasha Carter. 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: Tasha Carter, Bureau Chief, Bureau of Compliance, Division of Workers’ Compensation, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-4228, (850)413-1878

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

69L-6.009 Forms and Instructions.

(1) The following forms are hereby adopted for use in connection with these rules:

(a) DWC 250 Notice of Election to be Exempt, (eff. ~~1/08~~); and instructions for same (Instructions for Completing Notice of Election to be Exempt, (eff. ~~1/08~~).

(b) DWC 250-R Revocation of Election to be Exempt, eff. revised 2/00.

(c) DWC 251 Notice of Election of Coverage, eff. revised 2/00.

(d) DWC 251-R Revocation of Election of Coverage, eff. revised 2/00.

(e) DWC 252, Certificate of Election to be Exempt, (eff. 1/08).

(2) The forms may be obtained from the Bureau of Compliance, Division of Workers’ Compensation website at: www.fldfs.com/WC/ or from any field office, unless otherwise limited to direct issuance by the Division.

(3) The field offices of the Division of Workers' Compensation, Bureau of Compliance, are:

921 North Davis Street, Building B
Suite 250
Jacksonville, FL 32209
Telephone (904) 798-5806

1111 N. E. 25th Avenue, Suite 403
Ocala, FL 34470
Telephone (352)401-5350

2012 Capital Circle, S. E.
Suite 106402, Hartman Bldg.
Tallahassee, FL 32399-2161
Telephone (850)413-1609

3111 South Dixie Highway
Suite 123
West Palm Beach, FL 33405
Telephone (561)837-5716

610 East Burgess Road
Pensacola, FL 32504-6320
Telephone (850)453-7804

4415 Metro Parkway
Suite #300
Ft. Myers, FL 33916
Telephone (239) 938-1840

499 N.W. 70th Avenue
Suite 116
Plantation, FL 33317
Telephone (954)321-2906

Live Oak Business Center
5969 Cattlemen Lane
Sarasota, FL 34232
Telephone (941)329-1120

1313 North Tampa Street
Suite 503
Tampa, FL 33602
Telephone (813)221-6506

401 N.W. 2nd Avenue
South Tower, Suite 321
Miami, FL 33128
Telephone (305)536-0306

400 West Robinson Street
Suite N 512, North Tower
Orlando, FL 32801
Telephone (407)835-4406 or
(407)245-0896

Specific Authority 440.05(9), 440.591 FS. Law Implemented 440.05 FS. History--New 11-20-79, Amended 4-15-81, 1-2-86, Formerly 38F-6.09, Amended 5-28-91, 2-15-94, 2-2-00, 3-5-02, Formerly 38F-6.009, 4L-6.009, Amended 2-19-07, 1-7-08,_____.

Section II Proposed Rules

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

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

PURPOSE AND EFFECT: The purpose and effect of the proposed rules is to delete obsolete website.

SUMMARY: The proposed rule action will delete an obsolete website and update and revise 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: 487.042, 487.051, 570.07(23) FS.

LAW IMPLEMENTED: 487.051, 487.160 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: Mr. Bruce Nicely, Chief, Bureau of Compliance Monitoring, 3125 Conner Boulevard, Building #8, Tallahassee, Florida 32399-1650; telephone (850)488-8731

THE FULL TEXT OF THE PROPOSED RULE IS:

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

(1) No change.

(2) Permit Requirements and Procedures.

(a) Prior to applying aldicarb in this state, the licensed applicator shall obtain a permit to apply aldicarb in Florida. Permits may be obtained by filing an application for permit with the department and meeting all permit requirements. Applications shall be filed either electronically on the web site <http://www.flpesticidepermit.org> ~~http://www.temikpermit.com~~ or in hard copy by delivery of a completed Application for Permit to Apply Aldicarb (Temik), Form DACS-13317, Rev. 06/08 ~~revised 9/06~~, to the address listed on the form. For the purposes of this rule, filing means received by the department. Licensed pesticide applicators may obtain a username and password to use the electronic filing process by submitting a completed Request for Username and Password for Electronic Temik Permit Application, Form DACS-13356, Rev. 04/08 ~~revised 5/04~~, to the address listed on the form.

(b) through (d) No change.

(3) Forms.

(a) Form DACS-13317, Rev. 06/08, Application for Permit to Apply Aldicarb (Temik), ~~revised 9/06~~, hereby adopted and incorporated by reference, may be obtained from the web site <http://www.doacs.state.fl.us/onestop/aes/temik.html> ~~http://www.flaes.org~~ or from the Pesticide Certification Section, Florida Department of Agriculture and Consumer Services, 3125 Conner Boulevard, Building 8 (L29), Tallahassee, Florida 32399; telephone (850)488-3314.

(b) Form DACS-13356, Rev. 04/08, Request for Username and Password for Electronic Temik Permit Application, ~~revised 5/04~~, hereby adopted and incorporated by reference, may be obtained from the web sites <http://www.doacs.state.fl.us/onestop/aes/temik.html> ~~http://www.temikpermit.com~~ or ~~http://www.flaes.org~~ or from the Pesticide Certification Section, Florida Department of

Agriculture and Consumer Services, 3125 Conner Boulevard, Building 8 (L29), Tallahassee, Florida 32399; telephone (850)488-3314.

(4) through (6) No change.

Specific Authority 487.042, 487.051, 570.07(23) FS. Law Implemented 487.051, 487.160 FS. History--New 1-1-84, Amended 4-8-84, 5-8-85, Formerly 5E-2.28, Amended 2-9-93, 7-18-95, 9-21-98, 3-28-02, 11-8-06,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Mr. Bruce Nicely

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Mr. Anderson "Andy" Rackley

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 1, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 2, 2008

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

RULE NO.: 5E-14.142
RULE TITLE: Responsibilities and Duties – Records, Reports, Advertising, Applications

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment is to increase the pest control business license fee to the cap of \$300.00.

SUMMARY: The proposed rule amendment will increase the pest control business license fee to the cap of \$300.00.

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: 482.051 FS.

LAW IMPLEMENTED: 482.071(1), (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: Mr. Michael J. Page, Chief, Bureau of Entomology and Pest Control, 1203 Governors Square Boulevard, Suite 300, Tallahassee, Florida 32301-2961, (850)921-4177

THE FULL TEXT OF THE PROPOSED RULE IS:

5E-14.142 Responsibilities and Duties – Records, Reports, Advertising, Applications.

(1) through (4) No change.

(5) Business license application: In accordance with Section 482.071(1), F.S., the following information shall be submitted on, attached to and made a part of the Department's pest control business license application form, DACS 13605, Pest Control Business License Application, Rev. 05/08 ~~3/02~~, hereby adopted and incorporated by reference.

(a) through (g) No change.

(h) The issuance fee for each original license shall be \$300 ~~\$250~~. An applicant may request his application to be immediately expedited and processed by paying a special handling fee in the amount of \$50.

(i) The renewal fee for each original license shall be \$300 ~~\$250~~.

Specific Authority 482.051 FS. Law Implemented 482.071, 482.091, 482.161(1)(g), 482.226(1), (2), (4), (5), (6) FS. History--New 1-1-77, Amended 6-27-79, 6-22-83, 1-20-87, 10-25-90, Formerly 10D-55.142, Amended 8-11-93, 5-28-98, 4-29-02, 4-17-03, 6-2-04, 6-1-06,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Mr. Michael J. Page

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Mr. Anderson "Andy" Rackley

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 1, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 21, 2008

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-1.002
RULE TITLE: District School Budgets

PURPOSE AND EFFECT: The purpose of the rule amendment is to update the rule to accurately reflect the forms currently required for use and to reflect the current statutory authority. This action will not change district budget procedures or the transmittal of the required forms to the Commissioner.

SUMMARY: The rule is updated to incorporate updated forms and statutes.

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: 1001.01, 1010.01 FS.

LAW IMPLEMENTED: 120.55(1)(a), 1011.01, 1011.02, 1011.03 FS.

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

DATE AND TIME: August, 19, 2008, 8:30 a.m.

PLACE: 400 South Monroe Street, Room LL03, The Capitol, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Linda Champion, Deputy Commissioner for Finance and Operations, Department of Education, 325 West Gaines Street, Room 1214, Tallahassee, Florida 32399-0400, (850)245-0506

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-1.002 District School Budgets.

(1) Annual budgets for the district school board shall be prepared in a form distributed by the Commissioner, advertised, presented at a public hearing pursuant to the advertisement, adopted by the board, and submitted to the Commissioner according to the schedule set forth in Rule 6A-1.0071, F.A.C.

(2) When submitted to the Commissioner, the budget document shall be certified as official and correct by the original signature of the superintendent of schools.

(3) Forms ESE 139, District Summary Budget Checklist, ~~effective October, 1988~~, and ESE 524, Resolution Determining Revenues and Millages Levied, ~~effective October, 1988~~, are hereby incorporated by reference and made a part of this rule to become effective with the effective date of this rule. These forms may be obtained from the Administrator of the Office of Funding and Financial Reporting, Information Services and Accountability, Division of Public Schools, Department of Education, 325 West Gaines Street, The Florida Education Center, Tallahassee, Florida 32399.

Specific Authority ~~1001.01, 1010.01 229.053(4), 237.01~~ FS. Law Implemented ~~120.55(1)(a), 1011.01, 1011.02, 1011.03 237.044, 237.071, 237.084~~ FS. History—Amended 9-17-72, 2-18-74, Repromulgated 12-5-74, Amended 7-10-85, Formerly 6A-1.02, Amended 3-12-86, 10-13-88,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Link Jarrett, Funding and Financial Reporting

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Linda Champion, Deputy Commissioner for Finance and Operations

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 25, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 6, 2008

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-1.004
 RULE TITLE: Commissioner to Review Budgets

PURPOSE AND EFFECT: The purpose of the amendment is to delete references to the forms the Department’s management system no longer utilizes and to adopt updated forms. The effect is a rule which incorporates updated forms.

SUMMARY: The rule is amended to adopt updated 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: 1001.02(1), 1011.03(5) FS.

LAW IMPLEMENTED: 1011.01(3), 1011.02, 1011.03(5) FS.

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

DATE AND TIME: August 19, 2008, 8:30 a.m.

PLACE: 400 South Monroe Street, Room LL03, The Capitol, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Linda Champion, Deputy Commissioner for Finance and Operations, Department of Education, 325 West Gaines Street, Room 1214, Tallahassee, Florida 32399-0400, (850)245-0506

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-1.004 Commissioner to Review Budgets.

The Commissioner shall establish procedures and prepare plans so that the budget is reviewed by authorized representatives in his or her office.

(1) The following items are subject to approval by the Commissioner in reviewing and reporting recommendations relating to the annual school budgets:

(a) through (b) No change.

(c) Forms ESE 374, Schedule of Maturities of Indebtedness and ESE 523, Information Concerning Authorized Obligation Under Section 1011.14, ~~237.164~~, Florida Statutes, are incorporated by reference in this rule to become effective with the effective date of this rule ~~October, 1988~~. These forms may be obtained from the Administrator of the Office of Funding and Financial Reporting, Information Services and Accountability, Division of Public Schools, 325 West Gaines Street, Department of Education, Tallahassee, Florida 32399.

(d) through (e) No change.

(2) through (3) No change.

Specific Authority ~~1001.02(1), 1011.03(5) 229.053(4), 237.084(4)~~ FS. Law Implemented 1011.01(3), 1011.02, 1011.03(5) 237.031, 237.061, 237.071, 237.084 FS. History—Amended 3-26-66, 9-17-72, 2-18-74, Repromulgated 12-5-74, Amended 11-29-78, 7-10-85, Formerly 6A-1.04, Amended 10-4-88,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Link Jarrett, Funding and Financial Reporting

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Linda Champion, Deputy Commissioner for Finance and Operations

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 25, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 6, 2008

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:

6A-1.0071 Fiscal Reporting Dates

PURPOSE AND EFFECT: The purpose of the amendment is to delete references to obsolete forms previously included in school districts' annual financial reports to the Commissioner and which were a part of the forms management system formerly used in the Department. The effect is a rule which incorporates updated forms for reporting purposes.

SUMMARY: The rule is amended to adopt updated 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: 1001.02(1), 1010.20, 1011.60(1), (5) FS.

LAW IMPLEMENTED: 200.065, 1011.01(3), 1011.03(5), 1011.60(1), (5) FS.

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

DATE AND TIME: August 19, 2008, 8:30 a.m.

PLACE: 400 South Monroe Street, Room LL03, The Capitol, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Linda Champion, Deputy Commissioner for Finance and Operations, Department of Education, 325 West Gaines Street, Room 1214, Tallahassee, Florida 32399-0400, (850)245-0506

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-1.0071 Fiscal Reporting Dates.

The following dates shall apply to the fiscal reporting and budgeting process of each school district.

(1) The final budget prepared under procedural steps and time intervals specified in Section 200.065, Florida Statutes, shall be transmitted to the Commissioner no later than the third business day following the day of adoption by the school board.

(2) The annual financial report and all official parts thereof must be submitted to the Commissioner no later than September 11th of each year. The annual financial report is composed of the following forms: Forms ESE 348, Report of Financial Data to the Commissioner of Education; ESE 145 Superintendent's Annual Financial Report; and ESE 904, Automated Format for Public Schools State Cost Analysis Reporting System, ~~and ESE 905, Automated Format for Public Schools Compensatory Data~~, which are incorporated by reference in this rule to become effective with the effective date of this rule October, 1988. These forms may be obtained from the Administrator of the Office of Funding and Financial Reporting, Information Services and Accountability, Division of Public Schools, Department of Education, 325 West Gaines Street, The Florida Education Center, Tallahassee, Florida 32399.

~~(3) Form ESE 079, District Quality Instruction Incentive Program Report, is hereby incorporated by reference and made a part of this rule to become effective October, 1988. A copy of Form ESE 079 may be obtained from the Administrator of Information Services and Accountability, Division of Public Schools, Department of Education, The Florida Education Center, Tallahassee, Florida 32399.~~

~~(3)(4) In the event of an emergency or when unusual circumstances exist and upon written request by the superintendent of schools, the Commissioner shall have authority to grant an extension of reporting dates not specified by statute.~~

Specific Authority 1001.02(1), 1010.20, 1011.60(1), (5) 229.053(4), 236.02(1), (5), 237.34 FS. Law Implemented ~~20.55(4)(a), 200.065, 1011.01(3), 1011.03(5), 1011.60(1), (5) 236.02(1), (5), 237.01, 237.02, 237.041, 237.061, 237.071(1), (4), 237.081(1), 237.34(1)~~ FS. History—New 9-12-72, Amended 2-13-74, 12-5-74, 5-5-75, 10-7-75, 7-22-76, 6-7-77, 1-7-81, 7-10-85, Formerly 6A-1.071, Amended 3-12-86, 10-4-88, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Link Jarrett, Funding and Financial Reporting

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Linda Champion, Deputy Commissioner for Finance and Operations

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 25, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 6, 2008

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:

6A-1.0453 Educational Program Audits

PURPOSE AND EFFECT: The purpose of the amendment is to provide consistency with the governing statutes relating to educational program audits. The effect is a rule which is consistent with governing authority.

SUMMARY: The rule is amended to ensure provisions are consistent with governing law.

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: 1001.02(1) FS.

LAW IMPLEMENTED: 1001.03(8), 1001.11(6), 1008.82, 1010.305 FS.

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

DATE AND TIME: August 19, 2008, 8:30 a.m.

PLACE: 400 South Monroe Street, Room LL03, The Capitol, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Linda Champion, Deputy Commissioner for Finance and Operations, Department of Education, 325 West Gaines Street, Room 1214, Tallahassee, Florida 32399-0400, (850)245-0506

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-1.0453 Educational Program Audits.

~~Periodic examinations and audits of the accounts and programs of each school district shall be conducted by the Auditor General or the Commissioner. The Commissioner may utilize Department auditing staff as well as program staff in the Division of Public Schools and the Division of Workforce Development, in accordance with the provisions of Section 229.565, Florida Statutes.~~

~~(1) The Commissioner may utilize staff of the Department to conduct audits of district compliance with statute and rules as requested by the Legislature or State Board of Education. Responsibility for conducting audits is hereby assigned and delegated among organizational units of the Department as follows, provided that the Commissioner shall, whenever practicable, require coordination between such units in carrying out assigned responsibilities:~~

~~(a) The Division of Public Schools shall be responsible for:~~

~~1. Examination of educational alternative and exceptional student programs to determine compliance with law and criteria established by rules of the State Board and to ensure that assigned students have been properly classified and placed.~~

~~2. Determination of the existence and comprehensiveness of the criteria based on district goals, by which the school district evaluates basic and special programs for quality, efficiency, and effectiveness.~~

~~3. Examination of the procedures for screening, identification, and assignment of instructional strategies of the Florida Primary Education Program.~~

~~4. Examination of personnel data to verify accuracy of reported data on numbers of administrators and teachers.~~

~~5. Examination of fiscal records to verify accuracy of reported costs of all basic and special programs.~~

~~(b) The Division of Workforce Development shall:~~

~~1. Examine vocational education programs/courses to:~~

~~a. Ensure that individual programs/courses use instructional objectives which are consistent with the criteria for qualification of individual courses as outlined in the publication titled, "Vocational Education Program Courses Standards," incorporated by reference in Rule 6A-6.0571, F.A.C.~~

~~b. Ensure that the grade levels of students are consistent with Rule 6A-6.065, F.A.C., and the current course code directory as required in Rule 6A-1.09441, F.A.C.~~

~~c. Ensure that each program/course is staffed by a qualified teacher as required by Rule 6A-10.035, F.A.C., in accordance with Rule 6A-1.0503, F.A.C.~~

~~d. Determine that the capability exists in the instructional setting to accomplish the program/course objectives as evidenced by adequate facilities, equipment and supplies, and instructional materials.~~

~~2. In those instances when a program is found to be out of compliance with law and criteria established by rules of the State Board of Education, an exception report shall be issued citing the program/course deficiencies. If the program/course is brought into compliance and a correction report is issued by August 1 of the following fiscal year, an FTE adjustment will not be made. However, if the program/course is not brought into compliance and a correction report not issued by August 1, the Department will make the appropriate FTE adjustments that will include all reported surveys for the previous fiscal year as appropriate.~~

~~3. Examine adult and community education programs to determine compliance with law and criteria established by rules of the State Board.~~

~~4. Determine the existence and comprehensiveness of the criteria based on district goals, by which the school district evaluates vocational education and adult general education programs.~~

~~(2) The Auditor General is responsible for:~~

~~(a) Periodically examining and evaluating programs, records and procedures in each district which requests funding under the Florida Education Finance Program.~~

~~(b) Notifying the auditee of an upcoming audit and conducting an entrance briefing to explain the purpose, scope and schedule of the audit.~~

~~(c) Scheduling an exit briefing with the auditee at the completion of the examination to discuss the findings.~~

(d) Submitting to the auditee a list of findings which may be included in the audit report. The auditee shall submit to the Auditor General, within thirty (30) days after the receipt of the list of findings, his or her written statement of explanation or rebuttal concerning all the findings, including corrective action to be taken to preclude a recurrence of all findings.

(e) Preparing a written report incorporating the response of the auditee. The audit report shall be transmitted to the Commissioner with copies to the Deputy Commissioner for Finance and Operations Planning, Budgeting and Management and the Chancellor for K-12 Public Schools Deputy Commissioner for Educational Programs. The audit report shall specifically identify instances of:

1. Errors in the reported full-time equivalent membership by program category; and
2. Improper classification or placement of individual students assigned to educational alternative or exceptional student programs.

(3) Upon receipt of an official audit report, the Deputy Commissioner for Finance and Operations Planning, Budgeting and Management shall compute the amount of adjustment to the district's allocation of state funds necessary to compensate for the errors or deficiencies noted in subsection (2). In those instances where a student has been improperly classified or placed in an exceptional student program, and in those instances where a special program fails to meet the prescribed criteria, the adjustment shall be computed on the basis of the basic program cost factor for which each student qualifies. Except for adjustments made during the fiscal year in which the discrepancies occurred adjustments shall be limited to fund allocations and no changes shall be made in full-time equivalent membership data.

(4) The Deputy Commissioner for Finance and Operations Planning, Budgeting and Management, within forty-five (45) days of receipt of an official audit report and completion of any computation of adjustments required therein, shall provide an official notice to the district school board which shall include:

- (a) A detailed analysis of the audit findings and the computation of all adjustments proposed to correct discrepancies;
- (b) A statement citing the specific law or rule upon which the finding of each discrepancy is based, and the authority under which the adjustment is to be made; and
- (c) An opportunity for the district to request a hearing, within sixty (60) days from date of the official notice, and prior to final action being taken. The district request for a hearing shall include the specific issues and schools.

(5) In the event a district notifies the Department of its desire for a hearing on the proposed adjustment, the Department shall respond within thirty (30) days, and then the Commissioner shall schedule an informal conference between all parties in an effort to explain and resolve any disputed findings and to arrive at an agreement between the Department

and the district. The conference hearing shall be held within twelve (12) months of initial request. If, however, the parties are unable to hold an informal conference or to arrive at a satisfactory agreement within twelve (12) months of the initial request and the school district wishes to proceed with a formal hearing, the Commissioner shall request the Division of Administrative Hearings of the Department of Administration to assign a hearing officer, and the Department shall proceed with the hearing in the manner prescribed by Section 120.57, Florida Statutes.

(6) Following completion of the hearing, the recommended order of the hearing examiner shall be transmitted to the State Board. The State Board shall, following examination of the recommended order, adopt a final agency order as prescribed by Section 120.57, Florida Statutes.

(7) Upon receipt of the final agency order, the Deputy Commissioner for Finance and Operations Planning, Budgeting and Management shall compute the required adjustment, if any, to the district's allocation of state funds, make the adjustment in the aforementioned funds, and notify the district of the final action.

Specific Authority 1001.02(1) ~~229.053(4)~~ FS. Law Implemented 11.45, 1001.03(8), 1001.11(6), 1008.32, 1010.305 ~~229.565(2)~~, ~~(3)~~, ~~236.081(9)(b)~~ FS. History--New 2-25-76, Amended 10-30-78, 12-7-82, 6-28-83, 11-27-85, Formerly 6A-1.453, Amended 10-31-88, 3-15-90, 1-7-97, 7-5-01,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Link Jarrett, Funding and Financial Reporting
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Linda Champion, Deputy Commissioner for Finance and Operations
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 25, 2008
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 6, 2008

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.:	RULE TITLE:
6A-1.0551	Special Qualification Salary for Elected District School Superintendents

PURPOSE AND EFFECT: The purpose of the amendment is to remove obsolete provisions and update the statutory references. The effect is a rule which is updated to reflect current governing law.

SUMMARY: The rule is amended to ensure provisions are consistent with governing law.

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: 1001.02(1) FS.

LAW IMPLEMENTED: 1001.47(4) FS.

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

DATE AND TIME: August 19, 2008, 8:30 a.m.

PLACE: 400 South Monroe Street, Room LL03, The Capitol, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Linda Champion, Deputy Commissioner for Finance and Operations, Department of Education, 325 West Gaines Street, Room 1214, Tallahassee, Florida 32399-0400, (850)245-0506

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-1.0551 Special Qualification Salary for Elected District School Superintendents.

Each elected district superintendent who completes the following described training program shall be certified eligible by the Commissioner for the annual special qualification salary authorized by Section 230.303(4), Florida Statutes.

(1) Requirements for initial special qualification certification. In order to meet initial certification requirements, each superintendent shall meet all requirements outlined below within six (6) years after first taking office; ~~provided, however, that all superintendents holding office on July 1, 1980 shall have until July 1, 1986 to complete such requirements.~~

(a) Successful completion of each of the following training institutes conducted by the Florida Association of District School Superintendents Academy for School Leaders:

1. "Core Concepts of Management for Florida School Superintendents" – 2 1/2 days.
2. "Florida School Law" – 2 days.
3. "Florida School Finance" – 2 days.
4. "Principles of Collective Bargaining" – 2 days.
5. "The School Curriculum" – 2 days (required only for superintendents not holding a degree in education from an accredited institution). Successful completion of these training institutes shall be determined by satisfactory attendance at each institute required and by the satisfactory performance on a written comprehensive examination developed from the content of the courses required in paragraph (1)(a) and administered by the Department.

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

Specific Authority 1001.02(1) ~~229.053(4)~~ FS. Law Implemented 1001.47(4) ~~230.303(4)~~ FS. History--New 5-27-81, Formerly 6A-1.551, Amended 12-3-85, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Link Jarrett, Funding and Financial Reporting

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Linda Champion, Deputy Commissioner for Finance and Operations

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 25, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 6, 2008

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-1.087
 RULE TITLE: School Board Responsible for Internal Funds

PURPOSE AND EFFECT: The purpose of the amendment is to require that written policies governing the receipt and disbursement of internal funds adopted by school districts are consistent with those required in the publication "Financial and Program Cost Accounting and Reporting for Florida Schools" as incorporated by reference in Rule 6A-1.001, F.A.C. The effect is a rule consistent with current requirements.

SUMMARY: The rule is amended to ensure consistency.
 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: 1001.02(1), 1011.07 FS.

LAW IMPLEMENTED: 1011.07 FS.

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

DATE AND TIME: August 19, 2008, 8:30 a.m.

PLACE: 400 South Monroe Street, Room LL03, The Capitol, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Linda Champion, Deputy Commissioner for Finance and Operations, Department of Education, 325 West Gaines Street, Room 1214, Tallahassee, Florida 32399-0400, (850)245-0506

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-1.087 School Board Responsible for Internal Funds.
 The school board shall be responsible for the administration and control of the internal funds of the district school system, and in connection therewith shall:

(1) Adopt written policies governing the receipt and disbursement of all internal funds consistent with requirements prescribed pursuant to Rule 6A-1.001, F.A.C., and for the accounting for property pursuant to Chapters ~~230, 235 and~~ 274, Florida Statutes.

(2) Provide for an annual audit of internal funds by a person certified by the state board of accountancy as a certified public accountant ~~or a public accountant~~, or qualified internal auditing staff employed by the board. The auditor shall submit a signed, written report to the school board covering internal funds which shall include any notations of any failure to comply with requirements of Florida Statutes, state board of education regulations and policies of the school board, and commentary as to financial management and irregularities. Such audit shall be presented to the school board while in session and filed as a part of the public record.

Specific Authority 229.053(1), 237.02(4) FS. Law Implemented 237.02(4) FS. History—Amended 4-11-70, 9-17-72, 10-31-74, Repromulgated 12-5-74, Amended 3-24-75, Formerly 6A-1.87, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Link Jarrett, Funding and Financial Reporting

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Linda Champion, Deputy Commissioner for Finance and Operations

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 25, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 6, 2008

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-1.09401 RULE TITLE: Student Performance Standards

PURPOSE AND EFFECT: The purpose of this amendment is to make revisions to the Sunshine State Standards math access points for students with significant cognitive disabilities. These revisions are necessary based on feedback from the peer review conducted through the United States Department of Education, Office of Special Education Programs (OSEP), related to the alternate assessment for students with significant cognitive disabilities. The effect of these revisions will be standards that are aligned and address the recommended changes.

SUMMARY: This rule is amended to incorporate recommendations to the Sunshine State Standards math access points for students with significant cognitive disabilities.

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: 1001.02 FS.

LAW IMPLEMENTED: 1001.03 FS.

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

DATE AND TIME: August 19, 2008, 8:30 a.m.

PLACE: 400 South Monroe Street, Room LL03, The Capitol, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Bambi Lockman, Chief, Bureau of Exceptional Education and Student Services, Florida Department of Education, 325 West Gaines Street, Room 601, Tallahassee, Florida 32399-0400, (850)245-0475

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-1.09401 Student Performance Standards.

(1) Standards to benchmark student achievement serve as guides to best practices for local curriculum designers to help schools implement school improvement strategies to raise student achievement. Beginning with the 2007-2008 school year, the reading and language arts benchmarked standards for reading and language arts referenced below in paragraph (1)(a), describe what students should know and be able to do at grade level progression. Beginning with the 2008-2009 school year, the mathematics and science benchmarked standards for mathematics and science referenced below in paragraphs (1)(b) and (c), describe what students should know and be able to do at grade level progression from kindergarten to grade 8 and for each of the mathematics content areas of: algebra, calculus, discrete mathematics, financial literacy, geometry, probability, statistics, and trigonometry, and each of the science content areas of: earth and space science, life science, physical science, and nature of science for grades 9-12. The benchmarked standards in paragraphs (1)(d)-(g) of this rule describe what students should know and be able to do at four progression levels (grades Pre-K-2, 3-5, 6-8, 9-12) in the subjects of the arts, health/physical education, foreign languages, and social studies. Sunshine State Standards for Special Diploma as incorporated by reference in paragraph (1)(h) of this rule describe what certain students with a disability should be able to do at three (3) proficiency levels (independent, supported, and participatory). Public schools shall provide appropriate instruction to assist students in the achievement of these standards. These standards and benchmarks are contained in the following publications and are hereby incorporated by reference and made a part of this rule.

(a) Sunshine State Standards – Reading and Language Arts, July 2007,

(b) Sunshine State Standards – Mathematics, 2008 ~~2007~~,

- (c) Sunshine State Standards – Science, 2008,
- (d) Sunshine State Standards – Social Studies, 1996,
- (e) Sunshine State Standards – Foreign Languages, 1996,
- (f) Sunshine State Standards – The Arts, 1996, and
- (g) Sunshine State Standards – Health/Physical Education, 1996, and

(h) Sunshine State Standards for Special Diploma, 1999.

Copies of these publications may be obtained from the Division of Public Schools, Department of Education, 325 West Gaines St., Tallahassee, Florida 32399-0400.

(2) Each district school board shall incorporate the Sunshine State Standards contained herein into the district Pupil Progression Plan.

(3) The Sunshine State Standards shall serve as the basis for statewide assessments.

Specific Authority 1001.02 FS. Law Implemented 1001.03 FS. History–New 6-18-96, Amended 9-28-99, 3-1-07, 7-25-07, 11-25-07, 4-14-08,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Bambi Lockman, Chief, Bureau of Exceptional Education and Student Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Dr. Frances Haithcock, Chancellor, K-12 Public Schools

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 3, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 6, 2008

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.:	RULE TITLE
6A-1.094221	Alternative Standardized Reading Assessment and Use of Student Portfolio for Good Cause Promotion

PURPOSE AND EFFECT: The purpose of this rule revision is to provide guidance relating to the statewide public school student progression law eliminating social promotion, by removing the FCAT Norm Referenced Test (NRT) as an alternative assessment good cause exemption for students scoring at Level 1 on the grade three Florida Comprehensive Assessment Test (FCAT) in Reading. Since the original rule adoption, the FCAT Norm Referenced Test (NRT) has been eliminated from the FCAT assessment program. The effect of this rule revision will be that students who score at Level 1 on the grade three FCAT Reading may be promoted to grade four if an acceptable level of performance is demonstrated on the alternative assessment, (SAT-9 or SAT-10) or using a student portfolio.

SUMMARY: Relating to the statewide public school student progression law eliminating social promotion, students who score at Level 1 on the grade three Florida Comprehensive Assessment Test (FCAT) in Reading may be promoted to grade four if the student demonstrates an acceptable level of performance on the Reading SAT-9 or Reading SAT-10 alternative assessment or through a student portfolio that demonstrates the student’s mastery of the Sunshine State Standards in reading equal to at least a Level 2 performance on the grade three FCAT Reading.

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: 1008.25(8)(b) FS.

LAW IMPLEMENTED: 1008.25(6)(b)3. FS.

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

DATE AND TIME: August 19, 2008, 8:30 a.m.

PLACE: 400 South Monroe Street, Room LL03, The Capitol, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Evan Lefsky, Executive Director, Office of Just Read, Florida, Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-1.094221 Alternative Standardized Reading Assessment and Use of Student Portfolio for Good Cause Promotion.

(1) Pursuant to Section 1008.25(6), F.S., relating to the statewide public school student progression law eliminating social promotion, students who score at Level 1 on the grade three Florida Comprehensive Assessment Test (FCAT) Reading may be promoted to grade four if the student demonstrates:

(a) An acceptable level of performance on the ~~FCAT Norm Referenced Test (NRT) in Reading~~ or the Reading SAT-9 or Reading SAT-10 alternative assessment; or

(b) Reading on grade level as evidenced through mastery of the Sunshine State Standards in reading equal to at least Level 2 performance on the grade three FCAT Reading.

~~(2) The acceptable levels of performance on the alternative assessment for grade three are as follows:~~

~~(a) To promote a student using the grade three FCAT NRT in Reading as an alternative assessment good cause exemption, the grade three student scoring at Level 1 FCAT Reading must score at or above the 45th percentile on the grade three FCAT NRT in Reading.~~

~~(2)(b)~~ To promote a student using the SAT-9 or SAT-10 as an alternative assessment good cause exemption, the grade three student scoring at Level 1 on FCAT Reading must score at or above the 51st percentile on the SAT-9 or at or above the 45th percentile on the Reading SAT-10. The SAT-9 or SAT-10 may only be administered one (1) time.

~~(c) The earliest the alternative assessment may be administered for student promotion purposes is following the receipt of the grade three student FCAT Reading scores or during the last two (2) weeks of school, whichever occurs first.~~

(3) No change.

Specific Authority 1008.25(8)(b) FS. Law Implemented 1008.25(6)(b)3. FS. History--New 5-19-03, Amended 7-20-04, 3-24-08,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Melinda Webster, Elementary Reading Specialist, Just Read, Florida!

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Evan Lefsky, Executive Director, Office of Just Read, Florida!

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 26, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 13, 2008

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-6.05271
 RULE TITLE: Use of Reasonable Force by School Personnel

PURPOSE AND EFFECT: In accordance with Section 1012.75, Florida Statutes, the State Board of Education shall adopt rules that outline administrative standards for the use of reasonable force by school board personnel to maintain a safe and orderly learning environment. The effect of the proposed rule will be consistency in administrative standards for the use of reasonable force by school board personnel.

SUMMARY: This proposed rule is to establish the standards which define the use of reasonable force by school personnel.

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: 1012.75(2) FS.

LAW IMPLEMENTED: 1003.32(1)(j), 1006.11(1), 1012.75(2) FS.

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

DATE AND TIME: August 19, 2008, 8:30 a.m.

PLACE: 400 South Monroe Street, Room LL03, The Capitol, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Marian W. Lambeth, Chief, Professional Practices Services, K-12 Public Schools, Department of Education, 325 West Gaines Street, Suite 224-E, Tallahassee, Florida 32399-0400, (850)245-0438

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-6.05271 Use of Reasonable Force by School Personnel.

(1) Reasonable Force is defined as appropriate physical response necessary to maintain a safe and orderly learning environment. Reasonable Force should be limited to the minimal force necessary to prevent undue harm or injury to the student(s) or others or significant damage to property. Reasonable Force should not be used as an instrument for the educator's anger or frustration with a situation or student(s) and if possible should be used in a way that does not unduly impugn the dignity of the student(s).

(2) The use of reasonable force on a student or students is permitted to protect the student(s) and others from:

- (a) Conditions harmful to learning,
- (b) Conditions harmful to students' mental health,
- (c) Conditions harmful to students' physical health,
- (d) Conditions harmful to safety,
- (e) Harm and/or injury, and/or
- (f) The significant damage of property

(3) Reasonable Force should not be excessive, cruel, or unusual in nature. When administered, reasonable force should be used with consideration of the following:

- (a) Severity of offense(s) that elicited the use of force,
- (b) Size and physical abilities of all parties,
- (c) Mental and psychological abilities of the student(s),
- (d) Patterns of behavior exhibited by the student(s) that precipitated the use of force,
- (e) Potential dangers, physical and others, for using force,
- (f) Availability of assistance to control the situation without force, and
- (g) Preventative or defusing action(s) taken prior to use of physical force.

(4) While use of reasonable physical force is permitted, alternatives should be attempted, if circumstances permit.

(5) Use of Reasonable Force should cease upon the restoration of a safe and orderly learning environment.

(6) Nothing in this rule should be construed as addressing state or local school board policy on corporal punishment.

(7) The use of force in an act or act(s) of self-defense should not be confused with the use of reasonable force as described herein.

(8) Restraint and seclusion techniques shall only be used when the student presents an imminent danger to himself or herself or others, or significant damage to property, and other less restrictive interventions have not or will not prevent danger or harm.

Specific Authority 12012.75(2) FS. Law Implemented 1003.32(1)(j), 1006.11(1), 1012.75(2) FS. History--New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Marian W. Lambeth, Chief, Professional Practices Services,
K-12 Public Schools

NAME OF AGENCY HEAD WHO APPROVED THE
PROPOSED RULE: Dr. Frances Haithcock, Chancellor, K-12
Public Schools

DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: July 9, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: February 29, 2008

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-6.0573 RULE TITLE: Industry Certification Process

PURPOSE AND EFFECT: The purpose of this rule is to establish a process for creating and maintaining the "Comprehensive Industry Certification List" and "Industry Certification Funding List" relative to the Career and Professional Academy Act, pursuant to Section 1003.492(2), Florida Statutes.

SUMMARY: The rule establishes a process for adopting the "Comprehensive Industry Certification List," sets a date certain for publication of the "Comprehensive Industry Certification List," provides the criteria and process for funding the Bonus FTE, creates a process for school districts to register as Career and Professional Academies, and provides performance criteria.

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: 1003.492(2) FS.

LAW IMPLEMENTED: 1003.491, 1003.492, 1003.493 FS.

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

DATE AND TIME: August 19, 2008, 8:30 a.m.

PLACE: 400 South Monroe Street, Room LL03, The Capitol, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tara Goodman, Workforce Education, Department of Education, 325 West Gaines Street, Room 744, Tallahassee, Florida; (850)245-9029

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-6.0573 Industry Certification Process.

(1) Pursuant to Section 1003.492(2), Florida Statutes, Workforce Florida, Inc.'s approved list of industry certifications, which has been named the "Comprehensive Industry Certification List, April 2008" is adopted by the State Board of Education and incorporated by reference in this rule.

(2) The "Comprehensive Industry Certification List" shall be published by March 1 of each calendar year.

(3) "Industry Certification Funding List." The Department of Education shall review the approved "Comprehensive Industry Certification List" to identify program-to-certification linkages and to identify certifications deemed sufficiently rigorous academically and, thus, eligible for bonus FTE funding, pursuant to Section 1011.62(1)(q), Florida Statutes.

(a) This list will be known as the "Industry Certification Funding List," which is incorporated by reference in this rule to become effective with the effective date of this rule.

(b) To be considered for bonus funding and included on the "Industry Certification Funding List" in this paragraph, a certification shall meet the following criteria for academic rigor:

1. The certification shall be on the "Comprehensive Industry Certification List."

2. The certification shall be achievable by students in a secondary level program.

3. The certification shall require a minimum of one hundred fifty (150) hours of instruction.

4. The certification shall have been offered for at least one year in a school district.

(c) The Commissioner of Education may waive the one year requirement when failure to do so would inhibit preparation of students for emerging workforce opportunities.

(4) The Department of Education shall publish annually a final "Industry Certification Funding List," to be incorporated by reference in rule.

(a) The Department of Education shall produce annually a preliminary "Industry Certification Funding List" no later than March 15 and shall show the program-to-certification linkages for which registered career and professional academy students may be reported for bonus funding by school districts under Section 1011.62(1)(q), Florida Statutes.

(b) Following the release of a preliminary list, school districts shall be provided a period of time to request additional program-to-certification linkages prior to publication of the final "Industry Certification Funding List" for the following school year.

(c) To add a specific program-to-certification linkage to the final "Industry Certification Funding List" for the following school year, school districts offering career and professional academies under Section 1003.493, Florida Statutes, may submit requests, along with supporting documentation, to the Department of Education.

1. Supporting documentation shall include a statement of justification and other resource material to illustrate the correlation between the program standards and the certification examination competencies.

2. Requests shall be submitted no later than April 15 for inclusion on the final "Industry Certification Funding List."

3. The Department of Education shall review each request according to the above criteria and respond to the submitting school district within forty-five (45) days of receipt.

4. If the request is denied, a specific reason for denial shall be included in the response to the school district.

(5) The final "Industry Certification Funding List" for the school year shall be published no later than the July 1, preceding the beginning of the school year.

(6) Conditions for bonus FTE funding pursuant to Section 1011.62(1)(q), Florida Statutes.

(a) A school district may report a student for bonus FTE membership under the following conditions, for a maximum of one 0.3 bonus per student:

1. Student is enrolled in a registered career and professional academy.

2. Student completes a certification on the "Industry Certification Funding List."

3. The course enrollment is reported in a secondary career and technical education program which has been linked to the final "Industry Certification Funding List."

4. An industry certification may only be reported once for funding per student.

5. Student receives a high school diploma.

(b) A maximum of one certification may be reported for a course.

(c) School districts may report students who complete industry certifications during the update period allowed by the Department of Education for survey 5 after an initial submission.

(7) Registration of Career and Professional Academies. The Department of Education shall maintain a website for school districts to register career and professional academies that meet the requirements of Section 1003.493, Florida Statutes.

(a) School districts shall submit up-to-date information on each career and professional academy through a reporting window of July 15 to September 15, annually on Form ICP-1 located on the Department's web site at <http://www.fldoe.org/workforce/>. Form ICP-1 is hereby incorporated by reference to become effective with the

effective date of this rule. The required information shall include, but is not limited to, the following: academy name and school and a list of industry certifications offered to students in the academy selected from the final "Industry Certification Funding List."

(b) As part of the registration process, superintendents shall certify that each academy meets all of the requirements of Section 1003.493, Florida Statutes.

(c) Eligibility for funding under Section 1011.62(1)(q), Florida Statutes, is limited to academies registered with the Department of Education.

(d) Academies shall be registered by September 15 of the reporting year for their students to be eligible to generate bonus funding based on the completion of industry certifications.

(8) Performance Criteria.

(a) The performance criteria specified in Section 1003.493(5), Florida Statutes, shall be calculated in the following manner:

1. The denominator is the number of students in the career course who took the industry certification examination or who attempted college credit for their enrollment in the career course.

2. The numerator is the number of students in the denominator who successfully passed an industry certification on the "Industry Certification Funding List" or who earned college credit.

(b) A school district that fails to meet the performance criteria specified in Section 1003.493(5), Florida Statutes, may not offer that industry certification in the academy in the subsequent year.

(c) In the annual registration process for the academy, the school district can no longer report an industry certification that fails to meet the performance criteria in the academy and will not be eligible to receive bonus FTE for that industry certification under the requirements of Section 1011.62(1)(q), Florida Statutes.

Specific Authority 1003.492(2) FS. Law Implemented 1003.491, 1003.492, 1003.493 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Tara Goodman, Workforce Education, Department of Education

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Lucy Hadi, Chancellor, Workforce Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 7, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 4, 2008

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-20.001
 RULE TITLE: Definitions of Terms for State Student Aid Programs

PURPOSE AND EFFECT: The purpose of this proposed rule is to provide additional definitions related to state scholarship and grant programs and to make technical corrections. The effect is alignment with current Florida Statute.

SUMMARY: Additional definitions related to state scholarship and grant programs are included in the rule and technical changes are made for clarification. The Florida Legislature enacted additional scholarship and grant programs, necessitating revisions to specific 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: 295.01(4), 1001.02(1), 1009.50(1), 1009.505(5), 1009.51(1), 1009.52(7), 1009.53(3), 1009.55(2), 1009.56(1), 1009.57(1), 1009.58(2), 1009.59(4), 1009.62(4), 1009.72(7), 1009.73(1), 1009.765, 1009.77(7), 1009.89(2), 1009.891(2), 1009.95(7) FS.

LAW IMPLEMENTED: 295.01, 295.015, 295.02, 295.03, 295.04, 295.05, 1001.02, 1009.50, 1009.505, 1009.51, 1009.52, 1009.53, 1009.531, 1009.532, 1009.533, 1009.534, 1009.535, 1009.536, 1009.537, 1009.538, 1009.5385, 1009.55, 1009.56, 1009.57, 1009.59, 1009.62, 1009.631, 1009.632, 1009.633, 1009.634, 1009.72, 1009.73, 1009.77, 1009.89, 1009.891, 1009.95 FS.

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

DATE AND TIME: August 19, 2008, 8:30 a.m.
 PLACE: 400 South Monroe Street, Room LL03, The Capitol, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Theresa Antworth, Director, State Scholarship and Grant Programs, Florida Department of Education, Office of Student Financial Assistance, 1940 North Monroe Street, Suite 70, Tallahassee, Florida 32303-4759, (850)410-5185

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-20.001 Definitions of Terms for State Student Aid Programs.

These definitions apply to Rules 6A-20.001 through 6A-20.099, F.A.C.

(1) through (14) No change.

(15) Early admission student. ~~An e~~ Early admission student is a full-time college level student who is counted as FTE only by the college or university and who is responsible for payment of all fees and instructional materials.

(16) through (18) No change.

(19) Graduate student. A student who is enrolled in a degree program leading to a master's degree, doctoral degree, or any post-baccalaureate certificate at an institution of higher education, and has been classified as a graduate student by the institution.

(19) through (27) renumbered (20) through (29) No change.

(30) Returning student. Refers to all categories of students classified as renewal, reinstatement and restoration students.

(31) Satisfactory academic progress. A satisfactory rate of student course-completion determined using qualitative and quantitative measures in the institution's financial aid written measurable progress policy that complies with Title IV requirements.

(30) through (31) renumbered (32) through (33) No change.

Specific Authority 295.01(4), 1001.02(1), 1009.50(1), 1009.505(5), 1009.51(1), 1009.52(7), 1009.53(3), 1009.55(2), 1009.56(1), 1009.57(1), 1009.58(2), 1009.59(4), 1009.62(4), 1009.72(7), 1009.73(1), 1009.765, 1009.77(7), 1009.89(2), 1009.891(2), 1009.95(7) FS. Law Implemented 295.01, 295.015, 295.02, 295.03, 295.04, 295.05, 1001.02, 1009.50, 1009.505, 1009.51, 1009.52, 1009.53, 1009.531, 1009.532, 1009.533, 1009.534, 1009.535, 1009.536, 1009.537, 1009.538, 1009.5385, 1009.55, 1009.56, 1009.57, 1009.59, 1009.62, 1009.631, 1009.632, 1009.633, 1009.634, 1009.72, 1009.73, 1009.77, 1009.89, 1009.891, 1009.95 FS. History—New 12-9-86, Amended 10-15-02, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Theresa Antworth, Director, State Scholarship and Grant Programs, Office of Student Financial Assistance

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Linda Champion, Deputy Commissioner for Finance and Operations

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 26, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 3, 2008

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-20.003
 RULE TITLE: Florida Residency as a Requirement for the Receipt of State Student Aid

PURPOSE AND EFFECT: The purpose of the rule amendment is to align this rule with State Board of Education Rule 6A-10.044, Residency for Tuition Purposes. The effect reflects current statute and administrative processes.

SUMMARY: Changes are proposed to align this rule with State Board of Education Rule 6A-10.044, Residency for Tuition Purposes.

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: 1001.02(1), 1009.93(4) FS.

LAW IMPLEMENTED: 1001.02, 1009.40, 1009.93 FS.

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

DATE AND TIME: August 19, 2008, 8:30 a.m.

PLACE: 400 South Monroe Street, Room LL03, The Capitol, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Theresa Antworth, Director, State Scholarship and Grant Programs, Florida Department of Education, Office of Student Financial Assistance, 1940 North Monroe Street, Suite 70, Tallahassee, Florida 32303-4759, (850)410-5185

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-20.003 Florida Residency as a Requirement for the Receipt of State Student Aid.

(1) Students attending Florida postsecondary educational institutions shall show proof of Florida residency for purposes of establishing their eligibility to receive funds from state student financial assistance programs which specify minimum residency requirements. Such residency shall be determined in a manner consistent with the provisions of Section 1009.21, Florida Statutes, Rule 6A-10.044, F.A.C., and this rule.

(2) Students shall have established and maintained residency for a minimum of twelve (12) consecutive months immediately preceding the first day of classes for the first term of the academic year for which state aid is requested.

~~(3) Determination of student residency shall first require the determination of dependency status pursuant to the following criteria. Dependent students are those who meet the federal definition of dependent students and who are eligible to be claimed as a tax exemption by a parent whether or not they are living with the parent. Independent students are those students who are ineligible to be claimed as a tax exemption by their parents, who meet the federal definition of independent students, and who have gained independent status as bona fide self supporting students.~~

(4) Dependent students, regardless of age, shall be considered to have the residence of either parent.

~~(5) A parent is defined as a natural parent, a legal adoptive parent, a legal guardian, or an adult relative if the student has lived with the adult relative for the past five (5) years during which time the relative has exercised day-to-day care, supervision, and control of the student.~~

~~(3)(6) Students who claim Florida residency shall sign a statement attesting to the fact that they have been a bona fide resident for purposes other than education for the required time as specified in subsection 6A-20.003(2), F.A.C. The statement shall be a part of the application for state student aid programs. Institutions shall be responsible for determining the students' residency status.~~

~~(7) Non Florida resident students shall remain so classified for the duration of the enrollment unless the institution determines that the student has become a Florida resident pursuant to this rule on the basis of sufficient proof provided by the student.~~

~~(8) The residency of a married student is determined by the residency of the student, not by the residency of the student's spouse.~~

~~(9) A student classified as a Florida resident who subsequently established residence in another state, shall retain status as a Florida resident for student aid purposes for one (1) year after the date residency in another state began.~~

~~(10) Active duty members of the armed services of the United States stationed in this state, their spouses, and dependent children shall be considered residents.~~

~~(11) Full time instructional and administrative personnel employed by the state public schools, community colleges, institutions of higher education, and other state supported institutions as defined in Section 1012.01, Florida Statutes, and their spouses and dependent children shall be considered residents.~~

~~(4)(12) Individuals exempted from Florida residency requirements in Section 1009.21, Florida Statutes, shall be exempt for the purposes of state student financial assistance.~~

~~(13) Non-U.S. citizens such as resident aliens, parolees, asylees, or other permanent status persons (e.g., persons who married U.S. citizens and temporary permanent residents), who have applied to and have been approved by the U.S. Immigration and Naturalization Service for indefinite stay and employment, shall be considered eligible to establish Florida residency for state student financial aid purposes. In addition, non-immigrants holding one of the following visas shall be considered eligible to establish Florida residency for state student financial aid purposes. Persons in visa categories not listed shall be considered ineligible to establish Florida residency for state student financial aid purposes.~~

~~(a) Visa Category A — Government official.~~

~~(b) Visa Category E — Treaty trader or investor.~~

~~(c) Visa Category G — Representative of international organization.~~

~~(d) Visa Category I Foreign information media representative.~~

~~(e) Visa Category K Fiance, fiancée or a child of U.S. citizen(s).~~

~~(14) Evidence of Florida residency may include but is not limited to:~~

- ~~(a) Voter registration;~~
- ~~(b) Driver license;~~
- ~~(c) Automobile registration;~~
- ~~(d) Location of bank account;~~
- ~~(e) Rent receipts;~~
- ~~(f) Home mortgage;~~
- ~~(g) Tax returns;~~
- ~~(h) Need analysis documents;~~
- ~~(i) Guaranteed student loan notes;~~
- ~~(j) Financial aid and admissions applications;~~
- ~~(k) Employment documents.~~

~~(5)(15) Verification of Florida residency shall be the responsibility of the postsecondary institution.~~

Specific Authority 1001.02(1), 1009.93(4) FS. Law Implemented 1001.02, 1009.40, 1009.93 FS. History--New 12-9-86, Amended 2-18-93, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Theresa Antworth, Director, State Scholarship and Grant Programs, Office of Student Financial Assistance

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Linda Champion, Deputy Commissioner for Finance and Operations

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 26, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 3, 2008

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-20.007
RULE TITLE: William L. Boyd, IV, Florida Resident Access Grants

PURPOSE AND EFFECT: This rule is amended to align this rule with other state scholarship and grant rules and to correct obsolete statutory references. The effect reflects current statute and administrative processes.

SUMMARY: Section headings are added to align this rule with other state scholarship and grant rules. Obsolete references to subparagraph (1)(k)2. and to Section 240.209, Florida Statutes, are deleted. Incorrect reference to reinstatement is corrected.

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: 1001.02(1), 1009.89(2) FS.

LAW IMPLEMENTED: 1009.42, 1009.89 FS.

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

DATE AND TIME: August 19, 2008, 8:30 a.m.

PLACE: 400 South Monroe Street, Room LL03, The Capitol, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Theresa Antworth, Director, State Scholarship and Grant Programs, Florida Department of Education, Office of Student Financial Assistance, 1940 North Monroe Street, Suite 70, Tallahassee, Florida 32303-4759, (850)410-5185

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-20.007 William L. Boyd, IV, Florida Resident Access Grants.

(1) Eligibility Criteria for Awards. To receive aid, a student shall meet the provisions of Sections 1009.89, 1009.42, and 1009.40, Florida Statutes, and Rules 6A-20.001, 6A-20.003, and 6A-20.0371, F.A.C., and:

(a) Meet the application procedures established by the participating institution.

(b) Not have previously received a bachelor's degree.

(c) Be enrolled in a degree program in an eligible institution, pursuant to Section 1009.89(3), Florida Statutes.

(d) Not be enrolled in a degree program which has the primary purpose of advancing or impeding religion.

(e) Be enrolled for a minimum of twelve (12) credits at the end of the regular registration period, inclusive of the drop-add period, for each academic term in which aid is received.

(f) Have been a bona fide Florida resident, pursuant to Section 1009.21, Florida Statutes, and Rule 6A-20.003, F.A.C., for twelve (12) months prior to the first day of class for the first academic term for which funds are being requested.

(g) Not owe a repayment of a grant under the Pell Grant, Supplemental Educational Opportunity Grant, or any state grant or scholarship program.

(h) Not be in default on any federal or state student loan program, unless satisfactory arrangements to repay the loan have been made.

(i) Renewal award. Eligibility for the renewal of awards pursuant to Section 1009.40(1)(b), Florida Statutes, shall be evaluated at the end of the second semester or third quarter of each academic year. As a condition for renewal, a student shall:

1. Have earned, at the last institution attended, a minimum cumulative grade point average of 2.0 on a 4.0 scale, and

2. Have earned during the previous summer and two (2) semesters or three (3) quarters, if a renewal applicant, twelve (12) credit hours per term, or the equivalent, for the number of terms for which the award was received. A student who has received the funds through this program who fails to earn the required credits shall be ineligible for a renewal award.

~~(j)3- Probationary award.~~ A student who earns the minimum number of credits required for renewal, but who fails to meet the minimum 2.0 cumulative grade point average, may be granted a probationary award for two (2) semesters or three (3) quarters. To be eligible for renewal the following year, each such student shall have earned the required credits and a cumulative grade point average of 2.0 on a 4.0 scale by the end of the probationary period.

~~(k)4- Restoration award.~~ A student who fails to meet the renewal requirements stated in subparagraphs ~~(1)(i)4-2.~~ and ~~paragraph (1)(j)3-~~ of this rule shall, after two (2) semesters or three (3) quarters, be eligible to apply for restoration. Each such student may be eligible for a restoration ~~reinstatement~~ if he has an earned grade point average of 2.0 on a 4.0 scale at the end of the second semester or third quarter of the academic year for which he was ineligible for an award.

~~(l)5- Reinstatement awards.~~ A student who met the requirements for a renewal award, but did not receive an award during a full year of eligibility and wishes to reestablish use of the grant may apply for reinstatement in any subsequent year provided the student has earned a cumulative grade point average of 2.0 on a 4.0 scale as of the end of the second semester or third quarter of the academic year preceding the year the award is sought.

(2) through (3) No change.

(4) Amount of Awards. The amount of the annual award is ~~may be no more than forty (40) percent of the full cost to the state per academic year of an undergraduate student in public postsecondary education established pursuant to Section 240.209, Florida Statutes, or as specified in the General Appropriations Act.~~ Awards for the first academic term shall be one-half of the annual award for semester schools and one-third of the annual award for quarter schools. However, should the funds requisitioned by participating institutions, in accordance with subsection (5) of this rule, exceed the appropriation, the Department shall prorate awards for the second semester or second and third quarters accordingly.

(5) through (7) No change.

Specific Authority 1001.02(1), 1009.89(2) FS. Law Implemented 1009.42, 1009.89 FS. History--New 9-27-79, Amended 3-23-83, Formerly 6A-7.397, 6A-7.0397, Amended 12-25-86, 1-11-88, 4-3-90, 10-18-94, 10-15-02, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Theresa Antworth, Director, State Scholarship and Grant Programs, Office of Student Financial Assistance

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Linda Champion, Deputy Commissioner for Finance and Operations

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 26, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 3, 2008

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-20.012
RULE TITLE: Critical Teacher Shortage Tuition Reimbursement Program

PURPOSE AND EFFECT: The purpose of the rule amendment is to align distribution of publications and applications to Florida publicly funded schools and teachers with online application dates and other state scholarship and grant applications. Section headings are added to align this rule with other state scholarship and grant rules. The effect is alignment with current Florida Statutes.

SUMMARY: Distribution of publications and applications to Florida publicly funded schools and teachers will align with online application dates and other state scholarship and grant applications. Section headings are added to align this rule with other state scholarship and grant rules.

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: 1009.58(2) FS.

LAW IMPLEMENTED: 1009.58 FS.

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

DATE AND TIME: August 19, 2008, 8:30 a.m.

PLACE: 400 South Monroe Street, Room LL03, The Capitol, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Theresa Antworth, Director, State Scholarship and Grant Programs, Florida Department of Education, Office of Student Financial Assistance, 1940 North Monroe Street, Suite 70, Tallahassee, Florida 32303-4759, (850)410-5185

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-20.012 Critical Teacher Shortage Tuition Reimbursement Program.

(1) To receive aid, teachers shall meet the provisions of Section 1009.58, Florida Statutes, and Rule 6A-20.001, F.A.C., and:

(a) Submit, Form FFAA-2, Florida Financial Aid Application for Teachers, Form CPSI-1, Postsecondary Institution Certification, and Form CEMP-1, Employment Certification Form by September 15. Forms FFAA-2, CPSI-1, and CEMP-1 are hereby incorporated by reference and made a part of this rule to become effective with the effective date of this rule October 2002. A copy of Forms FFAA-2, CPSI-1, and CEMP-1 may be obtained from the Office of Student Financial Assistance, Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399.

(b) Have as a minimum a valid temporary Florida teacher's certificate or license.

(c) Intend to gain or renew certification, or to earn a graduate degree, in a designated critical teacher shortage area.

(d) Not receive reimbursement from other sources sufficient to pay the full cost of tuition and registration fees for a course(s) for which reimbursement is being sought.

(e) Not owe a repayment of a grant received under the Pell Grant, Supplemental Educational Opportunity Grant, or any state scholarship or grant program.

(f) Not be in default on a National Defense Loan, Perkins National Direct Loan, Guaranteed Student Loan, Federally Insured Student Loan, Parent Loans for Undergraduate Students, Auxiliary Loans to Assist Students, or any state loan program, unless satisfactory arrangements to repay the loan have been made.

(2) By January 1 ~~October 15~~ of each year, the Department shall distribute to Florida publicly funded school district superintendents applications and a description of the program and application process utilizing the State Student Financial Aid Database.

(3) through (4) No change.

(5) Award procedures. The Department shall determine eligibility and may prorate awards if funds are not available to make full awards.

(6) Payment of awards. The Department shall notify applicants of their award eligibility and shall provide for the delivery of funds to eligible applicants on a funds available basis.

Specific Authority 1009.58(2) FS. Law Implemented 1009.58 FS. History--New 5-24-84, Formerly 6A-7.163, 6A-7.0163, Amended 12-25-86, 3-22-89, 3-6-94, 10-15-02,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Theresa Antworth, Director, State Scholarship and Grant Programs, Office of Student Financial Assistance

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Linda Champion, Deputy Commissioner for Finance and Operations

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 26, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 3, 2008

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-20.013
 RULE TITLE: Critical Teacher Shortage Student Loan Forgiveness Program

PURPOSE AND EFFECT: The purpose of the rule amendment is to clarify teaching certification eligibility. Sections regarding program advertisement are added to align this rule with the Critical Teacher Shortage Tuition Reimbursement Program and clarification of eligible educational loans is added. The effect reflects current statute and administrative processes.

SUMMARY: Clarification is made for teaching certification eligibility and eligible educational loans. Sections regarding program advertisement are added to align this rule with the Critical Teacher Shortage Tuition Reimbursement Program.

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: 1001.02(1), 1009.59(4) FS.

LAW IMPLEMENTED: 1009.59 FS.

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

DATE AND TIME: August 19, 2008, 8:30 a.m.

PLACE: 400 South Monroe Street, Room LL03, The Capitol, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Theresa Antworth, Director, State Scholarship and Grant Programs, Florida Department of Education, Office of Student Financial Assistance, 1940 North Monroe Street, Suite 70, Tallahassee, Florida 32303-4759, (850)410-5185

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-20.013 Critical Teacher Shortage Student Loan Forgiveness Program.

(1) Eligibility criteria for initial awards. To receive aid, an initial applicant shall meet the provisions of Section 1009.59, Florida Statutes, and shall:

(a) Have, as a minimum in the first year of application, a valid temporary Florida Educator's Certificate or license which indicates certification or licensure with an issue date prior to the beginning of the school year. The Department of Education may accept a certificate issue date during the first year of teaching providing it validates the first academic year of employment in the critical teacher shortage subject area in which the teacher is employed for the academic year for which funds are requested;

(b) Have taught a full school year, as defined in Section 1003.02(1)(g), Florida Statutes, in a Florida publicly-funded school or developmental research school, in a designated critical teacher shortage subject area. If an otherwise eligible applicant completes eligible teaching service for at least ninety (90) days during a school year and does not complete one (1) full year of teaching service, the Department may provide up to one-half of a full award;

(c) Not owe a repayment of a state or federal student grant or scholarship unless satisfactory arrangements have been made;

(d) Not be in default on a National Defense Loan, Perkins National Direct Loan, Guaranteed Student Loan, Federally Insured Student Loan, Parent Loans for Undergraduate Students, Auxiliary Loans to Assist Students, or any state loan program, unless satisfactory arrangements to repay the loan have been made;

(e) Not have received a Paul Douglas Teacher Scholarship, Critical Teacher Shortage Scholarship Loan, "Chappie" James Most Promising Teacher Scholarship Loan, Masters' Fellowship Loan Program for Teachers, or Critical Teacher Shortage Forgivable Loan under the Florida Teacher Scholarship and Forgivable Loan Program; and

(f) Submit by July 15:

1. After the end of the academic year in which the applicant taught for the first time as a full-time certified teacher in a critical teacher shortage subject area for at least ninety (90) days, Form FFAA-2, Florida Financial Aid Application for Teacher Program, as incorporated by reference in Rule 6A-20.012, F.A.C.

2. An academic transcript from each postsecondary educational institution which the applicant attended in order to complete an education program,

3. Form CEMP-1, Employment Certification, as incorporated by reference in Rule 6A-20.012, F.A.C., and

4. Form CLON-1, Loan Certification, which is hereby incorporated by reference in this rule to become effective with the effective date of this rule ~~October 2002~~. A copy of Form FFAA-2, Form CEMP-1, and Form CLON-1 may be obtained by contacting the Office of Student Financial Assistance, Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399-0400.

(2) Eligibility criteria for renewal awards. Eligibility for renewal shall be evaluated at the end of the renewal year of teaching. As a condition for renewal, a teacher shall meet the provisions of Section 1009.59, Florida Statutes, and shall:

(a) Have, each academic year, a valid Florida Educator's Certificate or license which indicates certification or licensure in the subject area for which an initial award was made or in a current critical teacher shortage subject area for the academic year for which funds are being requested;

(b) Have taught a full school year in a Florida publicly-funded school, or developmental research school, in the subject area for which the original loan repayment was made or in a current critical teacher shortage area in which the applicant is certified. If an otherwise eligible renewal applicant completes eligible teaching service for at least ninety (90) days and does not complete a full year of teaching service, the Department may provide up to one-half of a full award;

(c) Not owe a repayment of a grant received under the Pell Grant, Supplemental Educational Opportunity Grant, or any state grant or scholarship program;

(d) Not be in default on a National Defense Loan, Perkins National Direct Loan, Guaranteed Student Loan, Federally Insured Student Loan, Parent Loans for Undergraduate Students, Auxiliary Loans to Assist Students, or any state loan program, unless satisfactory arrangements to repay have been made;

(e) Not have received a Paul Douglas Teacher Scholarship, Critical Teacher Shortage Scholarship Loan, "Chappie" James Most Promising Teacher Scholarship Loan, Masters' Fellowship Loan Program for Teachers, or Critical Teacher Shortage Forgivable Loan under the Florida Teacher Scholarship and Forgivable Loan Program; and

(f) Submit by July 15 of each academic year, Form CEMP-1, Employment Certification.

(3) The Department shall distribute to Florida publicly funded school district superintendents applications and a description of the program and application process utilizing the State Student Financial Aid Database.

(4) Publicly funded schools shall be responsible for providing teachers with information regarding the Tuition Reimbursement Program and the necessary forms.

~~(5)~~ Amount of award. The annual amount of student loan repayment shall be a maximum of twenty five hundred (2,500) dollars for undergraduate loans and a maximum of five thousand (5,000) dollars for graduate loans for up to a combined total of five thousand (5,000) dollars annually. The amount of the award is based on the principal balance outstanding on the applicant's loan as of the June 30 prior to the beginning date of teaching as a certified teacher in a critical teacher shortage subject area.

~~(6)~~ Maximum terms of eligibility. A teacher shall be eligible to receive student loan forgiveness for either a maximum of four (4) academic years or a total repayment of ten thousand (10,000) dollars, whichever comes first.

~~(7)~~ Award procedures. The Department shall determine eligibility and make awards. Awards may be prorated if funds are not available to make full awards. Renewal applicants will be given priority upon timely receipt of all required forms and documentation. The Department shall notify applicants of their award eligibility.

(8)(6) Payment of awards. The Department shall provide for the delivery of funds to teachers by issuing warrants made payable to the teachers and the lending institutions for all loans held by lending institutions. The Department will forward the warrants to the teachers for submission to the lending institutions; however, a teacher who submits documentation from all lenders that all principal balances which were due as of the June 30 prior to the beginning date of teaching, or additional educational loans accrued prior to the beginning date of teaching, pursuant to subparagraph (1)(f)1. of this rule, have been paid by the teacher may have the warrant made payable directly to the teacher. If the loan was a National Direct Student Loan, National Defense Loan, or Perkins Loan, each lending institution must also indicate that the repayment was not a result of teaching service cancellation.

Specific Authority 1001.02(1), 1009.59(4) FS. Law Implemented 1009.59 FS. History—New 5-24-84, Formerly 6A-7.162, 6A-7.0162, Amended 12-25-86, 3-22-89, 5-16-90, 2-15-95, 10-15-02, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Theresa Antworth, Director, State Scholarship and Grant Programs, Office of Student Financial Assistance

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Linda Champion, Deputy Commissioner for Finance and Operations

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 26, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 3, 2008

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.:	RULE TITLE:
6A-20.019	Children and Spouses of Deceased or Disabled Veterans or Children of Servicemembers Classified as Prisoners of War or Missing in Action Scholarships

PURPOSE AND EFFECT: The purpose of the rule amendment is to correct reference in the rule title to include all genders and align with statutory title in Section 295.01, Florida Statutes. In addition, the Department of Veterans Affairs certification process is clarified, the process for late applications is prescribed, and the rule is aligned with other state scholarship and grant rules. The effect of these amendments reflects current statute and administrative processes.

SUMMARY: The purpose of this proposed rule is to correct gender references, cite and incorporate forms, clarify certification processes, re-number section headings, align institutional language with other state scholarship and grant rules, and provide for additional application processes.

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: 295.01(3), 295.02, 1001.02(1) FS. LAW IMPLEMENTED: 295.01, 295.015, 295.016, 295.017, 295.018, 295.019, 295.0195, 295.02, 295.03, 295.04, 295.05, 1009.42, 1009.5385 FS.

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

DATE AND TIME: August 19, 2008, 8:30 a.m.
PLACE: 400 South Monroe Street, Room LL03, The Capitol, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Theresa Antworth, Director, State Scholarship and Grant Programs, Florida Department of Education, Office of Student Financial Assistance, 1940 North Monroe Street, Suite 70, Tallahassee, Florida 32303-4759, (850)410-5185

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-20.019 Children and Spouses of Deceased or Disabled Veterans or Children of ~~Servicemen~~ Servicemembers Classified as Prisoners of War or Missing in Action Scholarships.

(1) Eligibility criteria for awards. To receive aid, a student shall meet the provisions of Sections 295.01, 295.02, 295.03, 295.04, and 295.05, 1009.40, 1009.42, Florida Statutes, F.S., and Section 295.015, or 295.016, or 295.017, or 295.018, or 295.019, or 295.0195, Florida Statutes, F.S., and Rules 6A-20.001 and 6A-20.0371, F.A.C., and:

(a) Submit, for each academic year on or before April 1, Form FFAA-1, Florida Financial Aid for Students, ~~as incorporated by reference in Rule 6A-20.020, F.A.C.~~, and Form CDDV-1, DVA Certification Record. Forms FFAA-1 and CDDV-1 are hereby incorporated by reference and made a part of this rule to become effective with the effective date of this rule May 2007. A copy of Forms FFAA-1 and CDDV-1 may be obtained from the Office of Student Financial Assistance, Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399-0400. CDDV-1, DVA Certification Record, shall be completed online via the State Student Financial Aid Database by the Department of Veterans Affairs.

(b) Be enrolled at a state university, state community college, state postsecondary vocational-technical school, or any postsecondary institution pursuant to Section 1009.533, Florida Statutes.

(c) Be enrolled for a minimum of six (6) credit hours, or one hundred eighty (180) clock hours, at the end of the regular registration period, inclusive of the drop-add period, for each academic term in which aid is received.

(d) Not have previously received a bachelor's degree ~~if in undergraduate study.~~

(e) Not owe a repayment of a grant under the Pell Grant, Supplemental Educational Opportunity Grant, or any state scholarship or grant program.

(f) Not be in default on a National Defense Loan, National Direct Loan, Guaranteed Student Loan, Federally Insured Student Loan, Parent Loans for Undergraduate Students, Auxiliary Loans to Assist Students, or any state loan program, unless satisfactory arrangements to repay the loan have been made.

(g) Renewal award. Eligibility for the renewal of awards shall be evaluated at the end of the second semester or third quarter of each academic year. As a condition for renewal, a student shall:

1. Have earned, at the last institution attended, a minimum cumulative grade point average of 2.0 on a 4.0 scale; and

2. Have earned during the previous summer and two (2) semesters or three (3) quarters, if a renewal applicant, six (6) credit hours or one hundred eighty (180) clock hours per term or the equivalent for the number of terms for which the award was received.

(h) Restoration award. A student who has received funds through this program who fails to earn the required credits shall be ineligible for an award the following year. However, such student may be considered for restoration after one year, if the student has an earned cumulative grade point average of 2.0 on a 4.0 scale.

~~(i)3.~~ Probationary award. Pursuant to Section 1009.40(1)(b)2., Florida Statutes, a student who earns the minimum number of credits required for renewal, but who fails to meet the minimum 2.0 cumulative grade point average, may be granted a probationary award for two (2) semesters or three (3) quarters. To be eligible for renewal the following academic year, each such student shall have earned the required credits and a cumulative grade point average of 2.0 on a 4.0 scale by the end of the probationary period.

~~(j)4.~~ Reinstatement awards. A student who met the requirements for a renewal award but did not receive an award during a full year of eligibility and wishes to reestablish use of the scholarship may apply for reinstatement in any subsequent year provided that the student has earned a cumulative grade point average of 2.0 on a 4.0 scale as of the end of the second semester or third quarter of the academic year preceding the year the award is sought.

(2) Appeals. A student who receives state student aid and subsequently fails to meet state academic progress requirements due to verifiable illness or other emergencies

may, pursuant to Section 1009.40(1)(b)4., Florida Statutes, be granted an exception from the academic requirements. An applicant may appeal the denial of an award pursuant to Sections 1009.40 and 1009.42, Florida Statutes, and Rule 6A-20.0371, F.A.C.

~~(3) Maximum hours terms of eligibility.~~ A student shall be eligible to receive financial aid for a maximum of one hundred ten (110) percent of certificate, diploma, associate or baccalaureate program of study in which enrolled eight (8) semesters or twelve (12) quarters. However, pursuant to ~~Section 1009.40, Florida Statutes, a student participating in college preparatory instruction, a student requiring additional time to complete the college level communication and computation skills testing program, or a student enrolled in a five (5) year undergraduate degree program shall be eligible to receive financial aid for a maximum of ten (10) semesters or fifteen (15) quarters. Five-year eligibility does not extend to a program of study which leads to the simultaneous award of a graduate and undergraduate degree.~~

(4) Verification of student eligibility. The Department shall be responsible for verifying applicant's eligibility.

(5) Period of award. Scholarships shall be awarded annually for the following academic year.

(6) Amount of award. The maximum amount of a scholarship shall be the amount of tuition and registration fees assessed the student at the end of regular registration, inclusive of the drop-add period. ~~However, the amount of the scholarship in combination with other student aid shall not exceed the student's cost of education.~~ A student who receives a Children and Spouses of Deceased or Disabled Veterans Scholarship, who is enrolled in a nonpublic postsecondary institution, and who is assessed tuition and fees that are the same as those of a full-time student at that institution, shall receive a fixed award calculated by using the average matriculation and fee calculation for full-time attendance at a public postsecondary education institution at the comparable level. A student enrolled part-time shall receive a reduced award by either one-half or three-fourths of the maximum award, depending on the level or fees assessed.

(7) Award procedures. The Department shall, if funds are insufficient to award all eligible applicants, ~~prorate awards first award renewal applicants and then rank initial applicants according to the postmark or electronic receipt dates of the applications. Students applying pursuant to subparagraph (1)(g)3., of this rule shall be considered for awards after all eligible renewal and initial students are awarded.~~ The Department shall notify students and institutions of the student's award eligibility.

(8) Late applications. Applications received after April 1 will be awarded on a first come first served basis if sufficient funds remain.

(9)(8) Institutional responsibilities. Participating institutions shall verify the continued eligibility of awarded students, provide for the disbursement of funds to students, comply with the Department's reporting requirements, and refund to the Department any undisbursed funds. Institutions shall certify to the Department, each academic term within thirty (30) days of the end of the regular registration period, the student's enrollment, continued eligibility, and the award amount. Refunds shall be received by the Department within sixty (60) days of the end of the institution's regular registration period, inclusive of the drop-add period.

(10)(9) Payment of awards. The Department shall provide for the delivery of funds to students by transmitting the funds to the institution for distribution.

Specific Authority 295.01(3), 295.02, 1001.02(1) FS. Law Implemented 295.01, 295.015, 295.016, 295.017, 295.018, 295.019, 295.0195, 295.02, 295.03, 295.04, 295.05, 1009.42, 1009.5385 FS. History--New 12-28-86, Amended 3-22-89, 5-16-90, 3-24-92, 10-18-94, 11-3-02, 5-21-07, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Theresa Antworth, Director, State Scholarship and Grant Programs, Office of Student Financial Assistance

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Linda Champion, Deputy Commissioner for Finance and Operations

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 26, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 3, 2008

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.:	RULE TITLE:
6A-20.023	Jose Marti Scholarship Challenge Grant Fund

PURPOSE AND EFFECT: The purpose of the rule amendment is to align institution eligibility with Section 1009.72(5)3., Florida Statutes, clarify student certification processes, and align institutional term type language and award amount with language in other state scholarship and grant programs. The effect reflects current statute and administrative processes.

SUMMARY: The purpose of the proposed rule is to align institutional eligibility with Florida Statutes, incorporate forms, clarify student certification, re-number section headings, and align institutional term language with other state scholarship and grant programs.

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: 1001.02(1), 1009.72(1) FS.

LAW IMPLEMENTED: 1009.72, 1009.40 FS.

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

DATE AND TIME: August 19, 2008, 8:30 a.m.

PLACE: 400 South Monroe Street, Room LL03, The Capitol, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Theresa Antworth, Director, State Scholarship and Grant Programs, Florida Department of Education, Office of Student Financial Assistance, 1940 North Monroe Street, Suite 70, Tallahassee, Florida 32303-4759, (850)410-5185

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-20.023 Jose Marti Scholarship Challenge Grant Fund.

(1) General eligibility criteria. To receive aid, a student shall meet the provisions of Sections 1009.40 and 1009.72, Florida Statutes, Rules 6A-20.001, 6A-20.003, and 6A-20.0371, F.A.C., and:

(a) Be a person of Spanish culture who was born in, or whose natural parent was born in, either Mexico or Spain, or a Hispanic country of the Caribbean, Central America or South America, regardless of race.

(b) Complete and submit annually, a need analysis form specified by the Department in time to be processed error-free by May 15.

(c) Have been a bona fide Florida resident for twelve (12) months prior to the first day of classes for the fall term of the academic year for which funds are being requested pursuant to Section 1009.21, Florida Statutes, and Rule 6A-20.003, F.A.C.

(d) Be a United States citizen or permanent resident pursuant to regulations established by the U.S. Congress or the U.S. Department of Education for the receipt of federal financial assistance.

(e) Be enrolled in a degree program in a state university or community college authorized by Florida law, or any Florida college, university, or community college which is accredited by an association whose standards are comparable to the minimum standards required to operate a postsecondary institution at that level in Florida ~~the Commission on Colleges of the Southern Association of Colleges and Schools.~~

(f) Be enrolled for a minimum of twelve (12) credits for undergraduate study, or nine (9) credits for graduate study, at the end of the regular registration period inclusive of the drop-add period for each academic term in which aid is received.

(g) Demonstrate sufficient financial need to receive a full two thousand (2,000) dollar scholarship. Student financial need is the student's cost of education less the family contribution as determined by the need analysis service.

(h) Not owe a repayment of a state or federal student grant or scholarship unless satisfactory repayment arrangements have been made.

(i) Not be in default on a state or federal student loan unless satisfactory repayment arrangements have been made.

(2) Eligibility for initial awards. To be eligible for an initial award a student must:

(a) For undergraduate study, submit Form FFAA-1, Florida Financial Aid Application for Students, as incorporated by reference in Rule ~~6A-20.019, 6A-20.020~~, F.A.C., and Form CHS-1, High School Certification, which is hereby incorporated by reference and made a part of this rule to become effective with the effective date of this rule October 2002, postmarked or electronically dated by April 1 during the applicant's last year in high school. For graduate study, submit Form FFAA-1 and Form CPSI-1, Postsecondary Institution Certification, as incorporated by reference in Rule 6A-20.019, F.A.C. and ~~made a part of this rule to become effective October 2002~~, postmarked or electronically dated by April 1 immediately prior to the academic year for which funds are being requested. A copy of Form FFAA-1, Form CHS-1, and Form CPSI-1 may be obtained from the Office of Student Financial Assistance, Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399-0400.

(b) For undergraduate study, have earned by the end of the seventh semester of high school, a 3.0 unweighted grade point average on a 4.0 scale for high school subjects creditable towards a diploma. For graduate study, have earned a 3.0 cumulative grade point average on a 4.0 scale for undergraduate college level course work completed by the date of application. Grades must be certified for undergraduate study by the applicant's high school or graduate study by the applicant's postsecondary institution no later than May 15. Eligibility determinations shall not be influenced, positively or negatively, by grade point averages calculated subsequent to the application period. Unweighted grade point averages shall be computed to three (3) decimals and shall not be rounded.

(c) Meet the general eligibility requirements in subsection (1) of Rule 6A-20.023, F.A.C.

(3) Eligibility for renewal awards. Eligibility for renewal of an award shall be evaluated at the end of the second semester or third quarter of each academic year. A renewal award may be made to an applicant who used one (1) or more terms of eligibility for an award during the academic year immediately preceding the academic year for which applying, and who:

(a) Meets the general eligibility requirements in subsection (1) of Rule 6A-20.023, F.A.C.

(b) Has earned, at the last institution attended, a minimum cumulative grade point average of 3.0 on a 4.0 scale.

(c) For undergraduate study, has earned during the previous summer and two (2) semesters or three (3) quarters, at least twelve (12) credit hours per term or the equivalent for the number of terms for which the award was received. For graduate study, has earned during the previous summer and two (2) semesters or three (3) quarters, at least nine (9) credit hours per term or the equivalent for the number of terms for which the award was received. An undergraduate or graduate student who does not earn the required credits shall be ineligible to continue on the program, except as provided in subsection (5) of Rule 6A-20.023, F.A.C.

(4) No change.

(5) Reinstatement. A student who met the requirements for an award but did not receive an award during the first full year of eligibility and wishes to re-establish use of the scholarship must apply for reinstatement no later than April 1. A student who applies for reinstatement must also complete a need analysis form specified by the Department in time to be processed error-free by May 15.

~~(6)(5)~~ Appeals. A student who receives state student aid and subsequently fails to meet state academic progress requirements described in paragraph (3)(d) of Rule 6A-20.023, F.A.C., or fails to apply for reinstatement, due to verifiable illness or other emergencies may be granted an exception from the academic requirements, pursuant to Section 1009.40(1)(b)4., Florida Statutes.

~~(7)(6)~~ Maximum terms of eligibility.

(a) An undergraduate student shall be eligible to receive financial aid for a maximum of one hundred ten (110) percent of the number of credit hours required to complete the program of study in which enrolled ~~eight (8) semesters or twelve (12) quarters~~, or until receipt of a first baccalaureate degree, whichever occurs first. ~~However, pursuant to Section 1009.40(3), Florida Statutes, an undergraduate student participating in college preparatory instruction, a student requiring additional time to complete the college level communication and computation skills testing program, or a student enrolled in an approved five year undergraduate degree program shall be eligible to receive financial aid for a maximum of ten (10) semesters or fifteen (15) quarters. An eligible five year degree program is a program of study which requires the completion of at least one hundred thirty two (132) semester hours or one hundred ninety two (192) quarter hours for an undergraduate degree.~~ Five-year eligibility may apply to a program of study which leads to a simultaneous award of a graduate and an undergraduate degree. Additional terms of eligibility for five-year programs will be allowed based on the number of credit hours required by the institution for completion of the program of study, as follows:

Semester Hours Required	Terms of Eligibility
132-143	9
144 or more	10
Quarter Hours Required	Terms of Eligibility
192-203	13
204-215	14
216 or more	15

(b) A graduate student shall be eligible to receive financial aid for a maximum of four (4) semesters or six (6) quarters.

(c) A student who used any terms of eligibility as an undergraduate student may subsequently apply for an award for graduate study. However, such student will be considered as an initial graduate applicant for purposes of eligibility determination and award distribution.

(7) through (12) renumbered (8) through (13) No change.

Specific Authority 1001.02(1), 1009.72(1) FS. Law Implemented 1009.40, 1009.72 FS. History--New 12-28-86, Amended 5-16-90, 2-15-95, 10-15-02,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Theresa Antworth, Director, State Scholarship and Grant Programs, Office of Student Financial Assistance

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Linda Champion, Deputy Commissioner for Finance and Operations

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 26, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 3, 2008

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-20.027 RULE TITLE: Rosewood Family Scholarship Fund

PURPOSE AND EFFECT: The purpose of the rule amendment is to clarify the reinstatement and the need analysis form process, eliminate abbreviations, and align institutional term language and award amount with language in other state scholarship and grant programs. The effect is a rule which reflects current statute and administrative processes.

SUMMARY: The purpose of this proposed rule is to cite references to application forms, clarify the reinstatement process and incorporate citation to the application form, clarify need analysis, eliminate abbreviations, and align institutional term language with other state scholarship and grant programs.

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: 1001.02(1), 1009.55(2) FS.

LAW IMPLEMENTED: 1009.402, 1009.55 FS.

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

DATE AND TIME: August 19, 2008, 8:30 a.m.

PLACE: 400 South Monroe Street, Room LL03, The Capitol, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Theresa Antworth, Director, State Scholarship and Grant Programs, Florida Department of Education, Office of Student Financial Assistance, 1940 North Monroe Street, Suite 70, Tallahassee, Florida 32303-4759, (850)410-5185

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-20.027 Rosewood Family Scholarship Fund.

(1) General eligibility criteria for awards. To receive aid, a student shall meet the provisions of Sections 1009.40 and 1009.55, Florida Statutes, and Rules 6A-20.001 and 6A-20.0371, F.A.C. and:

(a) Be a minority individual belonging to one (1) of the following race/ethnic categories: Black, ~~not of Hispanic origin~~; Hispanic; Asian or Pacific Islander; American Indian or Alaskan native.

(b) If an initial, ~~reinstatement, or restoration~~ applicant, submit a completed application to the Department, Form FFAA-1, Florida Financial Aid Application for Students, as incorporated by reference in Rule 6A-20.019 ~~6A-20.020~~, F.A.C., by the established April 1 deadline. If a reinstatement or restoration applicant, submit a completed Form FFAA-3, Reinstatement/Restoration Application for Students and Teachers to the Department by the established April 1 deadline. Form FFAA-3 is hereby incorporated by reference in this rule to become effective with the effective date of this rule. A copy of Forms FFAA-1 and FFAA-3 may be obtained from the Office of Student Financial Assistance, Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399-0400.

(c) Complete and submit annually to the appropriate processor a completed need analysis document which is designed to use the need analysis methodology currently approved by the U.S. Congress:

1. A Florida resident must submit the need analysis document in time for it to be processed, error-free, by the U.S. Department of Education no later than May 15.

2. A non-Florida resident must postmark a copy of the Student Aid Report SAR received from the need analysis agency to the Department no later than May 15.

(d) Be enrolled in an undergraduate degree or certificate program at a state university, state community college, or state postsecondary vocational-technical school. A certificate-seeking student must be enrolled in a program that requires a minimum of nine hundred (900) clock hours to complete.

(e) At the end of the regular registration period, inclusive of the drop add period for each academic term for which aid is received, an eligible student shall be:

1. Enrolled for a minimum of twelve (12) credits for a degree program, or
2. Enrolled for a minimum of three hundred sixty (360) twenty four (24) clock hours per term week for a certificate program, to include the Associate in Applied Science (A.A.S.) Degree.

(f) Not have previously received a baccalaureate degree.

(g) Not owe a repayment of a federal Title IV grant, or any state grant or scholarship unless satisfactory arrangements have been made to repay.

(h) Not be in default on any state or federal student loan program unless satisfactory arrangements have been made to repay.

(2) through (4) No change.

(5) Maximum terms of eligibility. A student will be eligible to receive an award for a maximum of one hundred ten (110) percent of the number of credit hours to complete program of study in which enrolled ~~eight (8) semesters or twelve (12) quarters~~ or until receipt of the first baccalaureate degree, whichever is less. ~~However, a student who is required to participate in college preparatory or remedial courses, who needs additional time to meet the minimum standards of the CLAST, or who is enrolled in a five (5) year undergraduate degree program may receive an award for a maximum of ten (10) semesters or fifteen (15) quarters. Five (5) year eligibility does not extend to a program of study that leads to the simultaneous award of a graduate and an undergraduate degree.~~ Additional terms of eligibility for five (5) year degree programs will be based on the number of credit hours required by the institution for completion of the program of study, as follows:

Semester Hours Required	Terms of Eligibility
132-143	9
144 or more	10
Quarter Hours Required	Terms of Eligibility
192-203	13
204-215	14
216 or more	15

(6) through (10) No change.

Specific Authority 1001.02(1), 1009.55(2) FS. Law Implemented 1009.402, 1009.55 FS. History--New 10-30-94, Amended 10-15-02,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Theresa Antworth, Director, State Scholarship and Grant Programs, Office of Student Financial Assistance

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Linda Champion, Deputy Commissioner for Finance and Operations

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 26, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 3, 2008

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:

6A-20.038 Florida Work Experience Program

PURPOSE AND EFFECT: The purpose of the rule amendment is to align the rule with statutory changes made to Section 1009.77, Florida Statutes and reflect current administrative processes which include the State Student Financial Aid Database. The effect reflects current statute and administrative processes.

SUMMARY: The purpose of this rule is to align rule with 2007 Florida Legislative Session statutory changes, align institutional term type language with other state scholarship and grant programs, and reflect current administrative processes.

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: 1001.02(1), 1009.77(7) FS.

LAW IMPLEMENTED: 1009.40, 1009.42, 1009.77 FS.

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

DATE AND TIME: August 19, 2008, 8:30 a.m.

PLACE: 400 South Monroe Street, Room LL03, The Capitol, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Theresa Antworth, Director, State Scholarship and Grant Programs, Florida Department of Education, Office of Student Financial Assistance, 1940 North Monroe Street, Suite 70, Tallahassee, Florida 32303-4759, (850)410-5185

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-20.038 Florida Work Experience Program.

(1) General eligibility requirements. To receive aid, a student shall meet the provisions of Sections 1009.40 and 1009.77, Florida Statutes, and Rules 6A-20.001, 6A-20.003, and 6A-20.0371, F.A.C., and:

(a) Attend an eligible institution as specified in Section 1009.77(1), Florida Statutes.

(b) Enroll as an undergraduate student or a student in an approved educator preparation institute in an eligible program of study as specified in Section 1009.77(8), Florida Statutes, for at least six (6) credit hours or one hundred eighty (180) clock hours. A student may be employed during the break between two (2) consecutive terms. ~~A student may also be employed and not enrolled during the summer term if he preregisters as no less than a half-time student for the subsequent academic term. A student who attends an institution that does not provide preregistration shall provide documentation of intent to enroll as no less than a half-time student for the subsequent academic term.~~

(c) Demonstrate financial need by submitting, annually, a completed need analysis form approved by the Department to the need analysis agency.

(d) Be a Florida resident for other than educational purposes for a minimum of twelve (12) months immediately preceding the first day of classes of the first term of the academic year for which funds are being requested.

(e) Have earned a minimum institutional cumulative grade point average of 2.0 on a 4.0 scale ~~for all college work~~ if an initial or reinstatement student; have earned a minimum 2.0 cumulative grade point average for all college work as of the end of the second semester or third quarter to be eligible for renewal of the award.

(f) A renewal applicant must have earned, during the previous summer and two (2) semesters or three (3) quarters, the following number of credit hours per term for the number of terms for which the award was received:

1. Twelve (12) credit hours or three hundred sixty (360) clock hours for full-time enrollment,

2. Nine (9) credit hours or two hundred seventy (270) clock hours for three-quarter time enrollment, or

3. Six (6) credit hours or one hundred eighty (180) clock hours for half-time enrollment. A student who fails to earn the required credits as of the end of the second semester or third quarter is not eligible to renew the award for the following year.

(g) Not owe a repayment of a federal grant or a state grant or scholarship program unless satisfactory arrangements to repay have been made.

(h) Not to be in default on any federal Title IV loan program or any state loan program, unless satisfactory arrangements to repay the loan have been made.

(2) Appeals. A student may appeal under the terms of Sections 1009.42, Florida Statutes, and Rule 6A-20.0371, F.A.C.

(3) Maximum terms of eligibility. Students shall be eligible to participate in the program for one hundred ten (110) percent of the number of credit hours or clock hours required to complete the program of study in which enrolled a maximum of eight (8) semesters or twelve (12) quarters, or the equivalent for less than full-time enrollment, or until receipt of a first baccalaureate degree, except as specified in Section 1009.77(1)(d), Florida Statutes, whichever comes first. ~~However, pursuant to Section 1009.40(3), Florida Statutes, an undergraduate student participating in college preparatory instruction, a student requiring additional time to complete the college-level communication and computation skills testing program, or a student enrolled in an approved five-year undergraduate degree program shall be eligible to receive financial aid for a maximum of ten (10) semesters or fifteen (15) quarters or the equivalent for less than full-time enrollment. An eligible five (5) year degree program is one which requires completion of at least one hundred thirty-two (132) semester hours or one hundred ninety-two (192) quarter hours for an undergraduate degree. Five (5) year eligibility does not apply to a program which leads to the simultaneous award of a graduate and undergraduate degree.~~

(4) Employment requirements. Postsecondary educational institutions shall contract with public or private employers. A participating postsecondary institution cannot contract with another postsecondary educational institution. Contracts shall include as a minimum the following institutional and employer responsibilities:

(a) Institutional responsibilities are:

1. To select and refer eligible students for consideration of employment by the employer.

2. To reimburse a private employer for up to seventy (70) percent of the student's wages. If the employer is a public elementary or secondary school or the postsecondary institution, the institution shall reimburse the employer one hundred (100) percent of the student's wages. Reimbursement is limited to student wages and shall not include costs for fringe benefits, travel or other related employment costs.

3. To monitor the number of hours per week that the student works and the earnings of the student to avoid overcommitment of Florida Work Experience Program (FWEP) funds, or financial aid overawards.

4. To place the student in a job which is complementary to and reinforces the student's educational program and career goals.

5. To determine the number of hours to be worked per week; however, the student's award in combination with all other resources shall not exceed the student's net financial need. The student's earnings shall not exceed the FWEP award by more than three hundred (300) dollars per academic year.

6. To ensure that students participating in this program are not discriminated against by employers or prospective employers on the basis of race, color, national origin, sex or handicap in recruitment, hiring, placement, assignment to work tasks, hours of employment, levels of responsibility or in pay. An institution may not honor an employer's request for students who are free of handicap or for students of a particular race, color, national origin or sex.

(b) Employer's responsibilities are:

1. To place the student on the employer's payroll and provide compensation to the student at least once per month. Such compensation shall be in an amount no less than the federal minimum hourly wage or the state minimum hourly wage, whichever is greater.

2. To be responsible for the total cost of mandatory benefits, including Social Security.

3. To provide the institution with a copy of a work agreement signed by the student and the employer which documents the duties of the job, the number of hours the student is to be employed, and the hourly rate of pay.

4. To develop and implement with the institution a program of supervision for each student which is consistent with the duties of the job and educational objectives of the student.

5. To certify that the work performed by the students employed does not displace regular employees.

6. To maintain time sheets for each student employed and provide copies to the institution when requesting reimbursement.

7. To regularly request reimbursement from the institution.

8. To provide an assurance that students will be accepted and assigned to jobs and otherwise treated without regard to race, color, national origin, sex or handicap if the employer enters into a written agreement with the institution.

(5) Other institutional responsibilities. A participating postsecondary institution shall:

(a) Determine student need in the same manner as it determines need for other need-based programs; however, earnings shall not be used to replace the family contribution.

(b) Count earnings for periods of employment during which students are not enrolled in the same manner as required by the federal Title IV College Work Study Program.

(6) On-campus student employment. Institutions may use up to one hundred (100) twenty-five (25) percent of their total FWEP allocations for student employment within the institution. The institution shall be reimbursed for one hundred

(100) seventy (70) percent of student wages. Funds from other student financial aid sources shall not be used to provide the institution's thirty (30) percent portion of mandatory benefits the students' wages.

(7) Other reimbursable costs. Institutions may use up to ten (10) percent of their total FWEP allocations to meet the costs of program administration at the institution. Such costs may include, but are not limited to salaries, office supplies, printing and program advertising.

(8) Allocations. The Department shall allocate funds annually to be used by institutions during the July 1 through June 30 state fiscal year. To be eligible for funds, institutions must certify to the Department via the State Student Financial Aid Database complete and submit by the deadlines established by the Department by June 30, Form FWEP-1, Florida Work Experience Program Allocation Institutional Request for Funds Due by June 30; FWEP-2, Florida Work Experience Program Annual Financial Summary Year-End Student Data Report due by July 30; and Form FWEP-3, Disbursement Eligibility Report, due within thirty (30) days after the end of each term. These forms as incorporated by reference to become effective with the effective date of this rule can be obtained via the State Student Financial Aid Database at www.FloridaStudentFinancialAid.org which are hereby incorporated by reference and made a part of this rule to become effective April 1993. Copies of forms FWEP-1, FWEP-2, and FWEP-3 may be obtained from the Office of Student Financial Assistance, Florida Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399. Allocations will be made by the Department as follows:

(a) Each institution will receive a base allocation equal to the lesser of its reported expenditures for the prior fiscal year or the amount of its request unless a newly participating institution whose baseline will be an amount determined by the Department. When funds are insufficient to make such allocations, each institution will receive a proportional allocation of available funds based on the current year appropriation ratio of each institution's prior year expenditures to the total funds needed to meet the base allocation prior year expenditures of all institutions.

~~(b) The Department may designate any unused portion of an institution's prior year allocation for use toward the institution's current year allocation, or may use such a balance to increase the institution's current year allocation.~~

~~(b)(e) From current year funds that remain available or that become available during the fiscal year, the Department will make allocations to newly participating institutions, and may increase allocations to institutions that participated during the previous year based on the institutions' original requests, written supplemental requests or as determined by the Department based on other institutional needs.~~

~~(c)(4)~~ The Department will provide for the delivery of funds to students each academic term by transmitting the funds to the institution for distribution to students shall disburse the institutional allocation in equal portions in September and December. The Department may make preliminary allocations and disbursements in July to institutions that participated in the FWEP during the previous fiscal year.

~~(d)(e)~~ Any unused portion of an institution's previous year allocation shall be refunded to the Department no later than June 1 of each year within sixty (60) days of the end of the fiscal year except as described under paragraph (9)(c) of this rule.

(9) Use of FWEP funds. Funds provided under this program shall not be used to replace institutional funds which would otherwise be used to support such student employment.

Specific Authority 1001.02(1), 1009.77(7) FS. Law Implemented 1009.40, 1009.42, 1009.77 FS. History--New 7-1-93, Amended 10-15-02,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Theresa Antworth, Director, State Scholarship and Grant Programs, Office of Student Financial Assistance

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Linda Champion, Deputy Commissioner for Finance and Operations

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 26, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 3, 2008

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

St. Johns River Water Management District

RULE NO.: 40C-4.091
 RULE TITLE: Publications Incorporated by Reference

PURPOSE AND EFFECT: The St. Johns River Water Management District proposes to amend the drainage basin and regional watershed figures and tables which are part of the Applicant's Handbook: Management and Storage of Surface Waters and are relevant to the review of applications for environmental resource permits (ERP) and mitigation bank permit applications. The District proposes to amend Figure 12.2.8-1 entitled "St. Johns River Water Management District Drainage Basins" and the figure in Appendix M entitled "St.

Johns River Water Management District Regional Watersheds for Mitigation Banking." The drainage basins on Figure 12.2.8-1 define the geographical scope of the evaluation of whether a regulated activity will cause unacceptable cumulative impacts upon wetlands and other surface waters. The regional watersheds in Appendix M are used in the analysis of ecological benefits of proposed mitigation banks, are considered in the establishment of mitigation bank service areas, and are used as part of the determination of the number of mitigation credits needed to offset a given wetland impact. Specifically, the District proposes to amend drainage basin boundaries in Figure 12.2.8-1 and regional watershed boundaries in Appendix M in the following six areas: (1) basin/watershed 1 (Upper St. Marys River), basin/watershed 3 (Nassau River), and basin/watershed 4 (Northern St. Johns River and Northern Coastal); (2) basin/watershed 4 (Northern St. Johns River and Northern Coastal), basin/watershed 5 (Sixmile and Julington Creeks Nested), and basin/watershed 6 (Tolomato River and Intracoastal Nested); (3) basin/watershed 4 (Northern St. Johns River and Northern Coastal), basin/watershed 5 (Sixmile and Julington Creeks Nested), basin/watershed 7 (Western Etoniah Lakes), basin/watershed 8 (St. Johns River – Welaka to Bayard), and basin/watershed 9 (Pellicer Creek and Matanzas River); (4) basin/watershed 9 (Pellicer Creek and Matanzas River), basin/watershed 16 (Crescent Lake), and basin/watershed 17 (Halifax River); (5) basin/watershed 18 (St. Johns River – Canaveral Marshes to Wekiva), basin/watershed 20 (Southern St. Johns River), and basin/watershed 21 (Northern Indian River Lagoon); and (6) basin/watershed 20 (Southern St. Johns River), basin/watershed 21 (Northern Indian River Lagoon), and basin/watershed 22 (Central Indian River Lagoon).

SUMMARY: The proposed rules amend the drainage basin and regional watershed figures (Figure 12.2.8-1 and figure in Appendix M) in the Applicant's Handbook: Management and Storage of Surface Waters.

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, 373.414, 373.4136 FS.

LAW IMPLEMENTED: 373.413, 373.4135, 373.4136, 373.414(8), 373.416, 373.426 FS.

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

DATE AND TIME: September 9, 2008, following the regularly scheduled Regulatory/Governing Board Meeting which begins at 1:00 p.m.

PLACE: St. Johns River Water Management District Headquarters, Governing Board Room, 4049 Reid Street, Palatka, Florida 32177

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: Sandy Bertran, Asst. District Clerk, (386)329-4127. 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: Norma Messer, Rules Coordinator, Office of General Counsel, St. Johns River Water Management District, P. O. Box 1429, Palatka, Florida 32178-1429

THE FULL TEXT OF THE PROPOSED RULE IS:

40C-4.091 Publications Incorporated by Reference.

(1) The Governing Board hereby adopts by reference:

(a) Part I "Policy and Procedures," Part II "Criteria for Evaluation," subsections 18.0, 18.1, 18.2, and 18.3 of Part III and Appendix K "Legal Description Upper St. Johns River Hydrologic Basin," "Legal Description Ocklawaha River Hydrologic Basin," "Legal Description of the Wekiva River

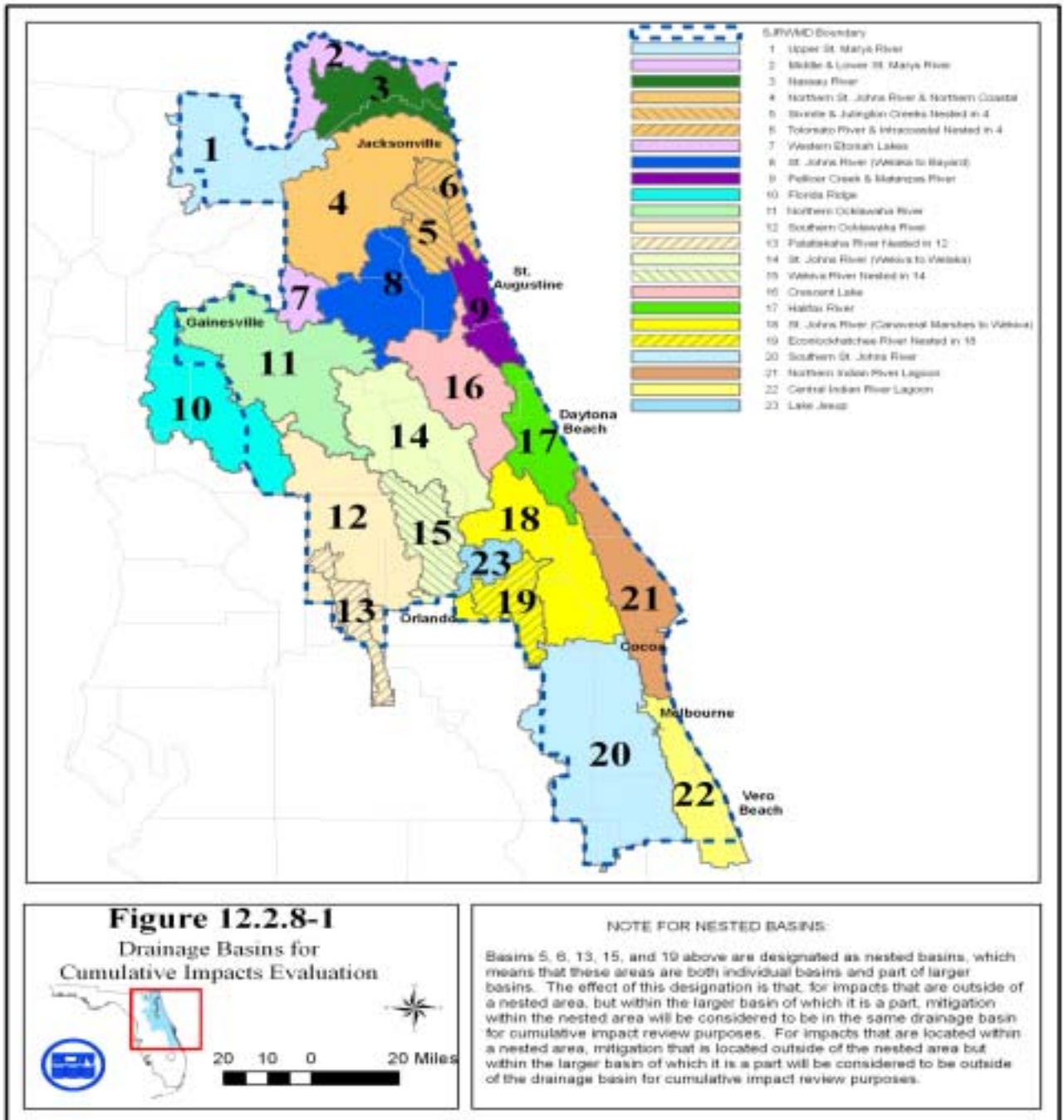
Hydrologic Basin," "Legal Description of the Wekiva Recharge Protection Basin," "Legal Description of the Econlockhatchee River Hydrologic Basin," "Legal Description of the Sensitive Karst Areas Basin, Alachua County," "Legal Description Tomoka River Hydrologic Basin," "Legal Description Spruce Creek Hydrologic Basin," "Legal Description of the Sensitive Karst Areas Basin, Marion County," and "Legal Descriptions of the Lake Apopka Drainage Basin," and Appendix M "Regional Watersheds for Mitigation Banking," of the document entitled "Applicant's Handbook: Management and Storage of Surface Waters," effective ~~July 1, 2007~~.

(b) through (c) No change.

(2) No change.

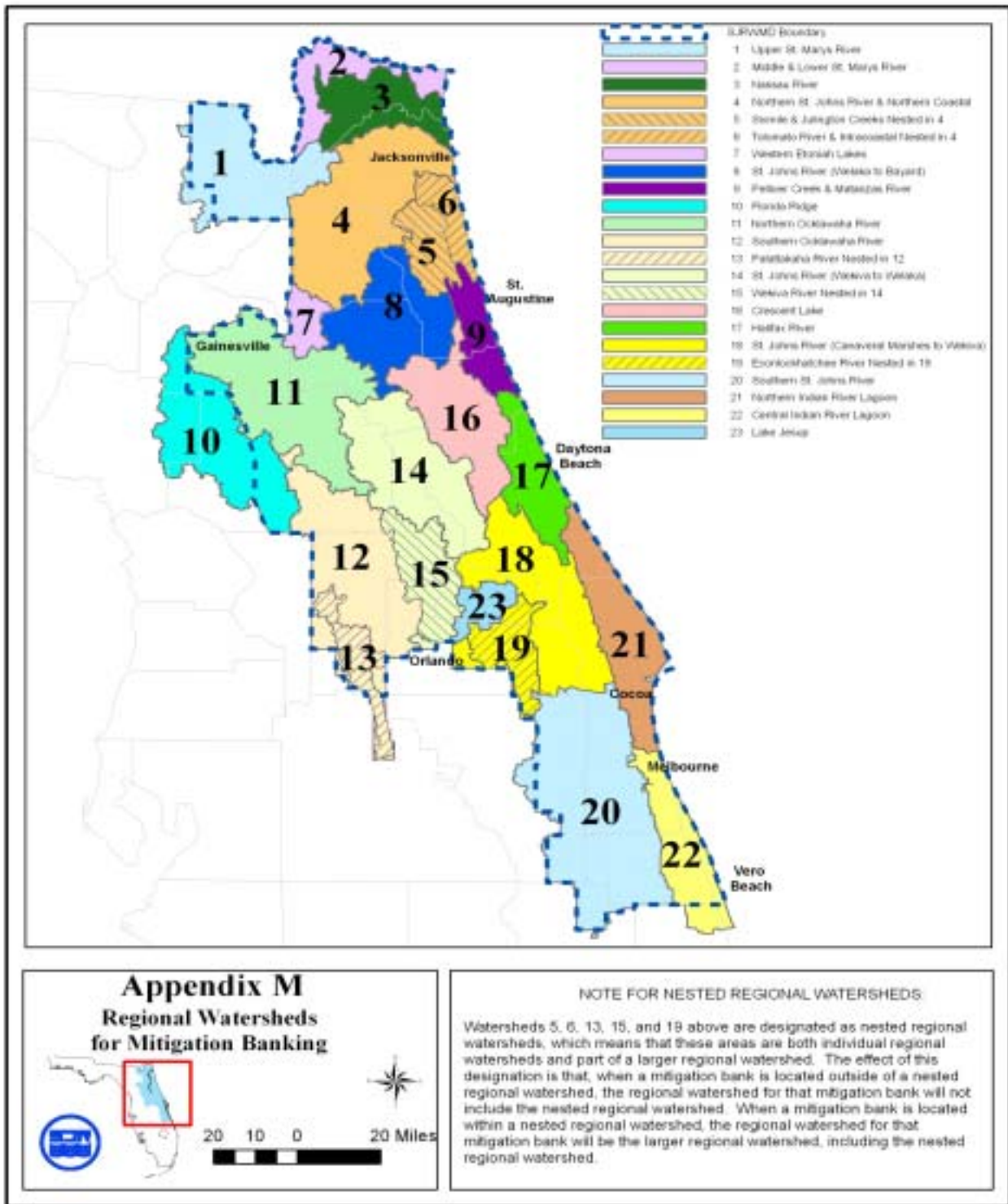
Specific Authority 369.318, 373.044, 373.046(4), 373.113, 373.4136, 373.414, 373.415, 373.416, 373.418, 373.421, 373.461 FS. Law Implemented 120.60, 369.316, 369.318, 373.016(2), 373.042, 373.0421, 373.046, 373.085, 373.086, 373.103, 373.109, 373.146(1), 373.406, 373.413, 373.4135, 373.4136 373.414, 373.4141, 373.415, 373.416, 373.417, 373.418, 373.421(2)-(6), 373.423, 373.426, 373.461(3), 380.06(9), 403.813(2) FS. History--New 12-7-83, Amended 10-14-84, Formerly 40C-4.091, Amended 5-17-87, Formerly 40C-4.0091, Amended 8-20-87, 10-1-87, 10-11-87, 11-26-87, 8-30-88, 1-1-89, 8-1-89, 10-19-89, 4-3-91, 9-25-91, 11-12-91, 3-1-92, 7-14-92, 9-8-92, 9-16-92, 11-12-92, 11-30-92, 1-6-93, 1-23-94, 2-27-94, 11-22-94, 10-3-95, 8-20-96, 11-25-98, 12-3-98, 1-7-99, 1-11-99, 8-21-00, 7-8-01, 10-11-01, 4-10-02, 9-26-02, 3-7-03, 11-11-03, 2-1-05, 12-3-06, 7-1-07,_____.

APPLICANT'S HANDBOOK SECTION:
 (Substantial rewording and revisions to Figure 12.2.8-1)



Revised (effective date)

(Substantial rewording and revisions to Appendix M)



Revised (effective date)

NAME OF PERSON ORIGINATING PROPOSED RULE:
Thomas I. Mayton, Sr. Assistant General Counsel, Office of
General Counsel, St. Johns River Water Management District,
4049 Reid Street, Palatka, Florida 32177-2529, (386)329-4108

NAME OF AGENCY HEAD WHO APPROVED THE
PROPOSED RULE: Governing Board of the St. Johns River
water Management District

DATE PROPOSED RULE APPROVED BY THE AGENCY
HEAD: July 8, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: April 18, 2008

If a person decides to appeal any decision with respect to any
matter considered at the above listed public hearing, such
person may need to ensure that a verbatim record of the
proceeding is made to include testimony and evidence upon
which the appeal is to be based.

Anyone requiring special accommodations to participate in this
meeting is requested to advise the District at least 5 work days
before the meeting by contacting Sandy Bertram, Assistant
District Clerk at (386)329-4127 or (386)329-4450 (TDD).

REGIONAL UTILITY AUTHORITIES

Withlacoochee Regional Water Supply Authority

RULE NO.: RULE TITLE:
49C-1.013 Budget and Finance

PURPOSE AND EFFECT: The purpose of the proposed rule
development is to establish by codification a more economical
method for a delinquent member government to reinstate its
voting privileges on the Board of Directors.

SUMMARY: This proposed rule will codify an additional
method by which the governing Board may reinstate the voting
privileges of a delinquent member government on the Board of
Directors of the Authority.

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: 163.01, 373.1962 FS.

LAW IMPLEMENTED: 163.01, 373.1962 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: Jack E. Sullivan, Executive Director,
Withlacoochee Regional Water Supply Authority, 1107
Shalimar Dr., Tallahassee, FL 32312, (850)385-0200

THE FULL TEXT OF THE PROPOSED RULE IS:

49C-1.013 Budget and Finance.

(1) through (6) No change.

(7) Should the delinquent member government(s) desire to
reinstate voting privileges on the Board of Directors, all
delinquent dues and all dues levied by the Authority and duly
approved by the member governments during the period of
non-participation by the large city or county, shall be paid in
full before the delinquent member government is allowed to be
reinstated as a voting member of the Board of Directors and all
other privileges are reinstated. In lieu of paying the delinquent
dues as set forth above, the Board of Directors may waive the
payment of delinquent dues, but require instead that the
delinquent member government pay the costs of bringing its
portion of the Authority's Master Plan up to date as it relates to
the delinquent member's geographic area and such other
expenses necessary for said member to be a functional member
of the Authority; provided, however, such expenses shall not
exceed what the delinquent member would have otherwise
paid in dues should the member have never become
delinquent.

Specific Authority 163.01, 373.1962 FS. Law Implemented 163.01,
373.1962 FS. History--New 6-11-78, Amended 8-21-85, Formerly
160-1.13, Amended 7-21-92, 6-7-93, Formerly 160-1.013,
Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Jack E. Sullivan, Executive Director, Withlacoochee Regional
Water Supply Authority, 1107 Shalimar Dr., Tallahassee, FL
32312, (850)385-0200

NAME OF AGENCY HEAD WHO APPROVED THE
PROPOSED RULE: Board of Directors of the Withlacoochee
Regional Water Supply Authority

DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: April 16, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: June 13, 2008

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:
59G-4.250 Prescribed Drug Services

PURPOSE AND EFFECT: The purpose of this rule
amendment is to incorporate by reference the Florida Medicaid
Prescribed Drug Services Coverage, Limitations and
Reimbursement Handbook update May 2008. The effect is to
update handbook requirements for reimbursement for
prescribed drugs.

SUMMARY: The purpose of this rule amendment is to
incorporate by reference the Florida Medicaid Prescribed Drug
Services Coverage, Limitations and Reimbursement
Handbook, updated May 2008. The handbook updates the
requirements for reimbursement for prescribed drugs.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: This rule update will not affect existing regulatory costs.

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: 409.919 FS.

LAW IMPLEMENTED: 409.906(20), 409.908, 409.912 FS.

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

DATE AND TIME: Thursday, August 14, 2008, 10:00 a.m. – 12:00 Noon

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room D, Tallahassee, FL 32301

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Marie Donnelly, Agency for Health Care Administration, (850)487-4441

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.250 Prescribed Drug Services.

(1) This rule applies to all prescribed drug services providers enrolled in the Medicaid program.

(2) All participating prescribed drug services providers enrolled in the Medicaid program must be in compliance with the provisions of the Florida Medicaid Prescribed Drug Services Coverage, Limitations, and Reimbursement Handbook, May 2008, which is incorporated by reference, and available from the Medicaid fiscal agent's website at www.mymedicaid-florida.com.

Specific Authority 409.919 FS. Law Implemented 409.906(20), 409.908, 409.912 FS. History—New 1-1-77, Amended 6-30-77, 10-1-77, 2-1-78, 4-1-78, 9-28-78, 6-1-79, 2-28-80, 11-11-81, 7-3-84, Formerly 10C-7.42, Amended 3-11-86, 12-5-88, 6-4-90, 10-29-90, 5-20-92, 4-11-93, Formerly 10C-7.042, Amended 12-28-95, 8-3-97, 2-11-98, 9-13-99, 7-20-00, 1-29-01, 4-24-01, 10-6-02, 12-7-06,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Marie Donnelly, Gov. Analyst II, Agency for Health Care Administration

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Anne Wells, Chief, Bureau of Pharmacy Services, Agency for Health Care Administration

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 30, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 23, 2008

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Barbers' Board

RULE NO.: 61G3-16.010
RULE TITLE: Supervised Practice Exception
PURPOSE AND EFFECT: The proposed rule amendment sets forth the time limit in which an applicant must discontinue practicing once he/she has taken the examination.

SUMMARY: The proposed rule amendment sets forth the time limit in which an applicant must discontinue practicing once he/she has taken the examination.

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

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

SPECIFIC AUTHORITY: 455.217, 476.064(4), 476.124, 476.144(7), 475.184(2), (10) FS.

LAW IMPLEMENTED: 455.217, 476.144(7), 475.184(2), (10) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robyn Barineau, Executive Director, Barbers' Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT FOR THE PROPOSED RULE IS:

(Substantial rewording of Rule 61G3-16.010 follows. See Florida Administrative Code for present text).

61G3-16.010 Supervised Practice Exception.

(1) Following the completion of both the written and practical portions of the first licensing examination by an applicant for licensure as a barber by examination who has completed the barber training required by Chapter 476, F.S. and Rule 61G3-16.001, F.A.C., the applicant is eligible to practice as a barber and perform barbering services temporarily in a current, actively licensed barbershop under the following conditions:

(a) In the event an applicant obtains passing scores on the first attempt of both the written and practical portions of the examination, the applicant shall be eligible, prior to having the application acted on by the Board, to practice in a licensed barbershop, provided that the applicant post the examination results for both portions of the examination at the work station with a recent photograph affixed thereto.

(b) In the event that the applicant fails to obtain a passing score on either or both of the written or practical portion of the examination on the first attempt, the applicant shall not be eligible to practice under this rule until the applicant:

1. Applies to the Department for authorization to retake the failed portion(s) of the examination; and

2. Presents the holder of the license for the barbershop a copy of both the reexamination application and the examination scheduling authorization letter from the department or the testing vendor.

3. Upon completion of these conditions, the applicant is eligible to practice in a licensed barbershop subject to the provisions of paragraph (c) referenced below, provided that the applicant posts the examination results for both portions of the examination at the work station with a recent photograph affixed thereto. The applicant must discontinue practicing when 180 days have passed from the date the written or practical portion of the first examination was taken, whichever portion was taken earlier, if reexamination has not yet been completed. Under no circumstances shall the applicant be eligible to practice prior to having applied for reexamination and having obtained the examination scheduling authorization letter from the department or testing vendor.

(c) All barbering services performed by the applicant under this exception shall be performed under the supervision of a licensed barber. "Under the supervision of a licensed barber" shall mean that an individual who then holds a current, active Florida license as a barber shall be physically present at all times when the applicant is performing barbering services.

(2) In the event an applicant, who previously failed either or both portions of the examination on the first attempt, fails to obtain a passing score on either or both portions of the second licensure examination, the applicant is no longer eligible to practice as a barber under this exception and must immediately discontinue practicing barbering services until the applicant has been issued a license to practice by the Department.

Specific Authority 455.217, 476.064(4), 476.124, 476.144(7), 476.184(2), (10) FS. Law Implemented 455.217, 476.144(7), 476.184(2), (10) FS. History—New 12-9-98, Amended 11-12-00, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Barbers' Board
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Barbers' Board
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 25, 2008
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 13, 2008

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

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

DEPARTMENT OF STATE

RULE NO.: 1-2.0031
RULE TITLE: Public Records Requests: Special Service Charge
NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 34, No. 27, July 3, 2008 issue of the Florida Administrative Weekly. The name of person originating proposed rule was incorrectly published as Lynn Hearn. The correct name is Kurt S. Browning, Secretary of State.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry
RULE NO.: 5B-3.0038
RULE TITLE: Quarantine Action
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. 34, No. 9, February 29, 2008 issue of the Florida Administrative Weekly.

(1) Plant pests not known to occur in the state of Florida. Proof of origin in the form of a certificate of origin or a legible way-bill that identifies the number and type of commodity and point of origin of the plant or plant product and a document showing compliance with a cooperative arrangement or a legible certificate of inspection, indicating pest freedom and compliance with applicable Florida entry requirements as established by law, rule, or order, shall accompany or be applied to each box, bundle or other container entering the state Florida. Plants and plant products which are not accompanied by proof of origin and a certificate of inspection documentation issued by a recognized state or country plant protection governmental agency indicating compliance with Florida regulations ~~Plants and plant products which do not meet Florida regulations~~ or are found to be infested or infected with, or exposed to a plant pest not known to be established in the state shall be subject to being refused entry, returned to the

owner, quarantined, treated, or destroyed as specified by the department, or destroyed or treated by an authorized representative of the department. The destruction, quarantine, treatment, or return of a shipment shall be under the direction of an authorized representative of the department and at the expense of the owner. Payment to the department for such expense shall be required before shipping can resume. Shippers shall be immediately suspended from shipping into Florida when shipments of plants and plant products are found to be infested or infected with a plant pest not known to be established in the state, and the pest is determined to be potentially damaging to Florida agriculture. This suspension shall remain in effect until the Florida Department of Agriculture and Consumer Services, Division of Plant Industry, and the state of origin department of agriculture agree the problem has been resolved and that shipping may resume. An Agreement for Treatment, Destruction, Forfeiture, or Return of Plants and/or Plant Parts, DACS-08029, revised 04/08 8/02, will be completed on all shipments requiring regulatory action. An Agreement for Treatment, Destruction, Forfeiture, or Return of Plants and/or Plant Parts form, DACS-08029, revised 04/08 8/02, is supplied by the division for this purpose and is hereby adopted and incorporated herein by reference and. ~~Copies of DACS-08003, revised 2/04 3/05, Report of Plant and Plant Material in Transit, and DACS-08029, revised 04/08, Agreement for Treatment, Destruction, Forfeiture, or Return of Plants and/or Plant Parts,~~ may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100. The following are examples of plant pests that would require immediate quarantine action:

(a) Insects.

1. *Aceria litchii* (currently in Hawaii (Litchi mite)).
2. *Anoplophora* spp. (Asian longhorned beetles).
3. *Biprorulus bibax* (spined orange bug).
4. *Bostrichidae* (Bostrichid beetles).
5. *Brevipalpus chilensis* (Chilean false red mite).
6. *Ceratovacuna lanigera* (sugarcane woolly aphid).
7. *Eutetranychus orinetalis* (Oriental red mite).
8. *Exophthalmus* spp. (Caribbean citrus weevils).
9. *Liriomyza huidobrensis* (pea leaf miner).
10. *Liriomyza langei* (pea leaf miner).
- ~~11. *Maconellicoccus hirsutus* (pink mealybug).~~
- ~~12. *Metamasius* spp. (Neotropical palm and bromeliad weevils).~~
- ~~13. *Musgraveia sulciventris* (bronze orange bug).~~
- ~~14. *Myllocerus* spp. (Asian weevils).~~
15. *Nasonovia ribisnigri* (currant-lettuce aphid).
- ~~16. *Nephotettix* spp. (Green leafhoppers on rice).~~
- ~~17. *Nilaparvata lugens* (brown plant hopper).~~
- ~~18. *Oxycarenus hyalinipennis* (dusky cottonseed bug).~~
- ~~19. *Prymnotrypes* spp. (Andean potato weevils).~~

20. *Rhagoletis mendax* (blueberry maggot fly).
21. *Rhynchophorus ferrugineus* (red palm weevil).
22. *Rhynchophorus palmarum* (giant palm weevil).
- ~~23. *Russelliana solanicola* (a potato psyllid).~~
- ~~24. *Siphoninus pilyllyleae* (Ash whitefly).~~
- ~~25. *Trioza anceps* (avocado psyllid).~~
- ~~26. *Trioza perseae* (avocado psyllid).~~
- ~~27. *Trioza erytrae* (African citrus psyllid).~~
- ~~28. *Tropilaelaps clareae* (Tropilaelaps mite).~~

(b) Diseases.

1. Chilli leaf curl virus.
 - ~~2. Citrus chlorotic dwarf.~~
 - ~~3. Citrus leprosis virus.~~
 - ~~4. Citrus variegated chlorosis.~~
 - ~~5. Citrus yellow mosaic virus.~~
 - ~~6. Huanglongbing (citrus greening disease).~~
 7. *Phytophthora alni*.
 8. *Phytophthora europea*.
 9. *Phytophthora foliorum*.
 10. *Phytophthora hedriandra*.
 11. *Phytophthora kernoviae*.
 12. *Phytophthora nemarosa*.
 13. *Phytophthora pseudosyringae*.
 14. *Phytophthora siskyouensis*.
 - ~~15. *Phytophthora ramorum* (sudden oak death).~~
 - ~~16. *Puccinia horiana* (chrysanthemum white rust).~~
 - ~~17. *Septoria citri*.~~
 - ~~18. Sugarcane bacilliform badnavirus.~~
 - ~~19. Sugarcane yellowleaf syndrome.~~
 20. Tomato chlorosis virus.
 21. Tomato infectious chlorosis virus.
 22. Tomato leaf curl New Delhi virus.
 23. Tomato marchitez virus.
 24. Tomato severe leaf curl virus.
 25. Tomato torrado virus.
 26. Tomato yellow leaf curl virus-China, Seychelles, & Indonesia strains.
 27. Tomato yellow vein streak.
 - ~~28. *Xanthomonas axonopodis* pv. *citri* (citrus canker).~~
- (c) Mollusks.
1. *Achatina* spp. (giant African snail and others).
 2. *Archachatina marginata* (banana rasp snail).
 3. *Cryptomphalus* spp. (brown garden snail and others).
 4. *Megalobulimus oblongus* (giant South American snail).
 5. *Theba pisana* (white garden snail).
- (d) Nematodes.
1. *Anguina tritici* (wheat gall nematode).
 2. *Bursaphelenchus cocophilus* (red ring nematode).
 3. *Ditylenchus destructor* (potato rot nematode).
 4. *Ditylenchus dispaci* (bud and stem nematode).

5. *Globodera rostochiensis* and *G. Pallida* (potato cyst nematode).
6. *Hemicycliophora arenaria* (citrus sheath nematode).
7. *Heterodera carotae* (carrot cyst nematode).
8. *Heterodera cruciferae* (cabbage cyst nematode).
9. *Heterodera goettingiana* (pea cyst nematode).
10. *Heterodera zeae* (corn cyst nematode).
11. *Hoplolaimus columbus* (Columbia lance nematode).
12. *Longidorus africanus* (a needle nematode).
13. *Longidorus belondriodes* (a needle nematode).
14. *Meloidogyne chitwoodi* (Columbia root-knot nematode).
15. *Meloidogyne citri* (a citrus root-knot nematode).
16. *Meloidogyne fujianensis* (citrus root-knot nematode).
17. *Meloidogyne naasi* (cereal root-knot nematode).
18. *Nacobbus aberrans* (false root-knot nematode).
19. *Pratylenchus convallariae* (a lesion nematode).
20. *Pratylenchus crenatus* (a lesion nematode).
21. *Pratylenchus goodeyi* (a lesion nematode).
22. *Xiphinema brevicolle* (a dagger nematode).
23. *Xiphinema bricolensis* (a dagger nematode).
24. *Xiphinema californicum* (a dagger nematode).
25. *Xiphinema diversicaudatum* (a dagger nematode).
26. *Xiphinema index* (California dagger nematode).
27. *Xiphinema insigne* (a dagger nematode).
28. *Xiphinema vuittenezi* (a dagger nematode).
29. *Zygotylenchus* spp. (a lesion nematode).

(2) Plant pests of limited distribution in the state of Florida. Plants and plant products found infested or infected with or exposed to a plant pest of limited distribution in the state shall be subject to immediate quarantine action and will not be eligible for certification until treated as prescribed by the department and released from quarantine. An agreement for Chemical Treatment, DACS-08081, revised 04/08 ~~6/03~~, may be required for plants and plant products requiring treatment. Agreement for Chemical Treatment form, DACS-08081, revised 04/08 ~~6/03~~, is supplied by the division for this purpose and is hereby adopted and incorporated herein by reference and ~~Copies of DACS-08081, revised 10/04, Agreement for Chemical Treatment,~~ may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100. The following are examples of plant pests that would require immediate quarantine action:

(a) Insects.

1. *Aulacaspis yasumatsui* (Asian cycad scale).
- ~~2.4.~~ *Diaphorina citri* (Asian citrus psyllid).
- ~~3.2.~~ *Diaprepes abbreviatus* (diaprepes root weevil).
- ~~4.3.~~ *Maconellicoccus hirsutus* (pink mealybug).

- ~~5.4.~~ *Metamasius callizona* (bromeliad weevil).
 - ~~6.5.~~ *Metamasius hemipterus* (palm and sugarcane weevil).
 - ~~7.6.~~ *Morganella longispina* (scale insect) (plumose scale).
 - ~~8.7.~~ *Myllocerus undatus* (weevil).
 9. *Oligonychus persae* (avocado mite).
 - ~~10.8.~~ *Opuntiaspis* spp. (scale insect).
 - ~~11.9.~~ *Paratachardina lobata* (lobate lac scale).
 - ~~12.10.~~ *Parlatoria ziziphi* (black parlatoria scale).
 - ~~13.11.~~ *Philephedra* sp. (scale insect).
 - ~~14.12.~~ *Phoenicococcus marlatti* (red date scale).
 15. *Raoiella indica* (red palm mite).
 16. *Singhiella simplex* (figus whitefly).
 - ~~17.13.~~ *Vinsonia stellifera* (stellate scale).
 18. *Xyleborus glabratus* (red bay ambrosia beetle).
- (b) Diseases.

1. *Agrobacterium tumefaciens* (crown gall).
2. *Cucumber green mottle mosaic virus.*
3. *Cucurbit leaf crumple begemovirus.*
4. *Cucurbit yellow stunting disorder crinivirus.*
- ~~5.2.~~ Lethal yellowing of palms.
6. *Pepino mosaic virus.*
- ~~7.3.~~ *Phomopsis gardeniae* (gardenia canker).
8. *Phytophthora tropicalis.*
- ~~9.4.~~ *Puccinia pelargonii* – zonalis (geranium rust).
- ~~10.5.~~ *Sphaceloma poinsettiae* (poinsettia scab).
11. *Texas phoenix palm decline phytoplasma.*
- ~~12.6.~~ Tomato yellow leaf curl virus.

(c) Mollusks (snails).

1. *Otala lactea* (milk snail).
2. *Zachrysis provisorica* (Cuban land snail).

(d) Nematodes.

1. *Meloidogyne mayaguensis*.

(3) Common Plant Pests. All nursery stock and other plants and plant products found infested or infected with a common plant pest shall be subject to immediate quarantine action when the population of the plant pest is adversely affecting the plant or plant product. The plant or plant product will not be eligible for certification until treated as prescribed by the department and released from quarantine. An Agreement for Chemical Treatment, DACS-08081, revised 04/08 ~~6/03~~, may be required for plants and plant products requiring treatment.

Specific Authority 570.07(23), 581.031(4), 581.101 FS. Law Implemented 581.031(7), 581.083, 581.101 FS. History—New 4-1-97, Amended 6-12-00, 10-8-03, _____.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE NO.: RULE TITLE:
5B-57.011 Biomass Plantings

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. 34, No. 12, March 21, 2008 issue of the Florida Administrative Weekly.

5B-57.011 Biomass Plantings.

(1) Biomass Permit Requirements. It shall be unlawful to establish a biomass planting greater in size than two contiguous acres except under a biomass permit (Biomass Planting Permit, DACS-08382, revised ~~04/08~~ ~~07/06~~) issued by the department for this purpose and is incorporated herein by reference. An application for new biomass permit will be required if the planting (contiguous or noncontiguous) will exceed five percent (5%) of the acreage of the original permit. No biomass permit shall be issued for any planting of plants on the state noxious weed list or the federal noxious weed list. No biomass permit shall be issued unless the applicant is the owner of the property or has written permission from the property owner to utilize the land for biomass plantings for the duration of the life of the permit. Applications for biomass permits shall be made on Biomass Planting Permit Application, DACS-08381, revised ~~06/08~~ ~~08/06~~, and submitted to the Division of Plant Industry, P. O. Box 147100, Gainesville, FL 32614-7100, for this purpose and is incorporated herein by reference. The application forms can be obtained from the same address or from the Division of Plant Industry website, <http://www.doacs.state.fl.us/onestop/plt/methods.html>. Separate applications for biomass permits shall be required for each noncontiguous growing location and must include a complete description of the nonnative plant to be grown and an estimated cost of removing and destroying the subject plant including the basis for calculating or determining that estimate. The applications must be submitted with the permit fee of \$50 and proof that a bond in the form as required in subsection (2), in the form approved by the department and issued by a surety company admitted to do business in Florida or a certificate of deposit has been obtained as described in Section 581.083(4), F.S. ~~The application forms can be obtained from the same address or from the Division of Plant Industry website, <http://www.doacs.state.fl.us/pi/>.~~ In evaluating the permit application, the department shall visit the proposed growing location and determine if feasible measures can be taken to prevent the spread of the plant into neighboring ecosystems. The permit will include the following requirements as a minimum:

(a) A system of traps or filters shall be required to prevent plants or plant parts from spreading through ditches, natural waterways or other drainage. A fallow area in excess of 25 feet may be considered as a trap.

(b) Measures will be required to prevent spread by seed.

(c) A fallow area, wide enough to prevent plant spread into adjacent areas, shall be required. The fallow area may be used singularly or in combination with a berm will be on both sides of a berm surrounding the biomass planting.

(d) Any equipment used on the site must be cleaned of all plant debris before being moved from the property.

(e) Wildfire protection measures will be required to mitigate fire risk and damages to surrounding areas.

(f) A compliance agreement (Compliance Agreement, Biomass, DACS-08383, revised ~~04/08~~ ~~07/06~~) containing any additional requirements needed to prevent plant spread shall be signed and will be an addendum to the permit for this purpose and is incorporated herein by reference. Copies of Compliance Agreement, Biomass, DACS-08383, revised ~~04/08~~ ~~07/06~~, may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, FL 32614-7100, or <http://www.doacs.state.fl.us/onestop/plt/methods.html>. Failure to abide by the permit stipulations or the compliance agreement is considered to be a violation of these rules.

(2) Bonds or Certificates of Deposit. Each permit holder shall maintain for each separate growing location a bond or a certificate of deposit in an amount of not less than 150 percent of the estimated cost of removing and destroying the plants as described in Section 581.083(4), F.S. The bond or certificate of deposit may not exceed \$5,000 per acre except as allowed by subsection 581.083(4)(e), F.S. statute. The Bond or CD assignment or agreement must be on forms DACS-08439, revised 05/08, Biomass Plantings Bond or DACS-08440, revised 05/08, Assignment of Certificate of Deposit, incorporated herein by reference. These forms are available from the Division of Plant Industry, P. O. Box 147100, Gainesville, FL 32614-7100 or <http://www.doacs.state.fl.us/onestop/plt/methods.html>.

(3) Abandoned Biomass Plantings. It shall be unlawful for any person to abandon a biomass planting. It is the responsibility of the property owner or permit holder to completely destroy the planting prior to vacating the property or stopping commercial production. If the department determines that the permit holder is no longer maintaining or cultivating the plants subject to the special permit and has not removed and destroyed the plants authorized by the special permit or has exceeded the conditions of the biomass permit, the department shall take action to initiate the removal of the plants through the issuance of an immediate final order and execution of the bond or certificate of deposit as described in Section 581.083(4), F.S.

(4) Exemptions. A biomass permit is not required for plants produced for purposes of agriculture as defined in Section 570.02(1), F.S., or if the department in consultation with the University of Florida, Institute of Food and Agricultural Sciences has determined that the nonnative plant is not invasive and specifically exempts it in this rule. The following plants or groups of plants are exempt:

- (a) Any plant that is produced for purposes of human food consumption.
- (b) Any plant that is commonly grown for commercial feed, feedstuff or forage for livestock.
- (c) *Pinus* spp.

Specific Authority 570.07(13), (23) FS. Law Implemented 581.031(4), (5), (6), 581.083, 581.091 FS. History–New 10-1-06, Amended.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

RULE NOS.:	RULE TITLES:
5E-14.102	Definitions
5E-14.105	Contractual Agreements in Public’s Interest – Control and Preventive Treatment for Wood-Destroying Organisms
5E-14.110	Fumigation Requirements – Notices
5E-14.111	Fumigation Requirements – Application; Restrictions and Precautions
5E-14.112	Fumigation Requirements – Prefumigation Inspections, Evacuation, Warning Notices (Signs), Special Safety Precautions and Responsibilities
5E-14.142	Responsibilities and Duties – Records, Reports, Advertising, Applications

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. 34, No. 14, April 4, 2008 issue of the Florida Administrative Weekly.

5E-14.102 Definitions.

(1) through (16) No change.

(17) “Connected Structure” is defined as any structure physically connected with the structure to be fumigated by construction elements that contain voids (e.g. pipes, conduits, drains, ducts, etc.) which may allow transfer of fumigant between the structures.

Specific Authority 482.051 FS. Law Implemented 482.051(1) FS. History–New 1-1-77, Amended 6-27-79, 6-22-83, Formerly 10D-55.102, Amended 8-11-93, 6-12-02, 4-17-03,_____.

5E-14.105 Contractual Agreements in Public’s Interest – Control and Preventive Treatment for Wood-Destroying Organisms.

(1) through (8) No change.

(9) A licensee acting as a primary contractor who may subcontract the performance of the work to another licensee shall notify the customer that the performance of the work may be assigned to another licensee other than the primary contractor. This written notification shall be part of the contract as a separate statement itself or attached to the contract as a separate document, and must be signed or initialed by the consumer.

Specific Authority 482.051 FS. Law Implemented 482.051(3) FS. History–New 1-1-77, ~~Joint Administrative Procedures Committee Objection Withdrawn~~ See FAW Vol. 3, No. 30, July 29, 1977, Amended 6-27-79, 10-25-90, Formerly 10D-55.105, Amended 8-11-93, 4-17-03, 6-1-06,_____.

5E-14.110 Fumigation Requirement – Notices.

Each licensee, before performing general fumigation, shall in advance notify in writing the department inspector having jurisdiction over the location where the fumigation operation is to be performed. Notification shall be made on DACS Form 13667, Notification of Fumigation, rev. 05/08, which is hereby adopted and incorporated by reference and available from the department’s website at <http://www.doacs.state.fl.us/onestop/aes/pestcont.html>. Such notices shall be received by the department inspector at least twenty four (24) hours in advance of the fumigation period. The notice shall state the following:

(1) through (2) No change.

(3) Name of certified operator in charge and/or his designated certified operator(s) and special fumigation identification card holder(s) together with his day and night telephone numbers.

(4) (Location (address) and type of structure (residential, commercial, multi-unit, single family/business or other) to be fumigated.

(5) Date of ~~and, as nearly as possible, the approximate time of release of fumigant, and the approximate length of fumigation period.~~ Any change(s) in information required in written notices by this regulation shall be reported in writing in advance of the fumigation period.

(6) Any change(s) in information required in written notices by this regulation shall be reported in writing in advance of the fumigation period.

(a) Exceptions: In authentic and verifiable emergencies only, when twenty-four (24) hours advance notification is not possible, advance telephone or ~~facsimile telegraph~~ notice shall be given, and such notice immediately followed by written confirmation stating the required information.

Specific Authority 482.051 FS. Law Implemented 482.051(4) FS., ~~Section 1, Chapter 92-203, Laws of Florida.~~ History–New 1-1-77, Amended 6-27-79, 6-22-83, 10-25-90, Formerly 10D-55.110, Amended 7-5-95,_____.

5E-14.111 Fumigation Requirements – Application; Restrictions and Precautions.

(1) No change.

(2) Neither the structure nor enclosed space to be fumigated nor any part or parts thereof shall be occupied by persons during the fumigation period. In addition, structures or enclosed spaces which are physically connected ~~joined to or in contact~~ with the structure to be fumigated shall not be occupied by persons during the fumigation period. (See subsections 5E-14.111(3) and (4), F.A.C.) ~~This requirement may be waived in the fumigation of commodities in industrial areas when it is determined upon prior inspection by the certified operator in charge that no danger to human life or health exists.~~

~~(3)(a) In the event one or more structures in a row of physically joined structures is to be fumigated, at least one additional complete building structure next to and on both sides of the structure to be fumigated must be vacated, provided there are no common drains, air ducts, conduits, attics or other means permitting escape or passage of the fumigant from the structure to be fumigated into the additional vacated building(s). If there are common means permitting passage of the fumigant into the additional vacated building(s) then one more building must be vacated and so on. If this set of conditions cannot be met, the entire row of structures must be vacated or the fumigation shall not be carried out.~~

(3) In the event one or more units in a multi-unit structure (see subsection 5E-14.102(9), F.A.C.) are to be fumigated, the entire multi-unit structure must be vacated prior to fumigation and individually tested for clearance in accordance with label instructions following fumigation. If these requirements cannot be met, the fumigation shall not be performed.

(4) It shall be the duty of the certified operator in charge or his designated special fumigation identification card holder to be present and personally ~~to~~ make a careful examination of all parts of the structure to be fumigated, such as including ~~locked rooms, compartments, closets, enclosed spaces and any connected structures, physically joined to or in contact with said structure~~ to verify that no persons have remained therein.

(5) No change.

(6) When fumigating structures with methyl bromide, sulfuryl fluoride or any other relatively odorless gas, technical chloropicrin shall be used separately as a warning agent immediately prior to release of the relatively odorless gas at the rate of not less than one fluid ounce per 15,000 cubic feet of space to be fumigated or as otherwise directed by fumigant label. ~~Registered label mixtures of at least one fourth of one percent chloropicrin by net weight analysis may be used in lieu of the above.~~

(a) Exceptions: This section shall not apply to the fumigation of common carriers (trucks, box cars, refrigerator cars), the fumigation of tobacco warehouses and factories, the fumigation in tanks, vaults, or chambers, or the fumigation of commodities in industrial areas when it has been determined

by prior inspection by the certified operator in charge that no danger to human life or health exists unless required by the fumigant label.

(7) No change.

Specific Authority 482.051 FS. Law Implemented 482.051(1), 482.152, 482.241 FS., ~~Section 1, Chapter 92-203, Laws of Florida~~. History–New 1-1-77, Amended 6-27-79, 6-22-83, Formerly 10D-55.111, Amended 8-11-93,_____.

5E-14.112 Fumigation Requirements – Prefumigation Inspections, Evacuation, Warning Notices (Signs), Special Safety Precautions and Responsibilities.

(1) through (2) No change.

(3) Warning signs shall conform in design and information set forth as follows:

(Skull and Crossbones Symbol)	DANGER FUMIGATING WITH (Accepted common name of Fumigant)	(Skull and Crossbones Symbol)
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DEADLY POISON
ALL PERSONS ARE WARNED TO
Keep away

Date and time fumigant was ~~introduced~~ injected _____
Company Name _____
Company Business Address _____
Certified Operator in Charge _____
(~~or designated Spec. Fum. Iden. Card Holder~~)
Fumigant Introduced by injected
Day Telephone _____
Night Telephone _____

(4) through (7) No change.

Specific Authority 482.051 FS. Law Implemented 482.051(1), 482.152 FS. History–New 1-1-77, Amended 6-27-79, Formerly 10D-55.112, Amended 4-17-03,_____.

5E-14.142 Responsibilities and Duties – Records, Reports, Advertising, Applications.

(1) Records: Pest Control records of the licensee pertaining to pest control activities and including contracts shall be kept at the licensed business location or at the exact Florida address specified in the application for business license for inspection by Department inspectors. Additionally, routine operational records shall be available for inspection by appropriate state officials during normal business hours at reasonable times there. Routine operational records containing information on pesticides, amounts, uses, dates, and places of application shall be maintained for a period of at least two years routine operational records containing information on kinds (names), amounts, uses, dates, and places of application of restricted-use pesticides. Licensees operating in the category of fumigation shall record this information along with the individual fumigant cylinder identification number utilized to fumigate a structure.

(2) through (8) No change.

Specific Authority 482.051 FS. Law Implemented 482.071, 482.091, 482.161(1)(g), 482.226(1), (2), (4), (5), (6) FS. History—New 1-1-77, Amended 6-27-79, 6-22-83, 1-20-87, 10-25-90, Formerly 10D-55.142, Amended 8-11-93, 5-28-98, 4-29-02, 4-17-03, 6-2-04, 6-1-06,_____.

DEPARTMENT OF TRANSPORTATION

RULE NO.: RULE TITLE:
14-10.025 Wall Murals

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. 34, No. 8, February 22, 2008 issue of the Florida Administrative Weekly.

SUMMARY OF CHANGE: Proposed Rule 14-10.025, F.A.C. is being amended, including new language not included in the notice of rulemaking, deletion of previously proposed language, renumbering of subsections, and addition of Law Implemented citations.

A rule hearing was conducted as scheduled in the notice of rulemaking. Challenges to the proposed rule have been filed with the Division of Administrative Hearings.

NOTE: Although this is a proposed new rule, which would be totally underlined, the newly proposed changes are shown with the traditional add and delete coding in order to highlight changes from the previously proposed language to the revised language.

The following text reflects the proposed changes:

14-10.025 Wall Murals.

(1) Department approval of wWall murals displaying commercial messages within 660 feet of the right of way of an interstate or federal aid primary highway may be obtained either by compliance with local sign control in municipalities or counties exercising such control pursuant to subsection (2) of this rule or by direct approval as set forth in subsection (3) of this rule must obtain Department approval prior to installation.

(2) In order to exercise local sign control over wall murals pursuant to 23 USC 131(d), 23 CFR 750.706(c) and the Agreement between the State of Florida and the United States Department of Transportation (Federal/State Agreement), a municipality or county must demonstrate to the Department that it has established and will enforce regulations with criteria governing the size, lighting, and spacing of signs consistent with the intent of the Highway Beautification Act of 1965 and with customary use. Customary use means the predominant, usual practice with regard to size, lighting, and spacing of signs existing in the municipality or county as of the date of the Federal/State Agreement, being January 27, 1972.

(a) Upon Department acceptance of a municipality or county's exercise of local control, the Department will notify the Federal Highway Administration pursuant to 23 CFR 750.706(c). The Department will monitor the municipality or county for continuing effective local control.

(b) Exercise of local control will be disallowed if the municipality or county fails to enforce its regulations or if the Federal Highway Administration notifies the Department of an intent to impose the penalty provided for in 23 USC 131(b) because the exercise of local control by the municipality or county has resulted in a of loss of effective control of outdoor advertising.

(c) Wall murals maintained in violation of local control requirements are illegal signs subject to local enforcement and removal in accordance with Section 479.105, F.S.

(3)(2) In municipalities or counties which permit and regulate wall murals but which do not exercise local sign control as a described above, A application for approval of a wall mural is made by completing and submitting the form Application for Wall Mural Approval, Form 575-070-31, Rev. 09/07, incorporated herein by reference, to the address listed in subsection 14-10.003(2), F.A.C. The application form may be obtained from the State Outdoor Advertising License and Permit Office.

(a) A separate application is required for each wall mural.

(b) Priority of applications will be based upon the order of receipt of completed applications.

1. An application will be considered complete when all items on the application form have been filled in, and all required attachments received.

2. Incomplete applications will be returned to the applicant without Departmental action. Applications containing incorrect information will be returned to the applicant as denied.

3. Once an application form has been received by the Department, any change or addition to the application form as submitted must be initialed by the applicant on the original application document.

(c) Each application must include the following attachments:

1. A statement from the municipality or county local government within whose jurisdiction the mural is to be located that the property on which the mural is to be located is zoned for commercial or industrial use,

2. A statement from the municipality or county local government approving the placement of the wall mural as described in the Application,

3. A copy of the municipality or county local ordinance enacted in conformance with Section 479.156, F.S., allowing for the placement of wall murals,

4. A photograph of the building on which the mural will be displayed, and

5. Payment for the initial fee in the amount set forth in Rule 14-10.0043, F.A.C., for outdoor advertising permit fees.

~~(d)(3)~~ In order to be approved by the Department, all the following requirements must be met:

~~1.(a)~~ The property on which the wall mural is to be located must be zoned for commercial or industrial uses.

~~2.(b)~~ The height of the mural may not exceed 30 feet.

~~3.(c)~~ The width of the mural may not exceed 60 feet.

~~4.(d)~~ The total area of the mural may not exceed 1,200 square feet.

~~5.(e)~~ Wall murals must meet minimum spacing from any permitted outdoor advertising sign or previously approved wall mural. Minimum spacing is 500 feet on the federal aid primary highway system and 1,000 feet on the Interstate highway system. Measurements are taken from the midpoint of a mural placed parallel to the controlled roadway and from the point of the mural closest to the roadway for right or left read displays.

~~6.(f)~~ Wall murals may not be located within 500 feet of an interstate interchange outside an incorporated area.

~~(g) In lieu of the requirements set forth in paragraphs (3)2 through (3)6, the applicant must demonstrate that the wall mural constitutes a customary use which was a widespread, long-standing and common general practice within the local jurisdiction on the date of enactment of the federal Highway Beautification Act of 1965, 23 U.S.C. Sec. 131, and the agreement between the State of Florida and the United States Department of Transportation which implements outdoor advertising control pursuant to the requirements of that Act.~~

~~7.(h)~~ An annual fee in the amount established in Rule 14-10.0043, F.A.C., for outdoor advertising permit fees must be paid.

~~8.(4)~~ The Department shall deny any application for a wall mural and will revoke any previously issued permit if the Department receives notification from the Federal Highway Administration that the wall mural is not approved under federal laws or regulations.

~~(e)(5)~~ The Department will approve or deny complete applications within 30 days of receipt by the Department.

Specific Authority 334.044(2), 479.02(7) FS. Law Implemented 339.05, 479.02, 479.07, 479.15, 479.156 FS.

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

Medicaid

RULE NO.:	RULE TITLE:
59G-4.070	Durable Medical Equipment and Supplies

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. 34, No. 25, June 20, 2008 issue of the Florida Administrative Weekly.

These changes are in response to written material received before the date of the final public hearing.

The rule incorporates by reference the Florida Medicaid Durable Medical Equipment and Medical Supply Services Coverage and Limitations Handbook, July 2008. The following revisions were made to the handbook.

Page 1-3, Provider Qualifications and Enrollment. We added the following: "Cost-Effective Purchasing of Health Care. According to Florida Statute 409.912, the Agency for Health Care Administration may competitively bid single-source-provider contracts if procurement of goods or services results in demonstrated cost savings to the state without limiting access to care. The agency may seek federal waivers necessary to administer these policies."

Page 1-4, Provider Qualifications and Enrollment. Due to the addition of new content on Page 1-3, we moved Qualification Requirements to Page 1-4.

Page 1-7, DME and Medical Supply Provider Qualifications for Enrollment and Re-enrollment. We deleted the fourth bullet, which read, "The provider must have a current physical DME and medical supply business location with substantial stock and not operating primarily as a mobile DME and medical supply business, as defined in this chapter; and"

Page 1-11, Mobile DME and Medical Supply Providers. We deleted this section, which read, "Medicaid will not enroll or maintain enrollment with a mobile DME and medical supply provider. The Medicaid DME and Medical Supply Services Program defines a mobile provider as: DME and medical supply provider located within the state or within fifty miles of the Florida state line that primarily furnishes DME and medical supply services out of a mobile shop(s) or vehicle(s), traveling 350 road miles or more round trip to serve more than 50 percent of its Florida customers; or DME and medical supply providers operating within the state or within fifty miles from the Florida state line that furnishes all its DME and medical supply services from a vehicle(s) and does not provide DME and medical supply services to the public from a stationary physical DME medical supply services business location. Customer percentage is determined through a records review."

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."

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NO.: 690-144.007
 RULE TITLE: Credit for Reinsurance From Eligible Reinsurers

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. 34, No. 14, April 4, 2008 issue of the Florida Administrative Weekly.

These changes are being made in response to comments by JAPC.

Subsection (6) now reads as follows:

(6) In addition to the trust fund required under paragraph (3)(c) of Section 624.610, F.S., the commissioner shall permit an assuming insurer that maintains a trust fund in a qualified United States financial institution, as that term is defined in paragraph (5)(b) of Section 624.610, F.S., for the payment of the valid claims of its United States cedent insurers and their assigns and successors in interest to also maintain in a qualified United States financial institution a trust fund constituting a trustee amount at least equal to the collateral required in accordance with subsection (4) of this rule to secure the liabilities attributable to United States cedent insurers under reinsurance policies (contracts) entered into or renewed by such assuming insurer on or after the effective date of this rule or such other date as may be established in other states for cedent insurers domiciled in such states, but only when maintenance of such a trust fund serves to protect the interests of the public and the interests of insurer solvency.

Subparagraph (8)(a)3. now reads as follows:

3. A report that provides information to the office as to its ceded and ceding insurance; the information may be provided in the form of the NAIC Property and Casualty Annual Filing Blank Schedule F, or in any manner that provides the Office with the same information about its ceded and ceding insurance that is disclosed by the NAIC Property and Casualty Annual Filing Blank Schedule F;

Subsection (13) now reads as follows:

(13)(a) Upon the entry of an order of rehabilitation, liquidation, or conservation against the ceding insurer, pursuant to Chapter 631, Part I, F.A.C., or the equivalent law of another jurisdiction, an eligible reinsurer, within 30 days of the order, shall fund the entire amount that the ceding insurer has taken, as an asset or deduction from reserves, for reinsurance recoverable from the eligible reinsurer. The insurer may request a variance and waiver from this provision as provided by Section 120.542, F.S.

(b) If an eligible reinsurer fails to comply on a timely basis with paragraph (a) of this subsection, the Commissioner shall withdraw the reinsurer’s eligibility under this rule.

The remainder of the rule reads as previously published.

**Section IV
 Emergency Rules**

DEPARTMENT OF REVENUE

Property Tax Oversight Program

RULE NO.: 12DER08-19
 RULE TITLE: Repeal of Rule 12DER07-06 Relating to 2007 Millage Levy Compliance

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Chapter 2007-321, Laws of Florida, authorized the Department of Revenue to adopt emergency rules that could remain in effect for 18 months and that could be renewed. This act further provided that all conditions imposed by Chapter 120, Florida Statutes were deemed to be met.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The Legislature expressly authorized the Department of Revenue to adopt emergency rules that implement the provisions of Chapter 2007-321, Laws of Florida. The law provides that these emergency rules remain in effect for a period of 18 months and that they may be renewed. Emergency Rule 12DER07-06, Information for Municipal Service Taxing Units and Special Districts Dependent to a County, the Predominant Function of Which is the Provision of Emergency Medical or Fire Rescue Services (effective June 29, 2007), is being repealed because it was applicable only for year 2007, and is not applicable to years past 2007. New requirements of Chapter 2008-173 (Senate Bill 1588), Laws of Florida, as passed by the 2008 Legislature, have replaced the provisions applicable in previous years.

SUMMARY: The purpose of Rule 12DER08-19 is to repeal Rule 12DER07-06, Information for Municipal Service Taxing Units and Special Districts Dependent to a County, the Predominant Function of Which is the Provision of Emergency Medical or Fire Rescue Services, (effective June 29, 2007) relates to 2007 millage levy compliance.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Renee Harkins, Department of Revenue, Property Tax Technical Unit, 725 S. Calhoun Street, Tallahassee, Florida 32399-0100; telephone (850)414-6104; Fax (850)488-9482; email address: harkinre@dor.state.fl.us

THE FULL TEXT OF THE EMERGENCY RULE IS:

12DER08-19 Repeal of Rule 12DER07-06 Relating to 2007 Millage Levy Compliance.

The following rule is hereby repealed: Rule 12DER07-06, Information for Municipal Service Taxing Units and Special Districts Dependent to a County, the Predominant Function of Which is the Provision of Emergency Medical or Fire Rescue Services (effective June 29, 2007).

Specific Authority Section 9 of Ch. 2007-321, L.O.F. Law Implemented Sections 1 through 11 of Ch. 2007-321, L.O.F. History–New 7-2-08.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: July 2, 2008

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

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN THAT on June 30, 2008, the Department of Community Affairs, received a petition for waiver on June 30, 2008, from the Town of Horseshoe Beach. The Petitioner has requested a waiver of that portion of paragraph 9B-43.005(8)(a), Florida Administrative Code, which requires that any procurement which must be publicly noticed allow at least 12 days for receipt of the bids or proposals. When the Petitioner advertised to procure its construction contractor for the CDBG subgrant, it failed to allow 12 full days from the date of publication. It has been assigned the number DCA08-WAI-183.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN THAT on June 27, 2008, the Department of Community Affairs has issued an order.

The Order Denying Petition for Variance was issued in response to a Petition for Variance filed by the City of Cocoa on April 1, 2008. Notice of receipt of the Petition was published in the Florida Administrative Weekly on May 2, 2008. Petitioner sought a variance from Chapter 9J-33, F.A.C., which sets forth a schedule of deadlines for adoption of the Evaluation and Appraisal Report (EAR). The purpose of the

statute that underlies the rule is to ensure timely adoption of the EAR. Petitioner did not demonstrate that the purpose of the underlying statute – timely adoption of the EAR – has been or will be achieved by the City by other means if the variance were granted. Petitioner also did not demonstrate that application of the schedule would create a substantial hardship or would violate principles of fairness.

A copy of the Order may be obtained by contacting: Paula Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida, 32399.

DEPARTMENT OF LAW ENFORCEMENT

NOTICE IS HEREBY GIVEN THAT on July 2, 2008, the Criminal Justice Standards and Training Commission, received a petition for waiver of subparagraph 11B-20.0014(3)(b)2., F.A.C., from the Florida Highway Patrol. This rule requires that Speed Measurement instructors be certified and that officers taking Speed Measurement instruction become certified prior to operating any visual speed computer device.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32302-1489, (850)410-7676.

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 June 25, 2008, the St. Johns River Water Management District, received a petition for variance from Indian River County in relation to Environmental Resource Permit Application 4-061-114751-1 to construct replacement boat ramp improvements and a fishing pier in Indian River County. Pursuant to Section 373.414(17), F.S., the petitioner is seeking a variance from paragraph 40C-4.302(1)(c), F.A.C., and Sections 10.1.1(c), 12.1.1(d) and 12.2.5(c) of the Applicant’s Handbook: Management and Storage of Surface Waters. These rules are designed to protect Class II or Class III waters which are classified as approved, restricted, conditionally approved or conditionally restricted for shellfish harvesting and require permit applicants to comply with the additional criteria when the proposed work is located in such waters. The petitioner seeks the variance to construct replacement boat ramp improvements and a fishing pier. The work is proposed to occur directly in the Indian River, which in this area is a Class II water. Comments on this petition should be filed with Robert Nawrocki, District Clerk, St. Johns River Water Management

District, 4049 Reid Street, Palatka, Florida 32177-2529, within 14 days of publication of this notice. The petition has been assigned File of Record Number 2008-72.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Karen Coffman, Assistant General Counsel, St. Johns River Water Management District at the foregoing address or at (386)329-4288.

NOTICE IS HEREBY GIVEN THAT on June 30, 2008, the South Florida Water Management District (District), received a petition for waiver from Eric Spalding with AT&T Florida, Application No. 08-0519-1, for utilization of Works or Lands of the District known as the C-11 Canal, Broward County, for the placement of AT&T Digital Loop Electronics cabinet next to an existing, permitted AT&T cross-box and manhole, as indicated on application drawings, located on the north right of way of C-11 Canal; Section 26, Township 48 South, Range 41 East. The petition seeks relief from subsections 40E-6.011(4) and (6), Florida Administrative Code, which govern the placement of permanent and/or semi-permanent above-ground encroachments within 40 feet of the top of bank within Works or Lands of the District.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kathie Ruff at (561)682-6320 or e-mail at kruff@sfwmd.gov. The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn: Kathie Ruff, Office of Counsel.

NOTICE IS HEREBY GIVEN THAT on June 30, 2008, the South Florida Water Management District (District), received a petition for waiver from Miami-Dade County Public Works Department, Application No. 08-0616-3, Permit (MOD) Number 3217, for utilization of Works or Lands of the District known as the C-103 Canal to allow the placement of approximately 675 linear feet of guardrail beginning at S. W. 272 Street (Epmore Drive) running northerly along the top of the bank within the westerly right of way of C-103 in Miami-Dade County; Section 35, Township 56 South, Range 38 East. The petition seeks relief from subsections 40E-6.011(4) and (6), Florida Administrative Code, which governs the placement of permanent and/or semi-permanent above-ground structures within 40-feet of the top of the canal bank within Works or Lands of the District.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kathie Ruff at (561)682-6320 or e-mail at kruff@sfwmd.gov. The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by

the end of business on the 14th day at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn: Kathie Ruff, Office of Counsel.

AGENCY FOR HEALTH CARE ADMINISTRATION

NOTICE IS HEREBY GIVEN THAT on June 18, 2008, the Agency for Health Care Administration has issued an order.

The Final Order is Denying the Petition for Variance from Rule 59A-8.004 and subsection 59A-8.007(1), Florida Administrative Code.

The Order concerned the Petition for Variance, filed on March 25, 2008, by Pediatric Services of America, Inc. The Notice of Petition for Waiver or Variance was published in the Florida Administrative Weekly at pp .2032 of Vol. 34, No. 15, published April 11, 2008.

Petitioner requested a variance of Rule 59A-8.004 and subsection 59A-8.007(1), Florida Administrative Code, entitled "Licensure Procedure" and "Geographic Service Area". Rule 59A-8.004, F.A.C., incorporates by reference the forms required for home health licensure including Application for Change of Ownership, form number AHCA 3110-1012. The application requires the applicant to specify the geographic service area by county in which home health agency expects to provide services. Subsection 59A-8.007(1), F.A.C., states that all home health agencies must apply for a geographic service area on their initial license application. Home health agencies may apply for a geographic service area which encompasses one or more of the counties within the specific AHCA area boundaries, pursuant to Sections 408.032(5) and 400.497(7), F.S., in which the main office is located. The petition sought a variance from these rules. The petitioner requested to serve patients in Lake County, a geographic service area 3 county, from their main office located in geographic service area 7, instead of establishing an office in geographic service area 3.

The Agency denied this request and issued a Final Order on the Petition on June 18, 2008. The basis for the Agency's denial of the petition is the failure of the petitioner to establish that the requirements for a waiver under Section 120.542(2), F.S.; the Petitioner failed to established a substantial hardship or that the underlying purpose of the authorizing statute would be meet or that the Agency's decision would violate the principals of fairness.

A copy of the Order may be obtained by contacting: Mark Hinely, Assistant General Counsel, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #3, Tallahassee, Florida 32308, hinelym@ahca.myflorida.com, (850)922-5873.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT on June 26, 2008, 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 Marchello's Pizzeria and Restaurant located in Lutz. 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 share bathroom facilities with an adjacent establishment and have seating for seventy.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Xenia.Bailey@dbpr.state.fl.us.

NOTICE IS HEREBY GIVEN THAT on July 2, 2008, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for subsection 61C-4.010(7), Florida Administrative Code, from Nestle Toll House Cafe located in Orlando. The above referenced Florida Administrative Code states that each food service establishment must maintain a minimum of one public bathroom for each sex, properly designated....They are requesting a variance to use common area bathroom facilities located approximately 426 feet in distance.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Xenia.Bailey@dbpr.state.fl.us.

NOTICE IS HEREBY GIVEN THAT on July 2, 2008, 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 Pizzeria Napoletana located in Miami. 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 public bathrooms located in a common area and have seating for eight.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Xenia.Bailey@dbpr.state.fl.us.

NOTICE IS HEREBY GIVEN THAT on June 26, 2008, 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 the Ritz Carlton Hotel located in Amelia Island. The above referenced F.A.C. refers to Chapter four in the 2001 Federal Food and Drug Administration (FDA) Food Code. The Chapter in the 2001 FDA Food Code refers to warewashing requirements in food service establishments. The Petitioner is requesting to share warewashing facilities 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.

NOTICE IS HEREBY GIVEN THAT on June 26, 2008, the Division of Pari-Mutuel Wagering, Department of Business and Professional Regulation, received a petition for waiver from Sheridan Technical Center, Petitioner, in DBPR Case No. 2008037675 (VW 2008-186). The Petition lists Rule 61D-14.022, Florida Administrative Code (F.A.C.), from which it seeks a waiver. The Petitioner operates a technical training facility located at 5400 Sheridan Street, Hollywood, Florida, and seeks a limited waiver to the requirements of Rule 61D-14.022, Florida Administrative Code (F.A.C.). The Petitioner intends to offer training at its Hollywood, Florida, campus located in Broward County, Florida, entitled Gaming Machine Repair Technician regarding slot machine maintenance and repair. In order to obtain donated slot machine equipment to support various phases of this training, the Petitioner requests that the Division grant a limited waiver to the requirements of Rule 61D-14.022, F.A.C. The requested waiver would permit the use of legacy slot machine equipment that was manufactured by WMS Gaming, Inc., of Waukegan, Illinois. The proposed equipment does not meet all requirements of Rule 61D-14.022, F.A.C., and therefore will be used exclusively at the Sheridan Technical Center and only for training purposes. The equipment will not be offered to the public for slot machine gaming of any kind. Any person whose substantial interests may be affected by a waiver on the subject matter of the Petition may file a petition to intervene within 14 days of the publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399.

NOTICE IS HEREBY GIVEN THAT on June 23, 2008, the Board of Accountancy, received a petition for Vladimir Peric, seeking a variance or waiver of subsection 61H1-27.002(1), Florida Administrative Code, regarding applications for the Uniform CPA Examination made prior to August 2, 1983, and the requirement of 18 semester hours or 27 quarter hours, or the equivalent, in accounting education above the elementary level.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Voloria Kelly, Division Director, Board of Accountancy, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607, (352)333-2505. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

NOTICE IS HEREBY GIVEN THAT on June 26, 2008, the Board of Accountancy, received a petition for Anabelle Remis, seeking a variance or waiver of subsection 61H1-31.001(9),

Florida Administrative Code, which requires that the CPE reporting form be postmarked by or on July 15. If it is postmarked or completed on-line after July 15 but by December 31, a \$50.00 delinquency fee will be imposed by the Board. No CPE reporting form will be accepted if it is postmarked or completed on-line after December 31.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Voloria Kelly, Division Director, Board of Accountancy, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607, (352)333-2505. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

NOTICE IS HEREBY GIVEN THAT on June 11, 2008, the Bureau of Beaches and Coastal Systems, received a petition for a variance from or waiver of subsection 62B-33.013(3), F.A.C., which provides for one three-year time extension to complete activities permitted by the Department. The petitioner is seeking a permanent variance or waiver from the above cited Rule. The property is located at 2025 Surfside Terrace, Vero Beach, Indian River County.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Rosaline Beckham at (850)488-7815 or by e-mail at rosaline.beckham@dep.state.fl.us. The petition is being processed and is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at 5050 West Tennessee Street, Bldg. B, Tallahassee, Florida 32304. Any comments should be filed in writing with the Department at 3900 Commonwealth Blvd., M.S. 300, Tallahassee, Florida 32399-3000, and should be submitted within 30 days of the date of this publication.

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN THAT on July 8, 2008, the Board of Clinical Laboratory Personnel, received a petition for Priyanka D. Patel, who seeks a variance from the experience requirement set forth in subsection 64B3-5.004(3), Florida Administrative Code.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Joe Baker, Jr., Executive Director, Board of Clinical Laboratory Personnel, 4052 Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257.

Notice is hereby given that on June 27, 2008, the Board of Medicine received a petition filed by Ronald A. Light, M.D., seeking a waiver or variance from subsection 64B8-5.001(2), F.A.C., with regard to the required passing score on the USMLE examination. Comments on this petition should be filed with the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

For a copy of the petition, contact: Larry McPherson, Jr., Executive Director, Board of Medicine, at the above address, or telephone (850)245-4131.

NOTICE IS HEREBY GIVEN THAT on July 2, 2008, the Board of Psychology, received a petition for Jerome H. Poliacoff, Ph.D., seeking a variance or waiver of Rule 64B19-12.0085, F.A.C., which requires a \$400.00 delinquency fee for an active or inactive license that is not renewed on time. A copy of the Petition for Variance or Waiver may be obtained by contacting: Allen Hall, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255, (850)245-4373 ext. 3480. Comments on this petition should be filed with the Board of Psychology within 14 days of publication of this notice.

NOTICE IS HEREBY GIVEN THAT on July 2, 2008, the Board of Psychology, received a petition for Barry Shelby Shaw, seeking a variance or waiver of Rule 64B19-12.0085, F.A.C., which requires a \$400.00 delinquency fee for an active or inactive license that is not renewed on time.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Allen Hall, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255, (850)245-4373, ext. 3480. Comments on this petition should be filed with the Board of Psychology within 14 days of publication of this notice.

NOTICE IS HEREBY GIVEN THAT on June 30, 2008, the Florida Department of Health, Bureau of Emergency Medical Services (EMS) has issued an order.

A petition was filed by Aero Jet International, Inc. ("Aero Jet"), on behalf of George Blanton, D.O., with the Department of Health on March 27, 2008 and published on April 11, 2008 in the Florida Administrative Weekly (F.A.W.). requesting a variance from paragraph 64E-2.004(3)(c), F.A.C., Medical Direction, which requires Medical Directors of an EMS provider or EMS training center to be board certified.

The Department of Health, Bureau of EMS has granted the request for variance. The general basis for this decision was that the Petitioner met the general requirements for variance:

- (a) The Petitioner has demonstrated that the purpose of the underlying statute has been achieved by other means through the Petitioner's competence in the practice of emergency medicine.

(b) A substantial economic hardship would be placed upon the Petitioner.

(c) A substantial hardship would be placed upon Aero Jet.

Wherefore, based on the Findings of Fact and Conclusions of Law, the Petition has been granted and allows George Blanton, D.O., to continue serving as the Medical Director for Aero Jet. 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, FL 32399, Lisa_Walker2@doh.state.fl.us or (850)245-4440, ext. 2733.

NOTICE IS HEREBY GIVEN THAT on June 11, 2008, the Department of Health, received a petition for Temporary Variance from subparagraph 64E-13.004(6)(a)1., Florida Administrative Code, from Christ Lutheran School, located at 2911 Del Prado Blvd. S., Cape Coral, Florida. This rule requires schools to have toilet and handwashing facilities for preschool grades through grade three located within or adjoining their classrooms. Comments on this petition should be filed with Sam Power, Agency Clerk, Department of Health, Office of General Counsel, 4052 Bald Cypress Way, BIN A02, Tallahassee, Florida 32399-1703, within 14 days of this notice. A copy of the Petition for Variance or Waiver may be obtained by contacting: Robin Eychaner, Bureau of Community Environmental Health, 4052 Bald Cypress Way, BIN A08, Tallahassee, Florida 32399-1710 or by calling (850)245-4277.

NOTICE IS HEREBY GIVEN THAT on July 2, 2008, the Department of Health has issued an order.

The order was issued in response to a petition for a variance filed on July 24, 2006, by Michael Gauthier, regarding the "Highland Tank Passive Grease Interceptors". Petitioner sought a variance from subsections 64E-6.013(2), (6), (7) and (8), Florida Administrative Code, which requires tanks to be made of fiberglass, concrete or polyethylene; compartments no larger than 1250 gallons; and interconnection by 4-inch diameter hole. Notice of the petition was published in the August 18, 2006, edition of the Florida Administrative Weekly. The Department found that the Petitioner failed to demonstrate that the underlying intent of the statute could be achieved by alternative means and that strict application of the rules would violate principles of fairness in the Petitioner's particular circumstance. Therefore, pursuant to the requirements of Section 120.542(2), Florida Statutes, the Department DENIED Petitioner's request for a variance.

A copy of the Order may be obtained by contacting: Agency Clerk, Department of Health, Office of the General Counsel, 4052 Bald Cypress Way, Bin A02, Tallahassee, Florida 32399-1734.

NOTICE IS HEREBY GIVEN THAT on June 11, 2008, the Department of Health, received a petition for variance from Roxanne Groover, representing Florida Onsite Wastewater Association. Specifically, the petitioner seeks a variance from subsection 64E-6.021(5), Florida Administrative Code, which requires approval of continuing education courses and course providers will be in accordance with the department policy.

NOTE: This notice repeats a notice published on June 20, 2008, that failed to identify the petitioner.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Health, Office of the General Counsel, 4052 Bald Cypress Way, Bin A02, Tallahassee, Florida 32399-1734.

NOTICE IS HEREBY GIVEN THAT on July 3, 2008, the Department of Health has issued an order.

The order was issued in response to a petition for a variance filed on October 15, 2007, by Cynthia S. Tunnicliff, Esq., representing Ring Industrial Group, LP, regarding the "1003H-GEO and 1203H-GEO". Petitioner sought a variance from subparagraph 64E-6.009(7)(a)4. and paragraph (d), Florida Administrative Code, which requires requests for alternative system component material and design approval to include empirical data showing test results of innovative system testing in Florida and prohibits approval of alternative materials and designs that would result in a reduction of drainfield size. Notice of the petition was published in the October 26, 2007, edition of the Florida Administrative Weekly.

The Department found that the Petitioner demonstrated that the underlying intent of the statute could be achieved by alternative means and that strict application of the rules would create a substantial hardship in the Petitioner's particular circumstance. Therefore, pursuant to the requirements of Section 120.542(2), Florida Statutes, the Department GRANTED WITH STIPULATIONS Petitioner's request for a variance.

A copy of the Order may be obtained by contacting: Agency Clerk, Department of Health, Office of the General Counsel, 4052 Bald Cypress Way, Bin A02, Tallahassee, Florida 32399-1734.

FLORIDA HOUSING FINANCE CORPORATION

NOTICE IS HEREBY GIVEN THAT on July 2, 2008, the Florida Housing Finance Corporation, received a petition for Waiver of paragraph 67-48.004(1)(a), Rule 67-48.0075 and paragraph 67-21.003(1)(a), Florida Administrative Code, from CEC Timber Trace, LLC, ("Petition"). The Petition is seeking a waiver of the restriction on changing the ownership structure of the applicant and a waiver of principal forgiveness for ELI residential units.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green at (850)488-4197. The Petition has also been posted on Florida Housing's website at www.florida housing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m. (Eastern Standard Time), on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

NOTICE IS HEREBY GIVEN THAT on July 2, 2008, the Florida Housing Finance Corporation, received a petition for Waiver of paragraph 67-48.004(1)(a), Rules 67-48.0075 and paragraph 67-21.003(1)(a), Florida Administrative Code, from CEC Willow Lakes, LLC, ("Petition"). The Petition is seeking a waiver of the restriction on changing the ownership structure of the applicant and a waiver of principal forgiveness for ELI residential units.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green at (850)488-4197. The Petition has also been posted on Florida Housing's website at www.florida housing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m. (Eastern Standard Time), on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

NOTICE IS HEREBY GIVEN THAT on July 2, 2008, the Florida Housing Finance Corporation, received a petition for Waiver of paragraph 67ER06-27(14)(b) and subsection 67ER06-34(4), Florida Administrative Code, from Eclipse West Associates, Ltd., ("Petition"). The Petition is seeking a waiver of the rules to change the identity of its developer from an accrual basis taxpayer to a cash basis taxpayer and modify the automatic forgiveness term of the loan documents.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green at (850)488-4197. The Petition has also been posted on Florida Housing's website at www.florida housing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m. (Eastern Standard Time), on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

NOTICE IS HEREBY GIVEN THAT on July 2, 2008, the Florida Housing Finance Corporation, received a petition for Waiver subparagraph 7-48.0075(7)(a)1., Florida

Administrative Code, from Foxtrail Acres, Ltd., ("Petition"). The Petition is seeking a waiver of the rule which requires the principal of a supplemental loan awarded be forgivable.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green at (850)488-4197. The Petition has also been posted on Florida Housing's website at www.florida housing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m. (Eastern Standard Time), on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

NOTICE IS HEREBY GIVEN THAT on July 2, 2008, the Florida Housing Finance Corporation, received a petition for Waiver paragraph 67-48.004(14)(e), Florida Administrative Code, from Highland Gardens Development, Ltd., ("Petition"). The Petition is seeking a waiver of the rule to allow for a change of its development site.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green at (850)488-4197. The Petition has also been posted on Florida Housing's website at www.florida housing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m. (Eastern Standard Time), on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

NOTICE IS HEREBY GIVEN THAT on July 2, 2008, the Florida Housing Finance Corporation, received a petition for Waiver subparagraph 67-48.0075(7)(a)1., Florida Administrative Code from Hudson Ridge, Ltd., ("Petition"). The Petition is seeking a waiver of the rule which requires the principal of a supplemental loan awarded be forgivable.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green at (850)488-4197. The Petition has also been posted on Florida Housing's website at www.florida housing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m. (Eastern Standard Time), on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

NOTICE IS HEREBY GIVEN THAT on July 2, 2008, the Florida Housing Finance Corporation, received a petition for Waiver subparagraph 7-48.0075(7)(a)1., Florida Administrative Code, from Lamson Avenue Apartments, Ltd.,

(“Petition”). The Petition is seeking a waiver of the rule which requires the principal of a supplemental loan awarded be forgivable.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green at (850)488-4197. The Petition has also been posted on Florida Housing’s website at www.floridahousing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m. (Eastern Standard Time), on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

NOTICE IS HEREBY GIVEN THAT on July 2, 2008, the Florida Housing Finance Corporation, received a petition for Waiver paragraph 67-21.008(1)(b) and subparagraph 7-48.0075(7)(a)1., Florida Administrative Code, from Powers Avenue Apartments, Ltd., (“Petition”). The Petition is seeking a waiver of the rule which requires the principal of a supplemental loan awarded be forgivable and a waiver of certain conditions on mortgage loans issued under the Multi-Family Mortgage Revenue Bond Program.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green at (850)488-4197. The Petition has also been posted on Florida Housing’s website at www.floridahousing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m. (Eastern Standard Time), on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

NOTICE IS HEREBY GIVEN THAT on July 8, 2008, the Florida Housing Finance Corporation, received a petition for Waiver paragraph 67-48.004(14)(e), Florida Administrative Code, from Sea Grape II, Ltd., (“Petition”). The Petition is seeking a waiver of the rule to allow for a change of its development site.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green at (850)488-4197. The Petition has also been posted on Florida Housing’s website at (www.floridahousing.org). Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m. (Eastern Standard Time), on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

NOTICE IS HEREBY GIVEN THAT on July 9, 2008, the Florida Housing Finance Corporation, received a petition for Waiver subparagraph 7-48.0075(7)(a)1., Florida Administrative Code from Silver Sands Melbourne, LP., (“Petition”). The Petition is seeking a waiver of the rule which requires the principal of a supplemental loan awarded be forgivable.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green at (850)488-4197. The Petition has also been posted on Florida Housing’s website at www.floridahousing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m. (Eastern Standard Time), on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, FL 32399-1329.

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN THAT on June 26, 2008, the Department of Financial Services, Division of State Fire Marshal, received a petition for Variance from Petitioner, Colin Vairy. The Petition has been assigned the number 95585-08-FM. Petitioner seeks a variance of Rules 69A-37.084 and 69A-37.085, Florida Administrative Code, which set forth the requirements for firefighter supplemental compensation. Because Petitioner holds a degree from a foreign educational institution, Petitioner seeks a variance from the requirement that an “eligible Bachelor’s Degree” must be conferred by a post-secondary institution that has received accreditation “from an accrediting agency that is recognized by the U.S. Department of Education.”

A copy of the Petition for Variance or Waiver may be obtained by contacting: Regina Keenan, Senior Attorney, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-0333, (850)413-4236.

Section VI Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

The Executive Committee of the Board of Directors of the **Friends of Mission San Luis** announces a public meeting to which all persons are invited.

DATE AND TIME: August 11, 2008, 11:00 a.m.

PLACE: Mission San Luis, Archaeology Lab, 2021 Mission Road, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Business to be discussed will include fundraising activities, upcoming events, and other board business.

A copy of the agenda may be obtained by contacting: Ms. Jessica Shiver at (850)487-1666.

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: Ms. Jessica Shiver at (850)487-1666. 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 LEGAL AFFAIRS

The **Florida Elections Commission** announces a public meeting to which all persons are invited.

DATES AND TIME: Thursday, August 14, 2008, 8:30 a.m. – 6:30 p.m.; Friday, August 15, 2008, 8:30 a.m. – 6:30 p.m.

PLACE: Senate Office Building, 404 South Monroe Street, Room 401, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review and adjudication of cases relating to alleged violations of Chapters 104 and 106, Florida Statutes, and to the late filing of campaign treasurer's reports.

A copy of the agenda may be obtained by contacting: Patsy Rushing at telephone number (850)922-4539, ext. 103, by e-mail: patsy.rushing@myfloridalegal.com, or write to 107 W. Gaines Street, Suite 224, Collins Building, Tallahassee, FL 32399-1050.

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: Patsy Rushing at telephone number (850)922-4539, ext. 103. 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.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The **Subcommittee on Managed Marshes** announces a public meeting to which all persons are invited.

DATE AND TIME: July 31, 2008, 9:30 a.m.

PLACE: Field trip, beginning by meeting at the Pine Island Conservation Area, Brevard County, Florida

DATE AND TIME: August 1, 2008, 8:30 a.m.

PLACE: Business Meeting at Merritt Island National Wildlife Refuge (Visitor Center), Titusville, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Various topics dealing with salt marsh management along the Indian River Lagoon.

For more information, you may contact: Mr. Doug Carlson, Indian River Mosquito Control District, Post Office Box 670, Vero Beach, Florida 32961-0670, dcarlson1@hotmail.com.

The **Pesticide Registration Evaluation Committee (PREC)** announces a public meeting to which all persons are invited.

DATE AND TIME: August 7, 2008, 9:00 a.m.

PLACE: Florida Department of Agriculture and Consumer Services, Bureau of Pesticides Conference Room, 3125 Conner Boulevard, Building 6, Room 606, Tallahassee, Florida 32399, (850)487-2130

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee discusses and makes recommendations on pesticide registration issues impacting human health and safety and the environment.

A copy of the agenda may be obtained by contacting: Pesticide Registration Section, (850)487-2130 or from the PREC Web Site: [http://www.flaes.org/pesticide/pesticide registration.html](http://www.flaes.org/pesticide/pesticide%20registration.html).

For more information, you may contact: Mr. Charlie L. Clark, Administrator, Pesticide Registration Section, 3125 Conner Boulevard, Building 6, Room 601, Tallahassee, Florida 32399-1650, (850)487-2130.

The **Department of Agriculture and Consumer Services, Division of Forestry** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, July 29, 2008, 1:00 p.m. – 5:00 p.m. (EST)

PLACE: Doyle Conner Building, Eyster Auditorium, 3125 Conner Boulevard, Tallahassee, FL 32399-1650, (850)414-9852

GENERAL SUBJECT MATTER TO BE CONSIDERED: General meeting of the Off-Highway Vehicle Recreation Advisory Committee.

A copy of the agenda may be obtained by contacting: John Waldron, 3125 Conner Blvd., Tallahassee, FL 32399, (850)414-9852.

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: John Waldron, 3125 Conner Blvd., Tallahassee, FL 32399, (850)414-9852. 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 EDUCATION

The **Indian River Community College** announces a public meeting to which all persons are invited.

DATE AND TIME: September 3, 2008, 10:00 a.m.
 PLACE: Indian River Academy, 5900 Tedder Road, Fort Pierce, Florida 34947
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Indian River Community College, Criminal Justice Training Institute announces a public meeting for the Region XI Council. To provide update on training classes and any other issues involving the Region.

DEPARTMENT OF REVENUE

The Florida **Department of Revenue** announces a public meeting to which all persons are invited.

DATE AND TIME: July 29, 2008, during a regular meeting of the Governor and Cabinet, which begins at 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval of the proposed amendments to Rule 12A-1.056, F.A.C. (Tax Due at Time of Sale; Tax Returns and Regulations) and to Rule 12A-1.105, F.A.C. (Service Warranties) of Rule Chapter 12A-1, F.A.C. (Sales and Use Tax). Notice of this proposed adoption was published in the Florida Administrative Weekly on June 6, 2008 (Vol. 34, No. 23, pp. 2981-2983).

A copy of the agenda may be obtained by contacting: Larry Green at (850)922-4830.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Larry Green at (850)922-4830. 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 Larry Green at (850)922-4830.

The Florida **Department of Revenue** announces a public meeting to which all persons are invited.

DATE AND TIME: July 29, 2008, during a regular meeting of the Governor and Cabinet, which begins at 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval of the proposed amendments to Rule 12A-17.003, F.A.C. (Registration) and Rule 12A-17.005, F.A.C. (Public Use Forms) of Rule Chapter 12A-17, F.A.C. (Registration as Secondhand Dealer or Secondary Metals Recycler). Notice of this proposed adoption was published in the Florida Administrative Weekly on June 6, 2008 (Vol. 34, No. 23, pp. 2983-2986).

A copy of the agenda may be obtained by contacting: Larry Green at (850)922-4830.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Larry Green at (850)922-4830. 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 Larry Green at (850)922-4830.

DEPARTMENT OF TRANSPORTATION

The **Florida Transportation Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: July 25, 2008, 10:00 a.m. – 11:00 a.m.

PLACE: Omni Orlando Resort at ChampionsGate, 1500 Masters Blvd., ChampionsGate, Florida 33896

GENERAL SUBJECT MATTER TO BE CONSIDERED: Panel Discussion on General Transportation Issues in Conjunction with the Floridians For Better Transportation Leadership Retreat.

A copy of the agenda may be obtained by contacting: Cathy Goodman at (850)414-4105.

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: Cathy Goodman at (850)414-4105. 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 Transportation Commission, Room 176, M.S. 9, 605 Suwannee Street, Tallahassee, Florida 32399-0450, (850)414-4105.

The Florida **Department of Transportation**, Aviation Office announces a meeting of the Airport Compatible Land Use Study Working Group.

DATE AND TIME: July 28, 2008, 1:00 p.m. – 4:00 p.m.

PLACE: FDOT Auditorium, 605 Suwannee Street, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The FDOT Aviation Office in conjunction with the Florida Department of Community Affairs and the Florida Airports Council initiated an Airport Compatible Land Use Study. This study's purpose is to bring stakeholders together to discuss the potential need for improvements to the land use planning in the vicinity of airports. This is the first meeting of the Airport Compatible Land Use Working Group. Information will focus on an overview of the Florida aviation system and the current land use situation around Florida airports.

A copy of the agenda may be obtained by contacting: Gloria Loungeway, Wilbur Smith Associates at (850)309-0838, ext. 226 or gloungeway@wilbursmith.com.

The **Florida Transportation Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: August 11, 2008, 1:30 p.m. – 3:00 p.m.

PLACE: Disney's Contemporary Resort, 4600 North World Drive, Grand Republic D Conference Room, Lake Buena Vista, Florida 32830

GENERAL SUBJECT MATTER TO BE CONSIDERED: SASHTO Commissions and Board Members Meeting.

A copy of the agenda may be obtained by contacting: Cathy Goodman at (850)414-4105.

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: Cathy Goodman at (850)414-4105. 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 Transportation Commission, Room 176, M.S. 9, 605 Suwannee Street, Tallahassee, Florida 32399-0450, (850)414-4105.

The **Florida Transportation Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: August 11, 2008, 3:00 p.m. – 5:00 p.m.

PLACE: Disney's Contemporary Resort, 4600 North World Drive, Grand Republic D Conference Room, Lake Buena Vista, Florida 32830

GENERAL SUBJECT MATTER TO BE CONSIDERED: Oversight of Transportation Authorities Meeting.

A copy of the agenda may be obtained by contacting: Cathy Goodman at (850)414-4105.

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: Cathy Goodman at (850)414-4105. 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 Transportation Commission, Room 176, M.S. 9, 605 Suwannee Street, Tallahassee, Florida 32399-0450, (850)414-4105.

The Florida **Department of Transportation**, District Seven announces a hearing to which all persons are invited.

DATE AND TIME: Thursday, August 14, 2008, 5:00 p.m. – 7:00 p.m.

PLACE: Trinity United Methodist Church, 33425 SR 54, Wesley Chapel, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation, District Seven invites you to attend and participate in a Public Hearing for the Project Development and Environment (PD&E) Study for proposed improvements to State Road (SR) 54 from Curley Road (CR 577) to Morris Bridge Road (CR 579) in Pasco County, FPN Segment: 416561-1, FAP No.: 7810-028 S.

PURPOSE: This Public Hearing is being held to afford interested persons the opportunity to express their views concerning the location, conceptual design, and social, economic and environmental effects of the recommended alternative for the project. The project proposes improving SR 54 from a two-lane road to include a four-lane urban road with auxiliary lanes section, a four-lane suburban road section, and a four-lane urban road section between Curley Road (CR 577) and Morris Bridge Road (CR 579). The project length is 4.5 miles.

This Public Hearing is being conducted pursuant to Chapter 339, Florida Statutes, 23 CFR 771, 23 U.S.C. 128, Chapter 120, Florida Statutes and Title VI and Title VIII of the United States Civil Rights Acts of 1964 and 1968.

A copy of the agenda may be obtained by writing to: Robert M. Clifford, AICP, Department Head, Intermodal Systems Development, 11201 N. McKinley Drive, MS 7-500, Tampa, FL 33612-6456.

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: Mr. Manuel Santos, Project Manager at 1(800)226-7220, (813)975-6173 or manuel.santos@dot.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: Mr. Manuel Santos, Project Manager at 1(800)226-7220, (813)975-6173 or manuel.santos@dot.state.fl.us.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

STATE BOARD OF ADMINISTRATION

The Florida **Commission on Hurricane Loss Projection Methodology** announces three public meetings to which all persons are invited.

DATES AND TIMES: July 28, 2008, 9:00 a.m. – 1:00 p.m. (ET); August 12, 2008, 9:00 a.m. – 4:00 p.m. (ET); August 13, 2008, 9:00 a.m. – 4:00 p.m. (ET)

PLACE: Hermitage Centre Conference Room, Hermitage Centre, 1801 Hermitage Blvd., Tallahassee, Florida; Teleconference 1(888)808-6959, Conference Code 4765251363

GENERAL SUBJECT MATTER TO BE CONSIDERED: July 28: To discuss and receive input on changes made by the Legislature during the 2008 Session which impact the Commission; August 12-13: To discuss, in committee meetings, the 2008 standards and procedures and other general business of the Commission.

A copy of the agenda may be obtained by contacting: Donna Sirmons at (850)413-1349 or email donna.sirmons@sba.fl.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 5 days before the workshop/meeting by contacting: Donna Sirmons at the number or email listed above. 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 **State Board of Administration** announces a hearing to which all persons are invited.

DATE AND TIME: Tuesday, July 29, 2008, 9:00 a.m. – conclusion

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Monroe Street and Apalachee Parkway, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Trustees of the State Board of Administration, on July 29, 2008, will consider proposed amended rules and will be asked for permission to file the rules for notice. Rule 19-11.002, F.A.C., Beneficiary Designations; Rule 19-11.004, F.A.C., Excessive Trading; Rule 19-11.006, F.A.C., Enrollment Procedures for New Hires; Rule 19-11.007, F.A.C., Procedures Regarding Second Elections; Rule 19-11.008, F.A.C., Forfeitures; and Rule 19-11.009, F.A.C., Reemployment after Retirement, to reflect recent legislative and policy changes. Notice of Proposed Rule Development for these rules was published in the F.A.W., on June 27, 2008.

A copy of the agenda may be obtained by contacting: Diane Bruce, State Board of Administration, 1801 Hermitage Blvd., Tallahassee, Florida 32308, (850)413-1253.

The **Florida Hurricane Catastrophe Fund** announces a public meeting to which all persons are invited.

DATE AND TIME: July 29, 2008, 9:00 a.m. (ET)

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Trustees of the SBA to authorize the filing of Rule 19-8.010, F.A.C., Reimbursement Contract, for adoption, to appoint a Chair for the Florida Commission on Hurricane Loss Projection Methodology, and to address other general business.

For more information, you may contact Tracy Allen, Florida Hurricane Catastrophe Fund at (850)413-1341.

FLORIDA PAROLE COMMISSION

The **Florida Parole Commission**, Qualifications Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Monday, July 28, 2008, 2:00 p.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4884460

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss applicants for the Parole Commissioner position and submit one additional name for consideration.

A copy of the agenda may be obtained by contacting: Florida Parole Commission, Attention: Beatriz Caballero, 2601 Blair Stone Road, Building C, Tallahassee, Florida 32399-2450, (850)488-3417.

For more information, you may contact: Beatriz Caballero, 2601 Blair Stone Road, Building C, Tallahassee, Florida 32399-2450, (850)488-3417.

The **Florida Parole Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 6, 2008, 9:00 a.m.

PLACE: Florida Parole Commission, 2601 Blair Stone Road, Bldg. C, Tallahassee, FL 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, FL 32399-2450, (850)488-1293.

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: Florida Parole Commission, 2601 Blair Stone Road, Bldg. C, Tallahassee, FL 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, FL 32399-2450, (850)922-6137.

PUBLIC SERVICE COMMISSION

The Florida **Public Service Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, August 5, 2008, 5:30 p.m.

PLACE: Wedgefield Golf and Country Club, 20550 Maxim Parkway, Orlando, FL 32833

GENERAL SUBJECT MATTER TO BE CONSIDERED: Docket Number 070694-WS – Application for increase in water and wastewater rates in Orange County by Wedgefield Utilities, Inc. The purpose of the meeting is to give customers and other interested persons an opportunity to offer comments to the Public Service Commission staff regarding the quality of service the utility provides, the proposed rate increase, and to ask questions or make comments on other issues. One or more of the Commissioners of the Florida Public Service Commission may attend and participate in this meeting. Commission staff will be available to address and coordinate customers' comments and to assist members of the public. A representative from the utility may also be in attendance. At the beginning of the meeting, procedures will be established for the order of comments. The Public Service Commission staff will have sign-up sheets, and customers will be called in the order that they sign up to speak.

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.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Office of the 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 the Office of the Commission Clerk at (850)413-6770.

The Florida **Public Service Commission** announces a staff workshop to which all persons are invited.

DATE AND TIME: Thursday, August 7, 2008, 9:30 a.m.

PLACE: Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, FL 32399-0862

GENERAL SUBJECT MATTER TO BE CONSIDERED: Undocketed – Evaluation of Utility Revenue Decoupling. The Florida Legislature, in HB 7135, requires the Florida Public Service Commission to submit a report on utility revenue decoupling by January 1, 2009. The purpose of the workshop is to gather information that will assist the Commission's staff in the preparation of the report. Items to be addressed in the workshop include: (1) the methods of revenue decoupling available to electric utilities, (2) consideration of the benefits and costs of each method of revenue decoupling, (3) the effectiveness of revenue decoupling mechanisms in tandem with energy efficiency and conservation targets, (4) incentives as alternatives to revenue decoupling, (5) Florida's history with revenue decoupling mechanisms, and (6) revenue decoupling in other states. The Commission's staff encourages an open dialog at the workshop from a wide range of stakeholders on utility revenue decoupling.

One or more of the Commissioners of the Florida Public Service Commission may attend and participate in the workshop.

Workshop participants will also be provided with an opportunity to submit post-workshop written comments.

A copy of the agenda or more information may be obtained by contacting: Karen Webb, Division of Economic Regulation, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6992 orkwebb@psc.state.fl.us. You may also contact Keino Young, Office of the General Counsel at (850)413-6226 or kyoung@psc.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop is asked to advise the agency at least 48 hours before the workshop by contacting: 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).

EMERGENCY CANCELLATION OF WORKSHOP: If a named storm or other disaster requires cancellation of the workshop, Commission staff will attempt to give timely direct notice to all interested persons. Notice of cancellation of the workshop 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 call the Office of the General Counsel at (850)413-6199.

The Florida **Public Service Commission** announces a commission workshop to which all persons are invited.

DATE AND TIME: Tuesday, August 12, 2008, 9:30 a.m.

PLACE: Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, FL 32399-0862

GENERAL SUBJECT MATTER TO BE CONSIDERED: Undocketed – Review of Ten-Year Site Plans of Electric Utilities. The purpose of this workshop is to afford an opportunity for discussion and public comment on the ten-year site plans submitted by Florida's electric utilities.

A copy of the agenda for this workshop may be obtained by writing: Office of the Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850. Any person with questions concerning this workshop should contact Jeanette Sickel at (850)413-6461.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop is asked to advise the agency at least 48 hours before the workshop by contacting: 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).

EMERGENCY CANCELLATION OF WORKSHOP: If a named storm or other disaster requires cancellation of the workshop, Commission staff will attempt to give timely direct notice to all interested persons. Notice of cancellation of the workshop 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 call 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: July 29, 2008, 10:00 a.m. – 4:00 p.m.

PLACE: Morris Hall

GENERAL SUBJECT MATTER TO BE CONSIDERED: Seaport Security Standards.

A copy of the agenda may be obtained by contacting: Claude Shipley at (850)413-8820.

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: Claude Shipley at (850)413-8820. 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 Claude Shipley at (850)413-8820.

The **Agency for Enterprise Information Technology** and the Southwood Shared Resource Center Board announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, July 30, 2008, 1:30 p.m. – 3:30 p.m.

PLACE: Betty Easley Conference Center, Room 148, 4075 Esplanade Way, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To enhance the communication among state agencies and assist in identifying statewide enterprise information technology solutions. The recently signed SB 1892 establishes the Southwood Shared Resource Center (SSRC), formerly the Shared Resource Center, and establishes a board of trustees to manage it.

A copy of the agenda may be obtained by contacting: Amy Caldeira at (850)410-1969, amy.caldeira@myflorida.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 3 days before the workshop/meeting by contacting: Amy Caldeira at (850)410-1969, amy.caldeira@myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Amy Caldeira, Agency for Enterprise Information Technology at (850)410-1969, amy.caldeira@myflorida.com.

The **Governor's Commission on Volunteerism and Community Service** (Volunteer Florida) announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, August 13, 2008, 3:30 p.m.

PLACE: 1(888)808-6959, Pass Code 9215144

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Commission Business.

A copy of the agenda may be obtained by contacting: Kristin Mullikin at (850)414-0092 or kristin@volunteerflorida.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. 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 Kristin Mullikin at (850)414-0092.

REGIONAL PLANNING COUNCILS

The **West Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIMES: July 21, 2008, 3:00 p.m., Executive Committee Meeting; 4:00 p.m., Council Meeting

PLACE: Niceville City Hall, Niceville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Business of the WRFC.

For more information, you may contact: West Florida Regional Planning Council, Attn: Whitney Vaughan, 4081 E. Olive Road, Suite A, Pensacola, FL 32514.

The **Northeast Florida Regional Council**, Planning and Growth Management Policy Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, August 7, 2008, 8:30 a.m.

PLACE: Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, Florida 32216

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss pending planning and growth management issues.

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.

A copy of the agenda may be obtained by contacting: Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, Florida 32216.

The **Northeast Florida Regional Council**, Personnel, Budget, and Finance Policy Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, August 7, 2008, 9:00 a.m.

PLACE: Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, Florida 32216

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss pending personnel, budget, and finance policy matters.

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.

A copy of the agenda may be obtained by contacting: Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, Florida 32216.

The **Northeast Florida Regional Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, August 7, 2008, 10:00 a.m.

PLACE: Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, Florida 32216

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Monthly Meeting. 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.

A copy of the agenda may be obtained by contacting: Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, Florida 32216.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: 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.

For more information, you may contact: Angela Giles at agiles@nefrc.org, (904)279-0880.

The **Northeast Florida Regional Council**, Legislative Policy Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, August 7, 2008, immediately following the monthly Board meeting

PLACE: Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, Florida 32216

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss Legislative Issues. 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.

A copy of the agenda may be obtained by contacting: Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, Florida 32216.

The **Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: July 30, 2008, 1:30 p.m.

PLACE: Highlands County Agri-Civic Center, Room #2, 4509 George Boulevard, Sebring, FL 33875

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the Transportation Disadvantaged Program Local Coordinating Board.

A copy of the agenda may be obtained by contacting: Marcia Staszko, Program Director.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIMES: August 13, 2008, 8:30 a.m., Time Certain Items: Evansville Western Railway, Inc.; Development of Regional Impact Public Hearing, 9:00 a.m.; Hatchineha Lakes Development of Regional Impact Public Hearing, 2:00 p.m.

PLACE: City of Winter Haven Chain of Lakes Complex, Pool Room, 210 Cypress Gardens Boulevard (South Entrance), Winter Haven, Florida 33880

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular monthly meeting of the Council and/or its Executive Committee to consider Evansville Western Railway, Inc. Development of Regional Impact Public Hearing at 9:00 a.m. and Hatchineha Lakes Development of Regional Impact Public Hearing at 2:00 p.m.

A copy of the agenda may be obtained by contacting: Patricia M. Steed, Executive Director.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Patricia M. Steed, Executive Director, 555 East Church Street, Bartow, FL 33830, (863)534-7130, ext. 130.

The **South Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: August 4, 2008, 10:30 a.m.

PLACE: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021

GENERAL SUBJECT MATTER TO BE CONSIDERED: Any Development Order received prior to the meeting; Any proposed Local Government Comprehensive Plan received prior to the meeting; Any adopted Local Government Comprehensive Plan received prior to the meeting; Proposed Public Education Facilities Element (PEFE)/Capital Improvements Element (CIE) Amendments for Miami Springs and Wilton Manors; Any Proposed Public Education Facilities Element (PEFE)/Capital Improvements Element (CIE) Amendments; Proposed Local Government Comprehensive Plan Amendments for Homestead, Islamorada, Hollywood and Miramar; Any proposed Local Government Comprehensive Plan Amendment received prior to the meeting; Adopted Public Education Facilities Element (PEFE)/Capital

Improvements Element (CIE) Amendments for Homestead, North Miami Beach and Tamarac; Any Adopted Public Education Facilities Element (PEFE)/Capital Improvements Element (CIE) Amendments; Adopted Local Government Comprehensive Plan Amendments for Broward County and Tamarac; Any adopted Local Government Comprehensive Plan Amendment received prior to the meeting; Meeting on monthly Council business; Executive Committee meeting at 10:00 a.m. at the above location.

A copy of the agenda may be obtained by contacting (954)985-4416.

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: (954)985-4416. 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: (954)985-4416.

REGIONAL TRANSPORTATION AUTHORITIES

The **South Florida Regional Transportation Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, July 29, 2008, 2:00 p.m.

PLACE: Conference Room 101, SFRTA's Administrative Offices, 800 N. W. 33rd Street, Pompano Beach, FL 33064

GENERAL SUBJECT MATTER TO BE CONSIDERED: ADA Advisory Committee Meeting.

A copy of the agenda may be obtained by contacting: Executive Office at (954)788-7915.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Executive Office, 800 N. W. 33rd Street, Suite 100, Pompano Beach, Florida 33064. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **Tampa Bay Regional Transportation Authority** announces a public meeting to which all persons are invited.

A special joint meeting of the Citizens Advisory Committee (CAC) and the Transit Management Committee (TMC)

DATE AND TIME: Thursday, July 24, 2008, 3:00 p.m.

PLACE: Florida Department of Transportation, District Seven, 11201 N. McKinley Drive, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The CAC is a group of volunteers that provides region-oriented advice to the Board from a citizen's perspective. The TMC consists of representatives of the region's transit agencies and advises the Board on the technical development of the Master Plan and its future implementation.

DATE AND TIME: Friday, July 25, 2008, 9:30 a.m.

PLACE: TPepin's Hospitality Centre, 4121 N. 50th Street, Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The TBARTA Board and its advisory committees will meet to discuss the development and implementation of a comprehensive Regional Transportation Master Plan for Citrus, Hernando, Hillsborough, Manatee, Pasco, Pinellas, and Sarasota Counties.

Agendas for the Board and CAC/TMC meetings will be available online approximately five days prior to each meeting at <http://www.tbarta.com>.

All meetings of the TBARTA Board and its advisory committees are open to the public.

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. Individuals requiring accommodations under the Americans with Disabilities Act or persons who require translation services (free of charge) should contact Brandie Miklus, Transportation Planner, (813)217-4037, at least three (3) days prior to the meeting. Public participation is solicited without regard to race, color, religion, sex, age, nation origin, disability, or family status. 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.tbarta.com or (813)217-4048.

WATER MANAGEMENT DISTRICTS

The **Ichetucknee Partnership** (TIP)/SRWMD announces a public meeting to which all persons are invited.

DATE AND TIME: July 24, 2008, 9:00 a.m.

PLACE: City Council Chambers, City Hall, corner of North Marion Avenue and Madison Street, Lake City, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: TIP business and activities.

A copy of the agenda may be obtained by contacting: Cindy Johnson, Coordinator at the Ichetucknee Partnership/SRWMD, (386)362-1001.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Cindy Johnson, Coordinator at (386)362-1001. 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 Cindy Johnson, Coordinator at (386)362-1001.

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 Business Meeting

DATE AND TIME: Monday, August 11, 2008, 4:00 p.m.

PLACE: District Headquarters, Room 162, Executive Building, 4049 Reid Street (Hwy. 100 West), Palatka, FL 32177

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. 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, August 12, 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: Missy McDermont, 4049 Reid Street, Palatka, FL 32177, (386)329-4347 or by visiting the District's website at www.sjrwm.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: 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 TIMES: Tuesday, August 12, 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, (386)329-4214 or by visiting the District's website at 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: 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 **Southwest Florida Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, July 29, 2008, 9:00 a.m.

PLACE: Polk County Administration Building, 330 W. Church Street, Bartow, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: GOVERNING BOARD COMMITTEE MEETINGS, BOARD MEETING, AND PUBLIC HEARING: Conduct Committee meetings, Governing Board meeting and public hearing.

At a time to be announced, the meeting will recess for lunch at the Historic Polk County Courthouse (100 East Main Street). Ad Order 63400.

A copy of the agenda may be obtained by contacting: SWFWMD Executive Department, 2379 Broad Street, Brooksville, Florida 34604, 1(800)423-1476 (Florida) or Frances Sesler at (352)796-7211, extension 4608.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by

contacting: General Services Department, 1(800)423-1476 (Florida) or (352)796-7211, extension 4527, TDD only 1(800)231-6103. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact SWFWMD Executive Department at the address above.

The **Southwest Florida Water Management District** announces a workshop to which all persons are invited.

DATE AND TIME: August 6, 2008, 10:00 a.m.

PLACE: Southwest Florida Water Management District, Tampa Service Office, Governing Board Room, 7601 Highway 301 North, Tampa, FL 33637-6759

GENERAL SUBJECT MATTER TO BE CONSIDERED: The District will hold a workshop to seek public comment on proposed amendments to rules in Chapter 40D-2, Water Use Permits, F.A.C., and the Water Use Permit (WUP) Information Manual, Basis of Review to refine the permit category now informally known as "Small General" WUPs. Proposed amendments will limit the Small General WUP category to those water uses less than 100,000 gallons per day that require only minimal evaluation and monitoring due to little-to-no risk of adverse impacts.

A copy of the agenda may be obtained by contacting: Martha A. Moore, Sr. Attorney, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211 or 1(800)423-1476, extension 4661.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Dianne Lee at (352)796-7211 or 1(800)423-1476, extension 4658, TDD only 1(800)231-6103, Fax (352)754-6878. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Southwest Florida Water Management District** announces a workshop to which all persons are invited.

DATE AND TIME: August 6, 2008, 10:00 a.m.

PLACE: Southwest Florida Water Management District, Tampa Service Office, Governing Board Room, 7601 Highway 301 North, Tampa, FL 33637-6759

GENERAL SUBJECT MATTER TO BE CONSIDERED: The District will hold a workshop to seek public comment on proposed amendments to its Water Use Permit (WUP) rules to

refine the permit category now informally known as "Small General" WUPs. Minor amendments are also proposed to Rules 40D-1.607 and 40D-1.659, F.A.C., as part of this effort.

A copy of the agenda may be obtained by contacting: Martha A. Moore, Sr. Attorney, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211 or 1(800)423-1476, extension 4661.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Dianne Lee at (352)796-7211 or 1(800)423-1476, extension 4658, TDD only 1(800)231-6103; Fax (352)754-6878. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Water Resources Advisory Commission (WRAC)** Lake Okeechobee Committee announces a public meeting to which all persons are invited.

DATE AND TIME: July 24, 2008, 9:00 a.m. – 4:00 p.m.

PLACE: SFWMD, Martin/St. Lucie Service Center, 780 S. E. Indian Street, Stuart, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: A Public Meeting of the Water Resources Advisory Commission (WRAC) regarding issues of the restoration and protection of Lake Okeechobee; and the Caloosahatchee and St. Lucie Estuaries. The public is advised that it is possible that one or more members of the Governing Board of the South Florida Water Management District may attend and participate in this meeting.

A copy of the agenda may be obtained by contacting: Rick Smith at (561)682-6517 or at our website: <http://my.sfwmd.gov/wrac>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: District's Clerk Office, Jacki McGorty 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).

The **South Florida Water Management District** announces a public meeting to which all persons are invited.

Quarterly meeting of the Everglades Technical Oversight Committee (TOC)

DATE AND TIME: August 19, 2008, 10:00 a.m.

PLACE: South Florida Water Management District Headquarters, 3301 Gun Club Road, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly meeting of the Everglades Technical Oversight Committee (TOC).

A copy of the agenda may be obtained by contacting: (1) District Website (http://www.sfwmd.gov/org/ema/toc/draft_agenda.html) or (2) by writing to the South Florida Water Management District, Mail Stop 2130, P. O. Box 24680, West Palm Beach, FL 33416-4680.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: District Clerk's Office at (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact the District Clerk's Office at (561)682-2087.

The **South Florida Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: The WebBoard will be available for public viewing from August 29, 2008 through October 24, 2008. The WebBoard also will be available for public comment from August 29, 2008 through October 3, 2008 on the Draft 2009 South Florida Environmental Report – Volume I. For persons without access to the Internet, access to the website is available at the offices of the South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, Florida from 8:00 a.m. – 5:00 p.m., Monday through Friday.

PLACE: <http://www.sfwmd.gov/sfer/>

GENERAL SUBJECT MATTER TO BE CONSIDERED: This website <http://www.sfwmd.gov/sfer/> will be used to allow public access to and participation in communications among the chairman and members of the independent peer review panel created to conduct a review of the 2009 South Florida Environmental Report – Volume I, pursuant to Section 373.4592(4)(d), Florida Statutes.

Beginning on August 29, 2008, through October 24, 2008, interested parties may access ongoing communications among the peer review panelists, electronically stored communications and other public records associated with the Draft 2009 Report that are posted to this site. Peer review panelists will post information at the website from Monday through Friday during normal working hours, Eastern Daylight Time. The public can provide comment directly at the website at any time between August 29, 2008 through October 3, 2008 on any aspect of the Draft 2009 Report, particularly on relevant

scientific or technical data and findings. Communications and documents posted are preserved and can be accessed at anytime after they occur or are posted. The peer review panelists will continue to use the WebBoard for revisions and additions to the Draft 2009 Report from October 3, 2008 through delivery of the Panel's Final Report to the District on October 24, 2008.

Peer review and public workshop on the Draft 2009 South Florida Environmental Report – Volume I will be held as follows:

DATES AND TIMES: September 30, 2008, 8:00 a.m. – 5:00 p.m.; October 1, 2008, 8:00 a.m. – 1:30 p.m.; October 1, 2008, 1:30 p.m. – 4:30 p.m. (panel working session)

PLACE: South Florida Water Management District, Building B-1, Auditorium, 3301 Gun Club Road, West Palm Beach, Florida 33406

A copy of the agenda may be obtained by contacting: Dr. Garth Redfield at (561)682-6611. For assistance in obtaining WebBoard access for this review, please write to the South Florida Water Management District, P. O. Box 24680, West Palm Beach, Florida 33416-4680, or call Trudy Stein at (561)682-6569.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: District Clerk's Office at (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact the District Clerk's Office at (561)682-2087.

The **South Florida Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: September 30, 2008, 8:00 a.m.

PLACE: SFWMD, 3301 Gun Club Road, West Palm Beach, FL 33406

DATE AND TIME: October 1, 2008, 8:00 a.m.

PLACE: SFWMD, 3301 Gun Club Road, West Palm Beach, FL 33406

DATE AND TIME: October 1, 2008, 1:30 pm (Panel Working Session)

PLACE: 3301 Gun Club Road, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: 2009 South Florida Environmental Report – Volume I Peer Review and Public Workshop.

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Although Governing Board meetings and hearings are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based.

A copy of the agenda may be obtained by contacting: (1) District Website <http://www.sfwmd.gov/sfer/> or (2) by writing to the South Florida Water Management District, Mail Stop 2130, P. O. Box 24680, West Palm Beach, FL 33416-4680.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: District Clerk's Office 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 District Clerk's Office at (561)682-2087.

AGENCY FOR HEALTH CARE ADMINISTRATION

The **Low Income Pool Council** announces a public meeting to which all persons are invited.

DATE AND TIME: July 28, 2008, 10:00 a.m. – 3:00 p.m.

PLACE: Memorial Regional Hospital, Main Auditorium, 3501 Johnson Street, Hollywood, FL 33021-5487, 1(888)808-6959, Conference Code 4138067#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of the LIP program including funding methodology, policies and procedures in accordance with the approved Medicaid Reform Section 1115 Demonstration.

A copy of the agenda may be obtained by contacting: Edwin Stephens at (850)413-8067 or Suncom 294-8067, stephene@ahca.myflorida.com, with any questions or to obtain an agenda when it is set.

DEPARTMENT OF MANAGEMENT SERVICES

The **State Retirement Commission** announces a hearing to which all persons are invited.

DATE AND TIME: July 21, 2008, 8:30 a.m.

PLACE: Embassy Suites, 1100 S. E. 17th Street, Ft. Lauderdale, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct hearings pursuant to Section 121.23, Florida Statutes, and to consider other matters related to the business of the Commission.

A copy of the agenda may be obtained by contacting: Department of Management Services, State Retirement Commission, 4050 Esplanade Way, Suite 160, Tallahassee, Florida 32399-0950 or by telephoning (850)487-2410.

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 15 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.

The Florida **Commission on Human Relations** announces a public meeting to which all persons are invited.

DATE AND TIME: August 4, 2008, 1:00 p.m. – 5:00 p.m.

PLACE: Florida Commission on Human Relations, 2009 Apalachee Parkway, Oakland Building, Suite 200, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will be held to discuss the daily functions and activities of the Commission.

A copy of the agenda may be obtained by contacting: Casey Snipes, Executive Assistant, Florida Commission on Human Relations, 2009 Apalachee Parkway, Oakland Building, Suite 200, Tallahassee, FL 32301, (850)488-7082.

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: Casey Snipes, Executive Assistant, Florida Commission on Human Relations, 2009 Apalachee Parkway, Oakland Building, Suite 200, Tallahassee, FL 32301, (850)488-7082. 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: Casey Snipes, Executive Assistant, Florida Commission on Human Relations, 2009 Apalachee Parkway, Oakland Building, Suite 200, Tallahassee, FL 32301, (850)488-7082.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The **Regulatory Council for Community Association Managers** announces a public meeting to which all persons are invited.

DATE AND TIME: August 8, 2008, 10:30 a.m.

PLACE: This meeting will be held via conference call. The Conference Call Number: 1(888)808-6959, Conference Code: 4879597

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: The Board Office for the Community Association Managers at (850)922-5012 or via Fax (850)922-2918.

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 Board Office for the Community Association Managers at (850)922-5012 or via Fax (850)922-2918. 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 Board Office for the Community Association Managers at (850)922-5012 or via Fax (850)922-2918.

The **Board of Architecture and Interior Design** announces a public meeting to which all persons are invited.

DATE AND TIME: July 28, 2008, 9:00 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business including disciplinary cases, if time allows to be followed by General Business discussion items – architecture profession, interior design profession, rules, and reports.

DATE AND TIME: July 29, 2008, 9:00 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business including architecture profession, interior design profession, rules, reports, and review of applications.

PLACE: The Breakers, One South Court Road, Palm Beach, Florida 33480, (561)655-6611

A copy of the agenda may be obtained by contacting: Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0751.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Board of Architecture and Interior Design at (850)487-8304. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0751.

The **Electrical Contractors' Licensing Board** announces a public meeting to which all persons are invited.

DATE AND TIME: July 24, 2008, 8:30 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Notice of Change: Probable Cause Panel (portions may be closed to the public); July 24, 2008, 9:30 a.m. General Business.

DATE AND TIME: July 25, 2008, 8:30 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: July 25, 2008 8:30 a.m. General Business.

PLACE: Hyatt Regency Sarasota on Sarasota Bay, 1000 Blvd. of the Arts, Sarasota, FL 34236

A copy of the agenda may be obtained by contacting: Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-0771, (850)922-5012.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-0771, (850)922-5012. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-0771, (850)922-5012.

The **Board of Accountancy** announces a public meeting to which all persons are invited.

DATES AND TIMES: Tuesday, August 12, 2008, 9:00 a.m. – until all business is concluded; Tuesday, August 12, 2008, 1:00 p.m. – until all Long Range Planning business is concluded; Wednesday, August 13, 2008, 9:00 a.m. – until all Board business is concluded

PLACE: Sheraton Suites Tampa Airport, 4400 West Cypress Street, Tampa, FL 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Probable Cause Panel will meet to conduct hearings on disciplinary matters. These meetings are closed to the public; however, there may be cases where probable cause was previously considered. This is a public meeting. The Board will meet to discuss Long Range Planning issues. This is a public meeting.

A copy of any probable cause materials which are open to the public, Long Range Planning materials and/or the Board agenda may be obtained by writing to June Carroll, Division of Certified Public Accounting, 240 N. W. 76th Drive, Suite A, Gainesville, Florida 32607.

A copy of the agenda may be obtained by contacting: June Carroll, Board of Accountancy, 240 N. W. 76th Drive, Suite A, Gainesville FL 32607.

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 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.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

The **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: July 24, 2008, 9:30 a.m.

PLACE: Lake Sylvan Park, 845 Lake Markham Rd., Sanford, FL 32771

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Lake Jesup Basin Working Group was formed to provide a forum for stakeholders to provide recommendations to the Department of Environmental Protection regarding development of the Lake Jesup Basin Management Action Plan (BMAP). The Lake Jesup BMAP is the vehicle for implementation of the Lake Jesup nutrient Total Maximum Daily Load (TMDL). Topics for this meeting include an overview of the Lake Jesup TMDL, discussion of BMAP technical work products developed to-date and future recommendations that will be discussed by the Basin Working Group.

A copy of the agenda may be obtained by contacting: Mrs. Jennifer Gihring, Department of Environmental Protection, 2600 Blair Stone Road, Watershed Planning and Coordination Section, MS 3565, Tallahassee, Florida 32399-2400 or by calling her at (850)245-8418.

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: Mrs. Jennifer Gihring at (850)245-8418. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Department of Environmental Protection**, Office of Coastal and Aquatic Managed Areas announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 1, 2008, 10:00 a.m. – 12:00 Noon or until business is completed

PLACE: Conference Call Number: 1(888)808-6959, Conference Code: 2452095

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Oceans and Coastal Council will meet to further its duties under the Oceans and Coastal Resources Act.

A copy of the agenda may be obtained by contacting: Nicole Love at Nicole.m.love@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: Nicole Love at Nicole.m.love@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.

The **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 6, 2008, 10:00 a.m.

PLACE: Suwannee River Water Management District, Santa Fe Room #137, 9225 County Road 49, Live Oak, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: A public workshop and public comment period on draft total maximum daily loads (TMDLs) for Alligator Lake, which is in the Santa Fe basin. The TMDLs to be presented at the public workshop are for Alligator Lake WBID 3516A (nutrients and dissolved oxygen).

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 document for Alligator Lake will be placed on the Department's TMDL website <http://www.dep.state.fl.us/water/tmdl> by July 18, 2008 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 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 August 18, 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.

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).

The **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: August 8, 2008, 9:00 a.m. – 3:00 p.m. or until completion of business

PLACE: Department of Environmental Protection, Central Office, 3319 Maguire Blvd., Suite 232, Orlando, FL 32803-3767. Members of the public may join in the meeting by dialing 1(800)704-9804 and entering the following code: 436766.

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are meetings of the technical workgroups associated with the Governor's Action Team on Energy and Climate Change to continue discussion of policy issues regarding the development of a comprehensive Energy and Climate Change Action Plan that will address statewide greenhouse gas reductions specified in Executive Order 07-127.

A copy of the agenda may be obtained by contacting: Florida Department of Environmental Protection, Attn: Allena Nelson (allena.nelson@dep.state.fl.us), Office of Strategic Planning, 3900 Commonwealth Blvd., M.S. 18, Tallahassee, Florida 32399-3000 or by calling (850)245-2002.

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: Florida Department of Environmental Protection, Attn: Allena Nelson (allena.nelson@dep.state.fl.us), Office of Strategic Planning, 3900 Commonwealth Blvd., M.S. 18, Tallahassee, Florida 32399-3000 or by calling (850)245-2002. 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 Department of Environmental Protection, Attn: Allena Nelson (allena.nelson@dep.state.fl.us), Office of Strategic Planning, 3900 Commonwealth Blvd., M.S. 18, Tallahassee, Florida 32399-3000 or by calling (850)245-2002.

The **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATES AND TIMES: Tuesday, August 12, 2008, 1:00 p.m. – close of business; Wednesday, August 13, 2008, 8:30 a.m. – close of business; Thursday, August 14, 2008, 8:30 a.m. – 12:00 Noon

PLACE: Florida Department of Environmental Protection, Carr Building, Room 170, 3800 Commonwealth Blvd., Tallahassee, FL 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: A draft metadata standard will be developed for the Field Sampling scientific discipline. This is a continuation 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 for the Florida Department of Environmental Protection, Total Maximum Daily Load Program to define and document metadata elements. The goal 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)245-2094, 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)245-2094, 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).

The **Division of Air Resource Management** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, August 19, 2008, 10:30 a.m.

PLACE: Department of Environmental Protection, South District Office, 2295 Victoria Avenue, Suite 364, Fort Myers, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department will hear comments on its proposal to submit to the U.S. Environmental Protection Agency, as a proposed revision to Florida's State Implementation Plan (SIP), under the Clean Air Act, a variance from subparagraph 62-296.418(2)(b)2., F.A.C., for Combs Oil Company. The proposed SIP revision would allow Combs Oil Co., to forgo the requirement of installation and operation of a vapor collection and control system on the loading racks at the company's bulk gasoline plant in Naples, Florida.

A copy of the agenda may be obtained by contacting: Ms. Terri Long at (850)921-9556 or terri.long@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: Ms. Lynn Searce at (850)921-9551 or lynn.searce@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Ms. Terri Long at (850)921-9556 or terri.long@dep.state.fl.us.

DEPARTMENT OF HEALTH

The Florida **Department of Health**, Oral Healthcare Workforce Ad Hoc Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: July 18, 2008, 8:00 a.m. – 6:00 p.m.

PLACE: USF Downtown Center, 1101 Channelside Dr., Suite 100, Room 111, Tampa, FL 33602, (813)905-5858

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of potential future strategies and priorities related to the oral health care workforce in Florida in order to develop recommendations for the State Surgeon General and Governor's consideration.

A copy of the agenda may be obtained by contacting: Katie Hammond at katie_hammond@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 2 days before the workshop/meeting. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The Florida **Department of Health** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, July 22, 2008, 11:00 a.m. – 12:00 Noon

PLACE: Toll-Free Conference Call Number: 1(888)808-6959, Conference Code: 2454242

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a conference call for the Governor's Task Force on Autism Spectrum Disorders Task Force Co-Chairs and Committee Co-Chairs. On this call, members will discuss the scope and prioritization of autism issues to be addressed as listed in Executive Order 08-36 for the development of a report of recommendations due to the Governor by March 20, 2009.

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: Lona Gibson-Taylor at (850)245-4242. 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: <http://www.healthyfloridians.com/autism.html>.

The Florida **Department of Health** announces a telephone conference call to which all persons are invited.

DATES AND TIMES: Tuesday, July 22, 2008, 1:00 p.m. – 2:00 p.m.; Wednesday, August 6, 2008, 1:30 p.m. – 3:00 p.m.

PLACE: Toll-Free Conference Call Number: 1(888)808-6959, Conference Code: 2454242

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a conference call for the Governor's Task Force on Autism Spectrum Disorders Putting the Pieces Together Committee. On this call, members will discuss the scope and prioritization of autism issues to be addressed as listed in Executive Order 08-36 for the development of a report of recommendations due to the Governor by March 20, 2009.

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: Lona Gibson-Taylor at (850)245-4242. 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: <http://www.healthyfloridians.com/autism.html>.

The Florida **Department of Health** announces a telephone conference call to which all persons are invited.

DATES AND TIMES: Tuesday, July 22, 2008, 2:30 p.m. – 3:30 p.m.; Wednesday, August 6, 2008, 3:00 p.m. – 4:00 p.m.

PLACE: Toll-Free Conference Call Number: 1(888)808-6959, Conference Code: 2454242

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a conference call for the Governor's Task Force on Autism Spectrum Disorders Costs of Autism Committee. On this call, members will discuss the scope and prioritization of autism issues to be addressed as listed in Executive Order 08-36 for the development of a report of recommendations due to the Governor by March 20, 2009.

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: Lona Gibson-Taylor at (850)245-4242. 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: <http://www.healthyfloridians.com/autism.html>.

The Florida **Department of Health** announces a telephone conference call to which all persons are invited.

DATES AND TIMES: Tuesday, July 22, 2008, 4:00 p.m. – 5:00 p.m.; Tuesday, August 5, 2008, 1:30 p.m. – 3:00 p.m.

PLACE: Toll-Free Conference Call Number: 1(888)808-6959, Conference Code: 2454242

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a conference call for the Governor's Task Force on Autism Spectrum Window of Opportunity Committee. On this call, members will discuss the scope and prioritization of

autism issues to be addressed as listed in Executive Order 08-36 for the development of a report of recommendations due to the Governor by March 20, 2009.

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: Lona Gibson-Taylor at (850)245-4242. 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: <http://www.healthyfloridians.com/autism.html>.

The Florida **Department of Health** announces a telephone conference call to which all persons are invited.

DATES AND TIMES: Wednesday, July 23, 2008, 10:00 a.m. – 11:00 a.m.; Wednesday, August 5, 2008, 3:30 p.m. – 4:30 p.m.
PLACE: Toll-Free Conference Call Number: 1(888)808-6959, Conference Code: 2454242

GENERAL SUBJECT MATTER TO BE CONSIDERED:

This is a conference call for the Governor's Task Force on Autism Spectrum Current and Future Outlook Committee. On this call, members will discuss the scope and prioritization of autism issues to be addressed as listed in Executive Order 08-36 for the development of a report of recommendations due to the Governor by March 20, 2009.

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: Lona Gibson-Taylor at (850)245-4242. 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: <http://www.healthyfloridians.com/autism.html>.

The Florida **Department of Health** announces a telephone conference call to which all persons are invited.

DATES AND TIMES: Wednesday, July 23, 2008, 2:00 p.m. – 3:30 p.m. [Public Comment*: 2:50 p.m. – 3:10 p.m.]; Thursday, August 7, 2008, 3:30 p.m. – 5:00 p.m. [Public Comment*: 4:20 p.m. – 4:40 p.m.]

PLACE: Toll-Free Conference Call Number: 1(888)808-6959, Conference Code: 2454242

GENERAL SUBJECT MATTER TO BE CONSIDERED:

This is a conference call for the Governor's Task Force on Autism Spectrum Disorders full Task Force. The Task Force will discuss the scope and prioritization of autism issues to be addressed as listed in Executive Order 08-36 for the development of a report of recommendations due to the Governor by March 20, 2009.

* The general public is encouraged to attend. Public comments will be accepted by members of the general public during the full Task Force conference call only at designated times. Individuals wishing to address the Task Force are asked to submit a public comment form 30 minutes prior to designated public comment time. Public comment forms and conference call agendas are available on the internet at <http://www.healthyfloridians.com/autism.html> or by contacting: Lona Taylor at (850)245-4242.

Public comment forms and meeting/conference call agendas are available on the internet at www.healthyfloridians.com/autism.html or by contacting: Lona Taylor at (850)245-4242.

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: Lona Taylor at (850)245-4242. 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: <http://www.healthyfloridians.com/autism.html>.

The Florida **Department of Health, Division of Medical Quality Assurance** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 17, 2008, 8:30 a.m. – 12:00 Noon

PLACE: Betty Easley Conference Center, Room 152, 4075 Esplanade Way, Tallahassee, FL 32399-3250, MQA Director's Office, (850)245-4224

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose is to review with the healthcare associations the long-range planning and monitoring process to include recommendations specific to each profession.

A copy of the agenda may be obtained by contacting: Cassandra Pasley, Chief, Healthcare Practitioner Regulation, Medical Quality Assurance, 4052 Bald Cypress Way, Bin #COO, Tallahassee, FL 32399-3253.

The Florida **Department of Health, Division of Medical Quality Assurance** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, November 19, 2008, 9:30 a.m. – 3:00 p.m.

PLACE: Betty Easley Conference Center, Room 152, 4075 Esplanade Way, Tallahassee, FL 32399-3250, MQA Director's Office, (850)245-4224

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose is to review with the board/council chairs as required by Section 456.005, F.S., the long-range policy planning and monitoring process to include recommendations specific to each profession.

A copy of the agenda may be obtained by contacting: Lucy C. Gee, Director, Medical Quality Assurance, 4052 Bald Cypress Way, Bin #COO, Tallahassee, FL 32399-3253.

The **Board of Dentistry**, Probable Cause Panel announces a public meeting to which all persons are invited.

DATE AND TIME: July 25, 2008, 9:00 a.m.

PLACE: Department of Health, Building 4042, Room 301, 4052 Bald Cypress Way, Tallahassee, FL 32399-3258, (850)245-4474

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review reconsideration cases.

A copy of the agenda may be obtained by contacting: Sarah Walls at (850)245-4474.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she may need to ensure that a verbatim record of the proceedings is made, which records include the testimony and evidence upon which the appeal is to be based.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Sarah Walls, (850)245-4474, at least five calendar days prior to the meeting. Persons who are hearing or speech impaired, can contact Ms. Walls using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Board of Medicine**, PCP South Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, August 8, 2008, 2:00 p.m.

PLACE: To be held via Meet-me Number: 1(888)808-6959, Conference Code 2454131

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a private meeting to review cases for which a determination of probable cause is to be made and to conduct a public meeting to review cases on which probable cause has been made.

A copy of the agenda may be obtained by contacting: Trisha L. Grubbs at (850)245-4640, ext. 8145 or email her at Trisha_Grubbs@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 10 days before the workshop/meeting by contacting: Trisha L. Grubbs at (850)245-4640, ext. 8145 or email her at Trisha_Grubbs@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.

The **Board of Medicine**, Credentials Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, August 14, 2008, 9:00 a.m.

PLACE: Renaissance Orlando, 5445 Forbes Place, Orlando, FL 32812. Hotel phone #: (407)240-1000

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the committee.

The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at www.flhealthsource.com for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Shamyah Gibson at shamyah_gibson@doh.state.fl.us or call (850)245-4131, ext. 3518.

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: Shamyah Gibson at shamyah_gibson@doh.state.fl.us or call (850)245-4131, ext. 3518. 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 **Board of Medicine**, Anesthesiologist Assistants Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, August 14, 2008, immediately following the Credentials Committee meeting. The first committee meeting will begin at 9:00 a.m. and each subsequent meeting will begin approximately 15 minutes following the completion of the previous committee meeting

PLACE: Renaissance Orlando, 5445 Forbes Place, Orlando, FL 32812. Hotel phone #: (407)240-1000

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the board. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please

check the Board Web Site at www.flhealthsource.com for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Chandra Prine at chandra_prine@doh.state.fl.us or call (850)245-4135.

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: Chandra Prine at chandra_prine@doh.state.fl.us or call (850)245-4135. 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 **Board of Medicine**, Physician Assistant Council announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, August 14, 2008, immediately following the Anesthesiologist Assistants Committee meeting. The first committee meeting will begin at 9:00 a.m. and each subsequent meeting will begin approximately 15 minutes following the completion of the previous committee meeting

PLACE: Renaissance Orlando, 5445 Forbes Place, Orlando, FL 32812. Hotel phone #: (407)240-1000

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the board. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at www.flhealthsource.com for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Vera Johnson at Vera_Johnson@doh.state.fl.us or call (850)245-4131, ext. 3528.

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: Chandra Prine at chandra_prine@doh.state.fl.us or call (850)245-4135. 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 **Board of Medicine**, Rules and Legislative Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, August 14, 2008, immediately following the Physician Assistants Council meeting. The first committee meeting will begin at 9:00 a.m. and each subsequent meeting will begin approximately 15 minutes following the completion of the previous committee meeting

PLACE: Renaissance Orlando, 5445 Forbes Place, Orlando, FL 32812. Hotel phone #: (407)240-1000

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the board.

The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at www.flhealthsource.com for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Whitney Bowen at whitney_bowen@doh.state.fl.us or call (850)245-4131, ext. 3517.

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: Whitney Bowen at whitney_bowen@doh.state.fl.us or call (850)245-4131, ext. 3517. 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 Florida **Board of Medicine** announces a public meeting to which all persons are invited.

DATES AND TIME: Friday and Saturday, August 15-16, 2008, 8:00 a.m.

PLACE: Renaissance Orlando, 5445 Forbes Place, Orlando, FL 32812. Hotel phone #: (407)240-1000

GENERAL SUBJECT MATTER TO BE CONSIDERED:
General business of the board.

The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at www.flhealthsource.com for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Whitney Bowen at whitney_bowen@doh.state.fl.us or call (850)245-4131, ext. 3517.

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: Whitney Bowen at whitney_bowen@doh.state.fl.us or call (850)245-4131, ext. 3517. 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 **Board of Medicine**, Surgical Care/Quality Assurance Committee announces a public meeting to which all persons are invited.

DATE AND TIMES: Thursday, August 14, 2008, immediately following the Rules and Legislative Committee meeting. The first Committee meeting will begin at 9:00 a.m. and each subsequent meeting will begin approximately 15 minutes following the completion of the previous committee meeting

PLACE: Renaissance Orlando Hotel, 5445 Forbes Place, Orlando, FL 32812, (407)240-1000

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the general business of the Board.

The Board of Medicine is announcing that certain Committee meetings will be held on the Thursday, August 14, 2008, prior to the Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at Floridashealth.com for cancellations or changes to meeting dates, or call the Board of Medicine at (850)245-4131 for more information.

A copy of the agenda may be obtained by contacting: Gwyn Willis at Gwyn_Willis@doh.state.fl.us or (850)245-4131, Ext. 3532.

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 Gwyn_Willis@doh.state.fl.us or (850)245-4131, ext. 3532. 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 **Board of Medicine**, PCP North Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, August 29, 2008, 2:00 p.m.

PLACE: To be held via Meet-me Number: 1(888)808-6959, Conference Code 2454131

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a private meeting to review cases for which a determination of probable cause is to be made and to conduct a public meeting to review cases on which probable cause has been made.

A copy of the agenda may be obtained by contacting: Joyce Blackwell at (850)245-4640, ext. 8142 or email her at Joyce_Blackwell@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 10 days before the workshop/meeting by contacting: Joyce Blackwell at (850)245-4640, ext. 8142 or email her at Joyce_Blackwell@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.

The **Board of Medicine**, PCP South Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, September 12, 2008, 2:00 p.m.

PLACE: To be held via Meet-me Number: 1(888)808-6959, Conference Code 2454131

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a private meeting to review cases for which a determination of probable cause is to be made and to conduct a public meeting to review cases on which probable cause has been made.

A copy of the agenda may be obtained by contacting: Trisha L. Grubbs at (850)245-4640, ext. 8145 or email her at Trisha_Grubbs@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 10 days before the workshop/meeting by contacting: Trisha L. Grubbs at (850)245-4640, ext. 8145 or email her at Trisha_Grubbs@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.

The **Board of Medicine**, PCP North Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, September 26, 2008, 2:00 p.m.

PLACE: To be held via Meet-me Number: 1(888)808-6959, Conference Code 2454131

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a private meeting to review cases for which a determination of probable cause is to be made and to conduct a public meeting to review cases on which probable cause has been made.

A copy of the agenda may be obtained by contacting: Joyce Blackwell at (850)245-4640, ext. 8142 or email her at Joyce_Blackwell@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 10 days before the workshop/meeting by contacting: Joyce Blackwell at (850)245-4640, ext. 8142 or email her at Joyce_Blackwell@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.

The Florida **Board of Nursing**, South Probable Cause Panel announces a telephone conference call to which all persons are invited.

DATE AND TIME: July 24, 2008, 2:00 p.m.

PLACE: Department of Health, Tallahassee at Meet Me Number: 1(888)808-6959, Conference Code 2458182

GENERAL SUBJECT MATTER TO BE CONSIDERED: For cases previously heard by the panel.

A copy of the agenda may be obtained by contacting: Rick García, Executive Director, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3257.

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: Board at (850)245-4125. 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 **Board of Orthotists and Prosthetists** announces a public meeting to which all persons are invited.

DATES AND TIMES: Thursday, July 31, 2008, 2:00 p.m.; Friday, August 1, 2008, 9:00 a.m.

PLACE: Crowne Plaza Orlando Universal, 7800 Universal Boulevard, Orlando, Florida 32819, (407)355-0550

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.

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.

The **Board of Pharmacy**, Professional Practice Committee announces a public meeting to which all persons are invited.

DATE AND TIME: August 12, 2008, 9:00 a.m.

PLACE: The meeting will also be available via Conference Call, Number 1(888)808-6959, Code 5642037. Orlando Airport Marriott, 7499 Augusta National Drive, Orlando, FL 32822, (407)851-9000

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will approve minutes from the previous meeting; Review Rules 64B16-28.140, Record Keeping; 64B16-27.420, Pharmacy Technician 2:1 or 3:1 Ratio; 64B16-27.430, Responsibilities of the Pharmacist; 64B16-28.800, Special

Pharmacies, and Suggested language received from Cardinal Health for Rule 64B16-28.880, F.A.C., Remote Medication Order Processing Pharmacy, and open discussion.

The agenda will be available at www.doh.state.fl.us/mqa/pharmacy, two weeks prior to the meeting.

For more information, you may contact the Board of Pharmacy at (850)245-4292.

The **Board of Pharmacy**, Rules Committee, announces a public meeting to which all persons are invited.

DATE AND TIME: August 12, 2008, 2:00 p.m.

PLACE: The meeting will also be available via Conference Call, Number: 1(888)808-6959, Conference Code 5642037. Orlando Airport Marriott, 7499 Augusta National Drive, Orlando, FL 32822, (407)851-9000

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee will approve minutes from previous meeting; review Rules 64B16-30.001, Disciplinary Guidelines; 64B16-30.002, Minor Violations; 64B16-30.003, Citations; 64B16-30.0035, Mediation; and 64B16-28.1081, F.A.C., Regulation of Daily Operating Hours; review reference material – NABP Guidelines for Disciplinary Sanctions and Section 465.077, F.S.; Inspection Reports; Intern License Expiration; and open discussion.

The agenda will be available at www.doh.state.fl.us/mqa/pharmacy, two weeks prior to the meeting.

For more information, you may contact the Board of Pharmacy at (850)245-4292.

The **Board of Pharmacy** announces a public meeting to which all persons are invited.

DATE AND TIME: August 13, 2008, 8:00 a.m.

PLACE: Orlando Airport Marriott, 7499 Augusta National Drive, Orlando, FL 32822, (407)851-9000

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public meeting.

A copy of the agenda may be obtained by contacting: Board of Pharmacy, 4052 Bald Cypress Way, Bin C-04, Tallahassee, FL 32399-3254. The agenda will also be available one week prior to the meeting date at www.doh.state.fl.us/mqa/pharmacy.

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: Board of Pharmacy at (850)245-4292. 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 **Department of Health, Board of Psychology** announces a public meeting to which all persons are invited.

DATES AND TIMES: July 24, 2008, 3:00 p.m. or soon thereafter; July 25, 2008, 9:00 a.m. or soon thereafter

PLACE: Casa Monica Hotel, 95 Cordova Street, St. Augustine, FL 32084

GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Panel and General Business Meeting.

A copy of the agenda may be obtained by contacting: Department of Health, Board of Psychology, 4052 Bald Cypress Way, Bin C05, Tallahassee, FL 32399-3255 or by calling the board office at (850)245-4373, ext. 3467.

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: Board Office at (850)488-0595. 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 Florida **Department of Health**, Bureau of Onsite Sewage Programs announces a public meeting to which all persons are invited.

DATE AND TIME: July 30, 2008, 9:30 a.m.

PLACE: Orlando Airport Marriott, 7499 Augusta National Drive, Orlando, FL 32822

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and guide current, proposed, and potential future onsite sewage research projects. The meeting will specifically discuss Specific Appropriation 1682, which requires the Department of Health to conduct a study to further develop cost-effective nitrogen reduction strategies.

A copy of the agenda may be obtained by contacting: Susan Polangin, Department of Health, Bureau of Onsite Sewage Programs, 4052 Bald Cypress Way, Bin #A08, Tallahassee, FL 32399-1713, (850)245-4070 or by e-mail at Susan_Polangin@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 7 days before the workshop/meeting by contacting: Susan Polangin, Department of Health, Bureau of Onsite Sewage Programs, 4052 Bald Cypress Way, Bin #A08, Tallahassee, FL 32399-1713, (850)245-4070 or by e-mail at Susan_Polangin@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 **Department of Health**, Drugs, Devices, and Cosmetics Program announces a workshop to which all persons are invited.

DATE AND TIME: August 7, 2008, 1:00 p.m. – 4:00 p.m.

PLACE: Betty Easley Conference Center, 4075 Esplanade Way, Room 152, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Rules 64F16-12.001, General Regulations; Definitions; 64F-12.012, Records of Drugs, Cosmetics and Devices; 64F-12.013, Prescription Drugs; Receipt, Storage and Security; and 64F-12.015, F.A.C., Licensing, Application, Permitting.

The agenda and meeting materials will be placed on the Drugs, Devices, and Cosmetics website at www.doh.state.fl.us/pharmacy/drugs and will be distributed electronically to interested parties. If you need any other information, please call (850)245-4292.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The **Department of Children and Family Services** announces a hearing to which all persons are invited.

DATE AND TIME: July 28, 2008, 1:30 p.m.

PLACE: 1317 Winewood Boulevard, Building 3, Room 455, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The public hearing is to discuss the Notice of Change published in the June 6, 2008, Vol. 34, No. 23, issue of the Florida Administrative Weekly.

A copy of the agenda may be obtained by contacting: Pat Whitford, Economic Self-Sufficiency at (850)410-3479.

The **Department of Children and Family Services** announces a public meeting to which all persons are invited.

DATE AND TIME: July 24, 2008, 5:00 p.m. – 8:00 p.m.

PLACE: Suncoast Region

GENERAL SUBJECT MATTER TO BE CONSIDERED: Managing Entities.

A copy of the agenda may be obtained by contacting: Cyndi Panzarino at (850)921-2495.

FLORIDA HOUSING FINANCE CORPORATION

The **Florida Housing Finance Corporation** announces a public meeting to which all persons are invited.

DATE AND TIME: August 5, 2008, 10:00 a.m.

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Concerning Issuance of Bonds to Finance Multifamily Residential Rental Developments.

Notice is hereby given that the Florida Housing Finance Corporation (“Florida Housing”) will conduct a public hearing in accordance with the Tax Equity and Fiscal Responsibility Act of 1982 (“TEFRA”).

To conduct a TEFRA hearing concerning the potential future issuance of bonds by Florida Housing to refinance the acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Ocean Walk Apartments, a 296-unit multifamily residential rental development located at 3900 South Roosevelt Boulevard, Key West in Monroe County, FL 33040. The prospective owner and operator of the proposed development is CRICO of Ocean Walk, Limited Partnership, Two North Riverside Plaza, Suite 400, Chicago, IL 60606, or such successor in interest in which CRICO of Ocean Walk, Limited Partnership, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is ERP Residential Management, LLC, Two North Riverside Plaza, Chicago, IL 60606. The total tax-exempt bond amount is not to exceed \$21,079,921.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), August 4, 2008, and should be addressed to the attention of Wayne Conner, Deputy Development Officer. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

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.

FISH AND WILDLIFE CONSERVATION COMMISSION

The **Florida Fish and Wildlife Conservation Commission** announces a workshop to which all persons are invited.

DATE AND TIME: August 19, 2008, 10:00 a.m. – 5:00 p.m.

PLACE: Rosen Plaza, 9700 International Drive, Orlando, FL 32819, (407)996-9700, www.rosenplaza.com

GENERAL SUBJECT MATTER TO BE CONSIDERED: The sole purpose of this workshop is to provide Commissioners a forum to discuss and exchange ideas about state and federal fishery management coordination in the context of the existing federal regulatory structure. The Commission will not be taking action on specific regulatory issues.

All interested individuals may speak at workshops or meetings of the Florida Fish and Wildlife Conservation Commission (FWC) within the guidelines established by the Commission. To ensure the public's opportunity to be heard and the orderly conduct of the meeting, the Chairman reserves the right to establish a time for adjournment of the workshop or meeting, to limit the time for speakers, and to limit the time allotted for specific agenda items.

A copy of the agenda may be obtained by contacting: Kathleen Hampton, Florida Fish and Wildlife Conservation, 620 South Meridian Street, Tallahassee, Florida 32399-1600.

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: 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: Mr. Jim Antista, General Counsel, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764.

DEPARTMENT OF FINANCIAL SERVICES

The **Department of Financial Services, Division of State Fire Marshal** announces a public meeting of the Florida Fire Code Advisory Council to which all persons are invited. The Florida Fire Code Advisory Council will meet in a joint session with the Electrical Technical Advisory Committee of the Florida Building Commission.

DATE AND TIME: Tuesday, August 19, 2008, 8:00 a.m.

PLACE: Grande Hotel, 475 Seagate Drive, Naples, Florida, 1(888)422-6177

GENERAL SUBJECT MATTER TO BE CONSIDERED: As required by HB 727, evaluate the compatibility of VOIP technology with the prescriptive requirements of the National Fire Alarm Code for use as a potential alternative for fire alarm system monitoring, also, to hear a Petition for Declaratory Statement from Eric Neilinger regarding 1100 West Avenue, Miami Beach, Florida.

A copy of the agenda may be obtained by contacting: Belinda Chukes, Division of State Fire Marshal, Bureau of Fire Prevention, 200 East Gaines Street, Tallahassee, FL 32399-0342, (850)413-3619.

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 person listed above. 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 **Board of Funeral, Cemetery and Consumer Services** announces a public meeting to which all persons are invited.

DATE AND TIME: August 6, 2008, 10:00 a.m. – 5:00 p.m.

PLACE: Hilton Deerfield Beach/Boca Raton, 100 Fairway Drive, Deerfield Beach, FL 33441

GENERAL SUBJECT MATTER TO BE CONSIDERED: The above date relates to the next meeting of the Board of Funeral, Cemetery and Consumer Services. The public is advised to check with Department of Financial Services staff (Ms. LaTonya Bryant at (850)413-3039), before traveling to a scheduled meeting on the date above, to ascertain whether the meeting has been cancelled. Notice of such cancellations will be posted on the home page of the Division of Funeral, Cemetery and Consumer Services, which is on the website of the Department of Financial Services (www.fldfs.com), as soon as known.

A copy of the agenda may be obtained by contacting: Ms. Bryant, 200 E. Gaines Street, Tallahassee, FL 32399-0361 or by calling Ms. Bryant at (850)413-3039. At least 7 days before each meeting, a copy of the agenda of the meeting will be available. Agendas will be available on the home page of the Division of Funeral, Cemetery and Consumer Services (www.myfloridacfo.com/FuneralCemetery).

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. Bryant at (850)413-3039. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The Florida **Board of Funeral, Cemetery and Consumer Services** announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 3, 2008, 9:00 a.m. – 11:00 a.m.

PLACE: Department of Financial Services, Alexander Building, Suite 2100, 2020 Capital Circle, S. E., Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Regular Board business.

A copy of the agenda may be obtained by contacting: LaTonya Bryant, 200 E. Gaines Street, Tallahassee, FL 32399-0361 or by calling Ms. Bryant at (850)413-3039. At least 7 days before each meeting, a copy of the agenda of the meeting will be available. Agendas will be available on the home page of the Division of Funeral, Cemetery and Consumer Services (www.myfloridacfo.com/FuneralCemetery).

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.

The **Financial Services Commission, Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: August 12, 2008, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED:
This is the Final Public Hearing on the adoption of proposed amendments to Rule 69N-121.066, Florida Administrative Code, published on May 30, 2008 in Vol. 34, No. 22, of the Florida Administrative Weekly.

A copy of the agenda may be obtained by contacting: Governor and Cabinet Website at: <http://www.myflorida.com/myflorida/cabinet/mart.html>. The agenda should be available approximately one week before the cabinet 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 5 days before the workshop/meeting by contacting: Bob Prentiss at e-mail bob.prentiss@fldfs.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact Bob Prentiss at e-mail bob.prentiss@fldfs.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

69N-121.066 Informal Conferences.

Specific Authority 120.05(5), 120.53, 624.308 FS. Law Implemented 120.53, 120.54, 120.56, 120.57, 120.58, 624.307(1), 624.319, 624.324 FS. History—New 1-1-75, Formerly 4-38.37, Amended 2-5-87, Formerly 4-38.037, Amended 2-5-87, Formerly 4-121.066, Repealed.

The **Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: Wednesday, July 30, 2008, 9:00 a.m.

PLACE: 401 Senate Office Building, Florida Capitol, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Florida Farm Bureau Casualty Insurance Company and Florida Farm Bureau General Insurance Company have requested a 28.4% overall increase for new and renewal homeowners' insurance policies, effective December 1, 2008. The rate increases are not uniform and some areas are subject to higher rate increases.

Florida law allows the Office of Insurance Regulation to hold a public hearing for any purpose within the scope of the Insurance Code deemed to be necessary. Input from interested parties will be received at this public hearing. If you are unable to attend this public hearing, please forward your comments to ratehearings@fldfs.com. The subject line of your email should read "Florida Farm Bureau."

A copy of the agenda may be obtained by contacting: Veronica Moss at (850)413-2616 or veronica.moss@flor.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: Veronica Moss at (850)413-2616 or veronica.moss@flor.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Stephen H. Thomas, Jr., Esquire at (850)413-4142 or Veronica Moss at (850)413-2616.

The **Financial Services Commission, Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: August 12, 2008, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED:
This is the Final Public Hearing on the adoption of proposed amendments to Rules 69O-149.0025, .005, .006, Florida Administrative Code, published on May 30, 2008 in Vol. 34, No. 22, of the Florida Administrative Weekly.

A copy of the agenda may be obtained by contacting: Governor and Cabinet Website at <http://www.myflorida.com/myflorida/cabinet/mart.html>. The agenda should be available approximately one week before the cabinet 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 5 days before the workshop/meeting by contacting: Gerry Smith at e-mail gerry.smith@fldfs.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact Gerry Smith at e-mail gerry.smith@fldfs.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

690-149.0025 Definitions.

(1) through (5) No change.

(6) Credible Data:

(a) Except as provided in paragraph (b), if a policy form has 2,000 or more policies in force, then full (100 percent) credibility is given to the experience; if fewer than 500 policies are in force, then zero (0 percent) credibility is given.

(b)1. For policy forms with low expected claims frequency, the data from the fewest number of entire calendar years, starting with the most recent experience year and looking back year by year as necessary, to the calendar year in which the accumulated claims first equal or exceed a total of at least 1,000 claims, such as accident and long term care over a period not to exceed the most recent 5 year period, shall be assigned 100 percent credibility; 200 claims shall be assigned 0 percent credibility. If 100 percent credibility is not achieved by using the most recent five year period, the data from the most recent five year period only shall be used. The determination of low expected claims frequency is determined at issue and not at different durations of the coverage.

(I) Policy forms that are determined not to be low expected claims frequency forms include, but are not limited to: Medicare Supplement, vision, dental, hospital indemnity, medical expense and other coverage described in Section 627.6561(5), F.S., as creditable coverage.

(II) Policy forms that are determined to be low expected claims frequency forms include, but are not limited to: accident, disability with benefit periods of 24 months or longer, coverage subject to the Long-Term Care Insurance Act, Section 627.9401 – 627.9408, F.S., cancer, specified disease, and critical illness.

2. For purposes of this section, a claim is counted as the first incidence or diagnosis of an event resulting in a covered benefit or series of covered benefits. It is not each provider encounter or service that may provide care or benefits due to such event.

3. A distinct incident resulting from a recurring chronic condition may be considered as a new claim if the incident triggering the claim is distinct from the incident triggering the prior claim, and the insured had recovered from the prior claim.

(c) Linear interpolation is used for inforce amounts between the low and high values in paragraph (a) or (b).

(d) For group policy forms, the numbers in this definition refer to individual group certificates or subscribers, not policies.

(e) For coverage that is not subject to paragraph (f) below,:

1. Florida only experience shall be used if it is 100 percent credible.

2.a. If Florida experience is not 100 percent credible, a combination of Florida and nationwide experience shall be used.

b. The Florida data shall be given the weight of the ratio of the Florida credibility to the nationwide credibility. For example, if Florida data is 10 percent credible and nationwide is 40 percent credible, the Florida data will be given the weight of $[10\%/40\%]$ 25 percent.

c. The nationwide data shall be given the weight of the ratio of the nationwide credibility less the Florida credibility to the nationwide credibility. In the above example, the nationwide data will be given the weight of $[(40\%-10\%)/40\%]$ 75 percent.

d. The data is combined using the indicated weights (in the example above, the experience data would be weighted 25%/75%). The combination of the two weights will always equal 100 percent. A rate change is determined from the blended data. If the nationwide credibility is less than 100 percent, the indicated rate change is weighted by the nationwide credibility (40 percent in the above example) and medical trend, if applicable, by the complement of the nationwide credibility (60 percent in the above example). If nationwide credibility is 100 percent, there would be no trend component.

3. The analysis in subparagraph 2. above is equivalent to determining the indicated rate increase from the Florida only data and the total nationwide data separately, and then weighting the resulting rate changes from each distinct analysis by the credibility of each distinct component. In the example above, the Florida rate increase would be weighted by 10 percent, the nationwide rate increase would be weighted by 30 percent ($40\%-10\%$ = the non-Florida credibility component) and trend would be weighted by the complement of the nationwide credibility ($1-40\%$) 60 percent.

(f) Due to the geographic pricing of medical expense coverage, Florida-only data shall be used. When Florida data is not fully credible, the complement of the experience credibility factor shall be weighted with medical trend.

(7) Durational Loss Ratio Table: The table of annual loss ratios where a loss ratio is the ratio of incurred claims divided by earned premium for each policy duration, by policy duration determined from the original actuarial memorandum when the form was first approved.

(a) No change.

(b) The approved durational loss ratio table is the durational loss ratio table contained in the filing when the form was originally approved, or any subsequent durational loss ratio table filed where the Office explicitly approved the table. The present value of these durational loss ratios is designated as the lifetime target loss ratio.

(8) through (23) No change.

(24) Target Loss Ratio: The lifetime loss ratio and the present value of the durational loss ratios developed in initial pricing projections as may be subsequently amended and approved pursuant to this rule chapter. For annually rated groups, the anticipated loss ratio over the rating period.

Specific Authority 624.308(1), 627.410(6)(b), (e) FS. Law Implemented 627.410(1), (2), (6), 627.411(1)(e) FS. History--New 6-19-03, Formerly 4-149.0025, Amended 5-18-04, 12-22-05.

69O-149.005 Reasonableness of Benefits in Relation to Premiums.

(1) No change.

(2) A premium schedule is not excessive if the following are true:

(a) No change.

(b)1. For individual forms, and group policy forms other than annually rated group policy forms, approved on or after 2/1/94 or issued on or after 6/1/94, the Premium Schedule satisfies the following:

a. No change.

b. The current lifetime loss ratio, as defined in subparagraph 69O-149.006(3)(b)24., F.A.C., is not less than the initial filed target loss ratio for the form as may be subsequently amended and approved pursuant to this rule chapter.

2. For annually rated group policy forms, the target loss ratio is not less than the loss ratio anticipated in the current premium schedule, as may be subsequently amended and approved pursuant to this rule chapter.

(c) through (d) No change.

Specific Authority 624.308(1), 626.9611, 627.410(6)(b), (d), (e) FS. Law Implemented 626.9541(1), 627.410(6)(d), (e), 627.410(7), 627.411(1)(a), (e), 627.9175 FS. History--New 7-1-85, Formerly 4-58.05, 4-58.005, Amended 4-18-94, 11-20-02, Formerly 4-149.005, Amended 5-18-04, 11-2-06, 6-18-07.

69O-149.006 Actuarial Memorandum.

(1) through (2) No change.

(3) Descriptions.

(a) No change.

(b) The descriptions, by item number, of the terms listed above in subsection (2) follow:

1. through 19. No change.

20. Anticipated Loss Ratio: This section shall provide the anticipated loss ratio and the interest rate(s) used in the determination of the value. The target loss ratio for an annually rated group policy form may be reduced upon demonstration and justification of an increase in administrative costs, but not less than the minimum required standard for the policy form.

a. No change.

b. This section shall also include the current approved durational loss ratio table for the form.

(I) through (III) No change.

(IV) A new table shall produce a lifetime loss ratio at least as great as the lifetime loss ratio developed from the current approved loss ratio table and shall become the lifetime standard or target loss ratio for the form.

(V) No change.

21. through 22. No change.

23. Experience on the Form (Past and Future Anticipated): This section shall display the actual experience on the form and that expected for the future.

a. No change.

b. Future periods where the projected values are based on inforce experience:

(I) The experience period used as the basis for determining projected values shall be clearly indicated.

(II) The experience period shall reflect the most current data available, ~~generally the most recent 12 months.~~ For forms subject to the credibility standards of paragraph 69O-149.0025(6)(b), F.A.C., the experience period shall be for coverage subject to medical inflation or the period of time used to determine credible data pursuant to paragraph subsection 69O-149.0025(6)(b), F.A.C. For other forms, the experience period shall be the period consisting of the most recently completed four (4) calendar quarters, where such period must end at least 45 days before the date of the filing. (For example, the experience period for a filing submitted on August 1 would be April 1 of the prior year through March 31 of the current year. The experience period for a filing submitted on September 1 would be July 1 of the prior year through June 30 of the current calendar year). Use of other data shall be justified to the office as to why the requisite data is not available or appropriate to use.

(III) through (VIII) No change.

c. No change.

d. No change.

24. through 28. No change.

Specific Authority 624.308(1), 627.410(6)(b), (e) FS. Law Implemented 627.410(1), (2), (6), 627.411(1)(e) FS. History—New 7-1-85, Formerly 4-58.06, 4-58.006, Amended 4-18-94, 4-9-95, 11-20-02, 6-19-03, Formerly 4-149.006, Amended 5-18-04, 11-2-06.

The Financial Services Commission, Office of Insurance Regulation announces a hearing to which all persons are invited.

DATE AND TIME: August 12, 2008, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed amendments to Rules 69O-149.003, .005, .007, Florida Administrative Code, published on May 30, 2008 in Vol. 34, No. 22, of the Florida Administrative Weekly.

A copy of the agenda may be obtained by contacting: Governor and Cabinet Website at <http://www.myflorida.com/myflorida/cabinet/mart.html>. The agenda should be available approximately one week before the cabinet 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 5 days before the workshop/meeting by contacting: Gerry Smith at e-mail gerry.smith@fldfs.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact Gerry Smith at e-mail gerry.smith@fldfs.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-149.003 Rate Filing Procedures.

(1)(a) Pooling. For purposes of submitting a rate filing under this part for individual policy forms and for group Medicare supplement and long-term care group policy forms, in order to encourage adequate risk sharing for all generations of policyholders, the experience of all policy forms providing similar benefits, whether open or closed, shall be combined.

1. Separate rating pools may be used for policy forms defined in subsections 69O-149.005(5) and (6), F.A.C., and for stop-loss insurance policy forms.

2. Once policy forms have been combined, they remain so for all rating purposes, unless otherwise approved by the Office. This combining of the experience of policy forms is referred to as pooling. All policy forms within a pool are reviewed based on the analysis of the aggregate experience.

3. The same percentage rate adjustment shall be applicable to all policy forms within the pool.

4. In lieu of subparagraph 3. above, percentage rate adjustments that are not the same for all policy forms within the pool shall be permitted subject to the following:

a. Resulting premium rate schedules are actuarially equivalent based on benefit differences or different regulatory standards, such as margins or retentions, between the policy forms within the pool;

b. Assumptions used to determine future experience and actuarial equivalence shall be based on the same set of common morbidity assumptions for all policy forms within the pool;

c. Policy forms with existing premium rate schedules not meeting the standards of sub-subparagraphs a. and b. above shall not be required to reduce rates to bring the policy forms into compliance, but any proposed rate adjustment shall be required to improve the relationship of the policy forms' premium rate schedules to bring them closer to compliance with sub-subparagraphs a. and b. above; and

d. Non-uniform rate increases shall be subject to the implementation provisions of sub-sub-subparagraph 69O-149.006(3)(b)20.b.(V), F.A.C., on a revenue neutral basis as though a level percentage adjustment had been applied.

5. The experience of policies and policy forms where the rate schedule is not subject to change, such as non-cancellable policy forms and paid up policies, shall not be pooled with policy forms where the rates are subject to change.

6. The rate increase for a Medicare supplement form may be adjusted, on a revenue neutral basis, to mitigate the impact on the refund credit calculation required for the form pursuant to Rule 69O-156.011, F.A.C., where the company can demonstrate that without such adjustment, the rate increase will result in refunds being required.

7. Notwithstanding the provisions of subsection 69O-149.0025(22), F.A.C., the experience of all policy forms with at least 50% of anticipated claims costs within the form at the time of the filing attributed to cancer claims and claims related to the cancer treatment shall be combined. This percentage of anticipated claims would be determined over the next projection year. If so indicated, notwithstanding the provisions of subparagraph 69O-149.003(1)(a)2., F.A.C., form(s) may be required to move from one pool to another. In such a situation, all experience associated with a form likewise changes pools. When forms are moved into a pool, all forms shall be reevaluated subject to 4. above with any rate increase due to the transfer of experience being phased in over a three year period.

(b) Credibility. In analyzing the experience of policy forms, and to improve the statistical credibility and predictability of anticipated experience, credible data shall be used.

(2) Filing Format for Individual Policies and Group Policies and Certificates.

(a)1. All filings shall be made in accordance with paragraph (b) below.

2.a. For purposes of the rules in this part and the time periods in Section 627.410, F.S., a filing is considered "filed" with the Office upon the receipt of the material required by paragraph (b), on business days between the hours of 8:00 a.m. and 5:00 p.m. (Eastern Time). Filings received after 5:00 p.m. shall be considered to be received the following business day.

b. For purposes of the rules in this Part, the term "filed" does not mean "approved." The term "filed" refers to the date on which the filing is filed with the Office and is the date on which the approval process of Section 627.410, F.S., commences.

c. Filings shall be made on a company distinct basis.

(b) A health insurance rate filing shall consist of the following items:

1. A brief letter explaining the type and nature of the filing. The letter shall indicate if the filing is for a new policy form, a benefit revision, a rate revision, justification of existing rates, or a resubmission. If the filing is a resubmission, the letter shall indicate the Florida filing number of the prior filing.

2. Form OIR-B2-1507, "Office of Insurance Regulation Life and Health Forms and Rates Universal Standardized Data Letter" as adopted in Rule 69O-149.022, F.A.C., completely filled out in accordance with Form OIR-B2-1507A, "Office of Insurance Regulation Life and Health Forms and Rates Universal Standardized Data Letter Instruction Sheet" as adopted in Rule 69O-149.022, F.A.C.

3. The actuarial memorandum, completed as required by Rule 69O-149.006, F.A.C.

4. Rate pages that define all proposed rates, rating factors and methodologies for determining rates applicable in the state. For companies that have a complete rate manual on file with the Office, only the pages that are being changed need to be filed, unless requested by the Office.

(3) Filings shall be submitted electronically to <https://iportal.fldfs.com/>.

(4)(a) Every insurer submitting a rate filing shall be notified as to whether the filing has been affirmatively approved by the Office or has been disapproved by the Office within any statutory review period of the date of receipt of the filing.

(b) Submissions that do not include the required material to meet the definition of a filing, or that include material that is illegible, shall not be accepted and shall be returned as incomplete without processing.

(c) Every insurer submitting a rate filing which does not comply with the requirements of Rules 69O-149.002 through .006, F.A.C., or for which the Office determines that additional information is necessary for a proper review, will be notified of the additional information necessary within the statutory limit.

Every insurer shall submit the required data by a date certain stated in the clarification letter, to allow the Office sufficient time to perform a proper review. Failure to correct the filing by the date certain in the clarification letter will result in an affirmative disapproval of the filing by the Office.

(5)(a) Insurers with fewer than 1,000 Florida policyholders, under medical expense forms with coverage meeting the definition of Section 627.6561(5)(a)2., F.S., or any form or pooled group of Medicare supplement forms with fewer than 1,000 nationwide policyholders, or medical expense forms with coverage meeting the definition of Section 627.6561(5)(a)2., F.S., may, at their option, file a streamlined rate increase filing where the annualized rate increase does not exceeding annual medical trend as provided in subsection (6) below.

(b) The number indicated in paragraph (5)(a) above represents the individual primary insureds and does not include spouses or dependants.

(c) For group coverage, the number indicated in paragraph (5)(a) above represents the individual certificateholders or subscribers.

(d) For Medicare supplement business, this provision applies for each type considered separately: Standard, Pre-standard and Select Medicare supplement coverage.

(e) The filing:

1. Shall be made in accordance with paragraph 69O-149.003(2)(b), F.A.C.; and

2. Shall provide a certification that the filing includes all forms with similar benefits in lieu of the actuarial memorandum referenced in subparagraph 69O-149.003(2)(b)3., F.A.C.

(f) This provision is an option available to the company. The company may choose, at its option, to make a complete filing in accordance with paragraph 69O-149.003(2)(b), F.A.C., including a complete actuarial memorandum in accordance with Rule 69O-149.006, F.A.C.

(6) No change.

Specific Authority 624.308(1), 624.424(1)(c), 627.410(6)(b), (e) FS. Law Implemented 119.07(1)(b), 624.307(1), 626.9541(1), 627.410 FS. History—New 7-1-85, Formerly 4-58.03, 4-58.003, Amended 8-23-93, 4-18-94, 8-22-95, 4-4-02, 10-27-02, 6-19-03, Formerly 4-149.003, Amended 5-18-04, 12-22-05.

69O-149.005 Reasonableness of Benefits in Relation to Premiums.

(1) Benefits will be determined to be reasonable in relation to the premium rates charged if the premium schedule is not excessive, not inadequate and not unfairly discriminatory. In determining whether a premium schedule satisfies these requirements, the Office will consider all items presented in the filing with special emphasis placed on the information included in the actuarial memorandum.

(2) A premium schedule is not excessive if the following are true:

(a) For a new policy form, group or individual,

1. the anticipated loss ratio is not less than the indicated adjusted entry in the loss ratio tables, in subsection (4), below.

2. The insurer does not knowingly price any individual rate within the rate schedule to be charged to an insured to be excessive. This requirement does not apply to any group policy where the final premium charged to the employer is an average of the premium charged to the individual members.

(b)1. For individual forms, and group policy forms other than annually rated group policy forms, approved on or after 2/1/94 or issued on or after 6/1/94, the Premium Schedule satisfies the following:

a. An Anticipated Loss Ratio test such that the present value of projected claims is not less than the present value of expected claims over the entire future lifetime of the form. This is equivalent to the present value of the future A/E ratio not being less than 1.0; and

b. The current lifetime loss ratio, as defined in subparagraph 69O-149.006(3)(b)24., F.A.C., is not less than the initial filed loss ratio for the form as may be subsequently amended and approved pursuant to this rule chapter.

2. For annually rated group policy forms, the target loss ratio is not less than the loss ratio anticipated in the current premium schedule, as may be subsequently amended and approved pursuant to this rule chapter.

(c) For an existing Individual Policy Form issued up to 6/1/94 for forms approved prior to 2/1/94, the Premium Schedule satisfies subparagraphs 1. and 2., below:

1. The anticipated Loss Ratio is not less than the initial filed loss ratio; and

2. The current lifetime Loss Ratio is not less than the initial filed loss ratio.

(d) For an existing group policy form issued up to 6/1/94 for forms approved prior to 2/1/94, the anticipated loss ratio is not less than the appropriate adjusted entry in the loss ratio tables in subsection (3), below.

(3) Loss Ratios for Individual Policies and Group Certificates issued up to 6/1/94 for forms approved prior to 2/1/94. The loss ratios in the table in paragraph (d), below, are adjusted pursuant to paragraph (a), (b), or (c), below, where

$$I = (\text{CPI-U, year N-1})/103.9$$

N-1 is the calendar year immediately preceding the calendar year (N) in which the rate filing is submitted in Florida, and

CPI-U is the consumer price index for all urban consumers, for all items and for all regions of the U.S. combined, as determined by the U.S. Department of Labor, Bureau of Labor Statistics; and the CPI-U for any year is the value as of September.

(a) If the average annual premium per individual policy or group certificate, (X), is less than \$ 300xI, then the minimum loss ratio is adjusted to R' by the following formula: $R' = R \times ((800xI + X)/(1100xI))$, where the reduction cannot exceed 10 percentage points.

(b) If the average annual premium per individual policy or group certificate, (X) exceeds \$ (I*2000), then the minimum loss ratio is adjusted to R' by the following formula: $R' = R * ((I*9000) + X) / (I*11000)$. R' cannot exceed R by more than 10 percentage points.

(c) For group insurance certificates, there is an additional adjustment R".

1. For E greater than 0 and less than or equal to 100

$$R'' = R' \times ((550 + E) / 550)$$

2. For E greater than 100

$$R'' = R' \times ((6400 + E) / 5500)$$

3. E is normally the average number of certificateholders in a group rating class.

4. However, where a group is composed of subgroups, e.g., multiple employer trusts, E is the average number of certificateholders per subgroup. Where a group is composed of certificateholders issued as a result of solicitations of individuals through the mail or by mass media advertising, including both print and broadcast advertising, E shall be 50. In no event will R" be greater than 80%. The average annual premium (X) shall be per certificate under a group policy and shall be estimated by the insurer based on an anticipated distribution of business considering all significant criteria having a rate difference. Such estimate shall assume an annual mode for all certificates, i.e., the fractional premium loading shall not affect the average annual premium or anticipated loss ratio calculation. The value of X shall be determined on the basis of the rates being filed.

(d) Loss Ratio Table:

Renewal Clauses	Loss Ratio in %
Optionally Renewable	60
Conditionally Renewable	55
Guaranteed Renewable	55
Non-cancellable	50
Non-renewable	50

(4) Loss Ratios for Individual Policies and Group Certificates approved on or after 2/1/94 or issued on or after 6/1/94. These tables are not applicable to Medicare Supplement or Long-Term Care Policy Forms. The minimum loss ratios for those policy forms are found in Rule Chapters 69O-156 and 69O-157, F.A.C., respectively.

(a) The loss ratios in the tables below are adjusted in accordance with the following formula, where

R = the loss ratio from the table,

A = the average annual premium per individual policy or per group certificate,

R' = the adjusted loss ratio, and

I is as defined in subsection 69O-149.005(3), F.A.C.

Then $R' = (A-25I)R/A$ and R' cannot be more than 10 percentage points less than R, for coverage with at least 12 months and pro rata for coverage with less than 12 months, nor less than 50 percent; except R' cannot be less than 45 percent as to accident only non-cancellable policies.

(b) Loss Ratio Table – Group Policy Forms

Group Size	Medical Expense Loss Ratio	Medical Indemnity or any policy with an average annual premium per certificate less than \$1000 Loss Ratio
Fewer than 51 certificates	65%	57.5%
51 through 500 certificates	70%	62.5%
All others	75%	67.5%

(c)1. Loss Ratio Table – Individual and Stop-loss Policy Forms.

Renewal Clause	Medical Expense Loss Ratio %	Medical Indemnity, Loss of Income Loss Ratio
Non-Cancellable	55%	50%
Non-Renewable	60%	55%
Guaranteed Renewable	65%	60%
All Other	70%	65%
Minimum Acceptable	55%	50%

2. For purposes of determining the minimum required loss ratio for stop-loss policies, the average annual premium for purposes of determining the R' above, shall be the average premium per employee covered by the employer's stop-loss policy.

(5)(a) Group conversion insurance, other than long-term care and medicare supplement insurance, issued on either a group or an individual basis, is exempt from the loss ratios required above.

(b) The loss ratio for group conversion insurance shall not be less than 120 percent.

(c) The insurer may charge the excess of the group conversion loss ratio over that required for group insurance on active lives to the experience for insurance on active lives.

(d) The premium to be charged for group conversion insurance subject to Section 627.6675, F.S., shall not exceed the limits of Section 627.6675(3), F.S., based on the standard risk rates as established in Part X of this rule chapter.

(6) Blanket Insurance is exempt from the loss ratios required above. The minimum loss ratio for blanket insurance is 65%.

(7) As provided by Section 627.411(3)(a), F.S., the minimum loss ratio in the above tables for health insurance coverage as described in Section 627.6561(5)(a)2., F.S., shall be at least 65 percent.

(8) Anticipated loss ratios lower than those otherwise required by this part shall not be permitted unless the insurer demonstrates that the proposed loss ratios are in accordance with sound actuarial principles; do not result in unfair discrimination in sales practices; and are otherwise in substantial compliance with the requirements of this part.

(9) A premium schedule shall not be disapproved on the grounds of inadequacy if:

(a) The expected profit margin on the policy form is non-negative. This margin equals the sum of premium income and investment income, minus the sum of benefit payments, expenses, taxes and contingency margins;

(b) The premium schedule incorporates for the entire future lifetime of the policy, the projected entire effects of insurance trend; and

(c) The premium schedule is determined such that if all assumptions are satisfied, the annual rate increases needed will not be greater than medical trend, as defined in subparagraph 69O-149.006(3)(b)18., F.A.C.

(10) through (14) No change.

(15) Rates charged for periods where a certification has been made to the office that the rates, at the time of the certification, met the standards of Florida law and promulgated rules and which after investigation by the office have been determined to fail to meet such standards, or are for periods where the insurer has failed to make the required annual filing, shall constitute an unfair and deceptive trade practice in violation of Section 626.9541(1)(e), F.S.

(a) In making the determination that the benefits are not reasonable in relationship to the rates charged for any rating period, the office shall make its determination based on the information used and relied upon by the actuary, as well as all company related information and other information that was readily available to the company's actuary upon using due diligence, which information would provide an impact to the analysis using generally accepted actuarial standards and practices, at the time the certification was made.

(b) For purposes of this rule, the office shall limit its investigation of rates to the period beginning twelve months subsequent to the date of the most recent rate filing, filed under

Section 627.410(7)(b)1., F.S., explicitly approved by the office, e.g. the office shall limit its investigation to rates charged after 7/1/07 where the last approved rate was 7/1/06.

(c) If the office determines that such violation has occurred:

1. The insurer may agree that any subsequent rate increase to existing insureds shall be implemented over a period equal to the length of time the rates charged have failed to comply with the provisions of Section 627.410(6) or (7), F.S. and these rules. The rate for any new insured shall be an adequate rate approved by the office.

2. Benefit enhancements, rate reductions, rate credits refunds, or any combination thereof, shall be determined to return the rates to a level that meet the standards of these rules, to be implemented through a filing submitted to the Office for approval within 30 days of the determination by the Office that such a violation has occurred.

(d) If the insurer does not agree to the corrective actions outlined in (c), then the Office may pursue administrative action and remedies, including the penalties provided by Section 624.418, F.S.

(e) Nothing in this rule effects or limits in anyway the remedies and penalties that are available under Chapter 626, Part IX.

Specific Authority 624.308(1), 626.9611, 627.410(6)(b), (d), (e) FS. Law Implemented 626.9541(1), 627.410(6)(d), (e), 627.410(7), 627.411(1)(a), (e), 627.9175 FS. History—New 7-1-85, Formerly 4-58.05, 4-58.005, Amended 4-18-94, 11-20-02, Formerly 4-149.005, Amended 5-18-04, 11-2-06, 6-18-07.

690-149.007 Annual Rate Certification (ARC) Filing Procedures.

(1) This rule applies to filings made pursuant to Section 627.410(7)(b)2., F.S., in which no rate change is proposed.

(2) The filings required by this rule shall be on an individual company basis.

(3) This rule is not applicable for Medicare supplement coverage. Medicare supplement forms are subject to Rule 690-149.003, F.A.C.

(4) Non-cancellable coverages which are no longer available for sale and which have not been sold or marketed for at least 5 years and are in compliance with the reasonableness standards of Rule 690-149.005, F.A.C., shall be exempt from the filing requirements of this rule. If a company is subsequently discovered not to have met the standards, they shall, in addition to other administrative remedies, be required to enhance benefits and make premium refunds to bring the form into full compliance with the loss ratio standards of Rule 690-149.005, F.A.C.

(5) An ARC filing shall consist of:

(a) A cover letter indicating the nature of the filing;

(b) Form OIR-B2-1507, "Office of Insurance Regulation Life and Health Forms and Rates Universal Standardized Data Letter" as adopted in Rule 690-149.022, F.A.C., completely

filled out in accordance with Form OIR-B2-1507A, "Office of Insurance Regulation Life and Health Forms and Rates Universal Standardized Data Letter Instruction Sheet" as adopted in Rule 690-149.022, F.A.C.; ~~Form OIR-B2-1507, as adopted in Rule 690-149.022, F.A.C.;~~ and

(c) A certification by an actuary; that is in accordance with subparagraph 690-149.006(3)(b)28., F.A.C. In addition, the certification should include a statement that, based on current experience and projection assumptions, rates schedules are not forecast to increase over the next twelve (12) months.

(6) A filing shall include only forms that are pooled together for rating purposes as provided by subsection 690-149.003(1), F.A.C. Separate filings shall be made for separate rating pools.

(7) For noncredible blocks of business on a nationwide basis, the company may request a waiver of the requirement. The request shall be made annually and be accompanied by a letter indicating the nature of the filing, the type of product, and the reason for the request.

(8) When a company using a current rate schedule is unable to demonstrate that the minimum loss ratio standards in Rule 690-149.005, F.A.C., are met, it shall make a rate filing with the Office pursuant to Rule 690-149.003, F.A.C., to reduce rates, enhance benefits, make refunds, or a combination of these to satisfy the standards.

(a) A company may make a certification in compliance with this rule without such change to benefits, refunds, or premiums if the A/E ratio for the past experience periods are, both in pattern and aggregate value, consistently at or in excess of .85; or

(b) For rating pools that are not fully credible, the company may make a certification in compliance with this rule if both the lifetime A/E ratio and the future A/E ratio are at or in excess of .85 when assuming best estimate assumptions in determining projected values.

(c) If the certification in paragraph (a) or (b) is unable to be made, and the company has been in compliance with these rules, the company shall make a rate filing pursuant to Rule 690-149.003, F.A.C., to reduce rates, enhance benefits, make refunds, or a combination of these which shall target a future A/E ratio of at least 1.0.

(9) A company may request exemption from all future ARC filings upon demonstration that the form or rating pool consists only of policy forms which are no longer available for sale and:

(a) The company has no other form with similar benefits that is currently available for sale,

(b) The accumulated experience from inception to date exceeds the required lifetime loss ratio standard for the form,

(c) The present value of future premiums is less than 10 percent of the accumulated value of past earned premiums or the data is 0 percent credible, and

(d) The company certifies that it will not increase premiums in the future.

(10) All filings made pursuant to this rule shall be on a company distinct basis and submitted electronically to <https://iportal.fldfs.com>.

Specific Authority 624.308 FS. Law Implemented 627.410 FS. History—New 5-14-92, Amended 11-20-02, Formerly 4-149.007, Amended 5-18-04, 11-2-06.

The **Financial Services Commission**, Office of Insurance Regulation announces a hearing to which all persons are invited.

DATE AND TIME: August 12, 2008, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed amendments to sub-subparagraph 69O-149.003(2)(b)4.a., Florida Administrative Code, published on May 30, 2008 in Vol. 34, No. 22, of the Florida Administrative Weekly.

A copy of the agenda may be obtained by contacting: Governor and Cabinet Website at <http://www.myflorida.com/myflorida/cabinet/mart.html>. The agenda should be available approximately one week before the cabinet 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 5 days before the workshop/meeting by contacting: Gerry Smith at e-mail gerry.smith@fldfs.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact Gerry Smith at e-mail gerry.smith@fldfs.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-149.003 Rate Filing Procedures.

(1) No change.

(2) Filing Format for Individual Policies and Group Policies and Certificates.

(a)1. All filings shall be made in accordance with paragraph (b) below.

2. No change.

(b) A health insurance rate filing shall consist of the following items:

1. A brief letter explaining the type and nature of the filing. The letter shall indicate if the filing is for a new policy form, a benefit revision, a rate revision, justification of existing rates, or a resubmission. If the filing is a resubmission, the letter shall indicate the Florida filing number of the prior filing.

2. Form OIR-B2-1507, "Office of Insurance Regulation Life and Health Forms and Rates Universal Standardized Data Letter" as adopted in Rule 69O-149.022, F.A.C., completely filled out in accordance with Form OIR-B2-1507A, "Office of Insurance Regulation Life and Health Forms and Rates Universal Standardized Data Letter Instruction Sheet" as adopted in Rule 69O-149.022, F.A.C.

3. The actuarial memorandum, completed as required by Rule 69O-149.006, F.A.C.

4. Rate pages that define all proposed rates, rating factors and methodologies for determining rates applicable in the state.

a. For companies that have a complete rate manual on file with the Office, only the pages that are being changed need to be filed, unless requested by the Office.

b. For Medicare Supplement filings, rates must be submitted through the on-line Medicare Supplement Rate Collection System which is part of the i-file system.

(3) Filings shall be submitted electronically to <https://iportal.fldfs.com/>.

(4) through (6) No change.

Specific Authority 624.308(1), 624.424(1)(c), 627.410(6)(b), (e) FS. Law Implemented 119.07(1)(b), 624.307(1), 626.9541(1), 627.410 FS. History—New 7-1-85, Formerly 4-58.03, 4-58.003, Amended 8-23-93, 4-18-94, 8-22-95, 4-4-02, 10-27-02, 6-19-03, Formerly 4-149.003, Amended 5-18-04, 12-22-05.

The **Financial Services Commission**, Office of Insurance Regulation announces a hearing to which all persons are invited.

DATE AND TIME: August 12, 2008, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed amendments to Rules 69O-157.302, .303, .304, Florida Administrative Code, published on May 30, 2008 in Vol. 34, No. 22, of the Florida Administrative Weekly.

A copy of the agenda may be obtained by contacting: Governor and Cabinet Website at <http://www.myflorida.com/myflorida/cabinet/mart.html>. The agenda should be available approximately one week before the cabinet 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 5 days before the workshop/meeting by contacting: Gerry Smith at e-mail gerry.smith@fldfs.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact Gerry Smith at e-mail gerry.smith@fldfs.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-157.301 Rate Increase Standards.

(1) Rate increase filings for long term care insurance shall be filed in accordance with filing requirements and standards of Rule Chapters 69O-149 and 69O-157, F.A.C.

(2) The term "policies with similar coverage" has the same meaning as "similar policy forms" as defined in subsection 69O-157.103(17), F.A.C.

(3) The footnote following Section 627.9407, F.S., states that Section 11, Ch. 2006-254, L.O.F., provides that "[t]his act shall apply to long-term care insurance policies issued or renewed on or after July 1, 2006. For any long-term care insurance policy issued prior to July 1, 2006, the provisions of [Section 627.94076, F.S.] shall apply to such policy only upon renewal of such policy on or after July 1, 2008, and the policy shall so provide by endorsement to the policy."

(4) Pursuant to the provisions of Section 627.9407(7)(c), F.S., for insurers that are currently actively marketing and issuing similar coverage, the rates resulting after a rate increase filing shall not exceed the insurer's new business rate.

(5)(a) Section 627.9407(7)(c), F.S., requires that the office annually determine and publish the currently available new business rates for similar coverage being sold in Florida. The published new business rates represent the maximum annual rate that may be charged after a rate increase for insurers not currently issuing new coverage.

(b) The published rates shall be determined by first identifying those carriers currently issuing policies with similar coverage. For each of the similar coverage categories, the Florida new business earned premium, defined as first year premium in Florida, is determined for the prior calendar year. Those insurers reporting at least the top 80% of that earned premium, cumulatively, starting with the largest, will be used to tabulate the new business rate. The new business rate shall be the weighted average of the insurers' rates, using the market share, as measured by first year premium in Florida, as the weight.

(c)1. The new business rates are for the standard underwriting class for the insurer. Standard underwriting class is the underwriting class with the most predominant sales, measured by number of policies, regardless of the name given to it by the insurer.

2. The new business rates for other underwriting classes, as well as for more liberal or more restrictive standards for benefit triggers as defined by Section 627.94074, F.S., or area factors, shall bear the same relationship to the standard rate schedules that the insurer has filed and approved. For example, if an insurer's preferred rate is 85% of its standard rate, the premium limit applicable to the rate increase for business sold as preferred will be 85% of the standard rate schedule.

(d)1. The published new business rates represent the particular benefit configuration listed. If an insurer has policies in force that have benefits different from the benefit used to determine the published rates, including differences in benefit triggers, the insurer may contact the office for the new business rate that reflect the different benefits.

2. The office shall determine the new business rates for the requested benefit configuration in the same manner as it used for determining the published rates. The resulting rates shall be consistent with the published new business rates reflecting benefit differences only.

3. Insurers needing a different benefit configuration should make such request of the office in advance of a rate filing so as to give the office time to determine such rates and provide them to the insurer.

4. If the office is unable to determine the rates by a tabulation of the insurers currently selling similar coverage, the office shall use its best actuarial judgment in determining the new business rates using the information available from the insurers in the 80% market share. Alternatively in such cases, If the Office is unable to determine the new business rates based on the above procedures, at the option of the insurer, the insurer may, at its option, submit the results of a model used to price new long term care products by an actuarial consulting firm currently pricing long term care for other clients, who is independent of the insurer, acceptable to the office, and contracted by the insurer. The assumptions used shall be available to the office for review and approval. The model will be used to develop the new business pricing for the insurer's policy benefit configuration, the new business pricing for the published benefit configuration, and to develop a factor which is the ratio of the insurer's policy benefits to the published benefits. It is noted that the provisions of Section 627.9407(7)(c), F.S., provide that the differences shall be benefit differences only; all other provisions of the two policies being modeled shall be identical. Such factor, representing benefit differences only, shall be used to adjust the published new business rates. Independent, as used in this section, shall mean that the actuarial consulting firm or the actuary to be involved in the project has no relationship currently or for the last three years with the insurers for pricing, valuation, or other reviews.

(e) If the application of this rule results in different increases being applied to different plans within the filing, the requirements of subparagraph 69O-149.003(1)(a)4., F.A.C. shall apply.

~~(f) The published rates apply to sales in Hillsborough County. For all other counties, the rate from the published table should be adjusted by the insurer's current area factor applicable in that county relative to the insurer's area factor in Hillsborough County.~~

(f) The premium for all additional benefits provided in the policy or by rider to the policy shall be the same proportion of the base rates after any rate change as they were before such change.

Specific Authority 627.9408(1) FS. Law Implemented 627.9407(7) FS. History—New 11-1-07.

69O-157.302 Facility Only Rates.

(1) The footnote following Section 627.9407, F.S., states that Section 11, Ch. 2006-254, L.O.F., provides that “[t]his act shall apply to long-term care insurance policies issued or renewed on or after July 1, 2006. For any long-term care insurance policy issued prior to July 1, 2006, the provisions of [Section 627.94076, F.S.] shall apply to such policy only upon renewal of such policy on or after July 1, 2008, and the policy shall so provide by endorsement to the policy.”

(2) The following maximum new business rates are effective for 2006 rate increase filings and for 2008⁷ and later rate filings until new rates are published: These annual rates are appropriate for:

- (a) Tax qualified policies;
- (b) A benefit of \$100/day;
- (c) An elimination period of 90 days.
- (d) Policies offering Restoration of Benefits, and
- (e) Sales in Hillsborough County. For all other counties, the rate from this table should be adjusted by the insurer’s current area factor applicable in that county relative to the insurer’s area factor in Hillsborough County

(f) Insurers who did not use area factors in the closed blocks for which a rate change is being requested may calculate the new business rate as a weighted average of the Hillsborough and the South Florida area factors, where the weights used are in-force premium by county. For the purposes of this calculation, the South Florida area factors are those that apply in Broward, Duval and Palm Beach county. The South Florida area factor is equal to 1.00.

(3)(a) Facility Only Rates:

Issue Age	3-Yr. Benefit Period	5-Yr. Benefit Period	Unlimited Benefit Period
30	\$284.03	\$350.92	\$459.40
31	\$287.49	\$356.69	\$468.20
32	\$291.06	\$362.46	\$477.10
33	\$294.63	\$368.43	\$486.30
34	\$298.31	\$374.41	\$495.60
35	\$301.98	\$380.48	\$505.10
36	\$305.97	\$386.97	\$514.70
37	\$310.07	\$393.46	\$524.50
38	\$314.16	\$400.05	\$534.50
39	\$318.36	\$406.75	\$544.70
40	\$322.67	\$413.65	\$555.00
41	\$326.97	\$420.55	\$565.60
42	\$331.28	\$427.66	\$576.40
43	\$335.69	\$434.87	\$587.40

44	\$340.20	\$442.18	\$598.60
45	\$344.72	\$449.60	\$610.00
46	\$350.81	\$458.76	\$623.20
47	\$357.00	\$468.14	\$636.70
48	\$363.30	\$477.71	\$650.50
49	\$369.71	\$487.50	\$664.60
50	\$376.22	\$497.49	\$679.00
51	\$382.83	\$507.69	\$693.80
52	\$389.55	\$518.09	\$708.80
53	\$396.38	\$528.70	\$724.20
54	\$403.41	\$539.51	\$739.90
55	\$410.55	\$550.54	\$755.90
56	\$440.48	\$588.75	\$809.80
57	\$472.61	\$629.64	\$867.50
58	\$507.05	\$673.31	\$929.30
59	\$543.90	\$720.07	\$995.50
60	\$583.59	\$770.03	\$1,066.40
61	\$626.12	\$823.49	\$1,142.40
62	\$671.79	\$880.65	\$1,223.80
63	\$733.74	\$962.95	\$1,339.80
64	\$801.47	\$1,052.97	\$1,466.80
65	\$865.58	\$1,126.68	\$1,569.48
66	\$934.83	\$1,216.81	\$1,679.34
67	\$1,009.62	\$1,314.16	\$1,796.89
68	\$1,090.38	\$1,419.29	\$1,930.23
69	\$1,211.81	\$1,547.81	\$2,150.64
70	\$1,340.75	\$1,729.87	\$2,396.25
71	\$1,540.77	\$1,933.44	\$2,669.85
72	\$1,735.55	\$2,160.93	\$2,974.77
73	\$1,924.97	\$2,433.75	\$3,335.67
74	\$2,109.14	\$2,740.95	\$3,740.31
75	\$2,346.15	\$3,087.00	\$4,194.18
76	\$2,642.60	\$3,476.81	\$4,702.95
77	\$2,976.56	\$3,915.74	\$5,273.55
78	\$3,282.46	\$4,316.20	\$5,783.13
79	\$3,619.73	\$4,757.64	\$6,342.03
80	\$3,991.68	\$5,244.13	\$6,954.93
81	\$4,401.81	\$5,867.91	\$7,804.10
82	\$4,854.18	\$6,530.20	\$8,685.00
83	\$5,343.31	\$7,198.98	\$9,574.40
84	\$5,881.77	\$7,874.25	\$10,472.40
85	\$6,474.57	\$8,556.00	\$11,379.10
86	\$7,127.00	\$9,704.97	\$12,907.30
87	\$7,845.30	\$10,842.09	\$14,419.60
88	\$8,524.85	\$11,967.26	\$15,916.00
89	\$9,263.27	\$13,080.28	\$17,396.40
Issue Age	3-Yr. Benefit Period	5-Yr. Benefit Period	Unlimited Benefit Period
35	\$247.43	\$302.74	\$378.50
45	\$363.53	\$446.70	\$555.75

55	\$522.32	\$646.08	\$810.43	37	\$289.72	\$338.50	\$387.94
65	\$1,126.33	\$1,406.97	\$1,750.61	38	\$289.72	\$338.50	\$387.94
75	\$3,073.57	\$3,879.00	\$4,769.07	39	\$289.72	\$338.50	\$387.94
(b) The insurers used to tabulate the above rates are:				40	\$322.79	\$378.01	\$432.23
Insurer	Weighing Percentage			41	\$322.79	\$378.01	\$432.23
<u>Bankers Life & Casualty Company</u>	90.3%			42	\$322.79	\$378.01	\$432.23
<u>Metropolitan Life Insurance Company</u>	25.5%			43	\$322.79	\$378.01	\$432.23
<u>Penn Treaty Network America Insurance Company</u>	74.5% 9.7%			44	\$322.79	\$378.01	\$432.23
Specific Authority 627.9408(1) FS. Law Implemented 627.9407(7) FS. History–New 11-1-07.				45	\$369.28	\$443.74	\$508.03
69O-157.303 Home Health Care Only Rates.				46	\$369.28	\$443.74	\$508.03
(1) The footnote following Section 627.9407, F.S., states that Section 11, Ch. 2006-254, F.S., provides that “[t]his act shall apply to long-term care insurance policies issued or renewed on or after July 1, 2006. For any long-term care insurance policy issued prior to July 1, 2006, the provisions of [Section 627.94076, F.S.] shall apply to such policy only upon renewal of such policy on or after July 1, 2008, and the policy shall so provide by endorsement to the policy.”				47	\$369.28	\$443.74	\$508.03
(2) The following maximum new business rates are effective for 2006 rate increase filings and for 20087 and later rate filings until new rates are published. These annual rates are appropriate for:				48	\$369.28	\$443.74	\$508.03
(a) Tax qualified policies;				49	\$369.28	\$443.74	\$508.03
(b) A benefit of \$100/day;				50	\$419.54	\$503.66	\$578.79
(c) An elimination period of 90 days;				51	\$432.77	\$523.33	\$597.70
(d) Policies offering Restoration of Benefits, and				52	\$452.62	\$536.43	\$623.00
(e) Sales in Hillsborough County. For all other counties, the rate from this table should be adjusted by the insurer’s current area factor applicable in that county relative to the insurer’s area factor in Hillsborough County				53	\$465.85	\$562.65	\$648.29
(f) <u>Insurers who did not use area factors in the closed blocks for which a rate change is being requested may calculate the new business rate as a weighted average of the Hillsborough and the South Florida area factors, where the weights used are in-force premium by county. For the purposes of this calculation, the South Florida area factors are those that apply in Broward, Duval and Palm Beach county. The South Florida area factor is equal to 1.30.</u>				54	\$485.87	\$582.50	\$673.50
(3)(a) Home Health Care Only Rates:				55	\$529.97	\$636.44	\$726.61
Issue Age	3-Yr. Benefit	5-Yr. Benefit	Unlimited Benefit	56	\$556.75	\$663.03	\$768.52
	Period	Period	Period	57	\$590.32	\$699.83	\$810.60
30	\$269.87	\$312.28	\$349.95	58	\$630.64	\$749.93	\$865.74
31	\$269.87	\$312.28	\$349.95	59	\$670.96	\$796.74	\$921.05
32	\$269.87	\$312.28	\$349.95	60	\$708.00	\$853.39	\$976.28
33	\$269.87	\$312.28	\$349.95	61	\$754.93	\$903.67	\$1,034.35
34	\$269.87	\$312.28	\$349.95	62	\$802.05	\$956.95	\$1,095.97
35	\$289.72	\$338.50	\$387.94	63	\$865.99	\$1,040.67	\$1,184.05
36	\$289.72	\$338.50	\$387.94	64	\$933.27	\$1,124.47	\$1,281.90
				65	\$1,010.63	\$1,214.83	\$1,376.28
				66	\$1,087.98	\$1,301.72	\$1,476.97
				67	\$1,165.25	\$1,398.64	\$1,583.96
				68	\$1,262.76	\$1,515.59	\$1,707.65
				69	\$1,366.99	\$1,642.56	\$1,844.12
				70	\$1,477.73	\$1,772.81	\$1,986.80
				71	\$1,595.09	\$1,912.89	\$2,135.79
				72	\$1,712.46	\$2,056.24	\$2,297.47
				73	\$1,840.71	\$2,204.01	\$2,445.41
				74	\$1,968.78	\$2,355.32	\$2,599.83
				75	\$2,106.93	\$2,516.29	\$2,763.85
				76	\$2,248.33	\$2,680.72	\$2,930.87
				77	\$2,389.72	\$2,848.23	\$3,104.12
				78	\$2,571.75	\$3,056.67	\$3,308.54
				79	\$2,753.77	\$3,268.58	\$3,519.36
				80	\$2,949.12	\$3,483.48	\$3,726.71
				81	\$3,151.09	\$3,715.14	\$3,950.13
				82	\$3,359.66	\$3,949.80	\$4,179.86
				83	\$3,571.71	\$4,188.29	\$4,410.21
				84	\$3,793.92	\$4,433.35	\$4,656.64
				85	\$4,025.90	\$4,688.13	\$4,899.59
				86	\$4,267.96	\$4,952.94	\$5,158.79

Issue Age	3-Yr. Benefit Period	5-Yr. Benefit Period	Unlimited Benefit Period
87	\$4,513.17	\$5,224.30	\$5,420.66
88	\$4,885.73	\$5,633.61	\$5,792.96
89	\$5,261.44	\$6,049.38	\$6,171.47
30	\$357.66	\$452.19	\$592.98
31	\$359.27	\$454.73	\$596.13
32	\$360.91	\$457.15	\$599.55
33	\$362.81	\$467.83	\$610.09
34	\$372.25	\$470.36	\$613.92
35	\$392.37	\$485.24	\$646.03
36	\$392.37	\$485.24	\$646.03
37	\$394.19	\$495.83	\$656.91
38	\$396.24	\$498.95	\$660.88
39	\$398.57	\$501.94	\$664.98
40	\$408.46	\$505.21	\$669.38
41	\$422.18	\$538.84	\$704.43
42	\$426.52	\$542.98	\$711.03
43	\$430.28	\$547.83	\$717.94
44	\$434.51	\$552.75	\$733.25
45	\$445.46	\$558.21	\$740.15
46	\$457.15	\$588.24	\$767.35
47	\$469.07	\$593.07	\$782.73
48	\$474.02	\$599.22	\$790.99
49	\$479.33	\$605.50	\$799.51
50	\$492.01	\$611.69	\$822.72
51	\$502.21	\$631.63	\$839.32
52	\$518.00	\$648.72	\$859.73
53	\$533.51	\$674.20	\$887.15
54	\$550.58	\$693.44	\$918.49
55	\$568.09	\$721.86	\$949.96
56	\$588.25	\$733.65	\$980.98
57	\$626.56	\$787.13	\$1,040.83
58	\$661.34	\$841.03	\$1,109.08
59	\$705.13	\$905.55	\$1,179.64
60	\$741.88	\$954.58	\$1,260.83
61	\$795.99	\$1,022.36	\$1,336.52
62	\$852.97	\$1,093.08	\$1,431.38
63	\$919.59	\$1,166.20	\$1,537.41
64	\$991.75	\$1,254.51	\$1,661.23
65	\$1,059.64	\$1,337.42	\$1,777.18
66	\$1,130.19	\$1,414.66	\$1,895.31
67	\$1,239.89	\$1,554.84	\$2,083.84
68	\$1,369.00	\$1,719.56	\$2,290.03
69	\$1,512.16	\$1,894.92	\$2,524.36
70	\$1,651.51	\$2,086.98	\$2,776.71
71	\$1,802.07	\$2,295.68	\$3,049.92
72	\$2,041.92	\$2,572.02	\$3,414.19
73	\$2,293.64	\$2,876.35	\$3,811.27
74	\$2,557.01	\$3,196.06	\$4,229.60
75	\$2,833.53	\$3,547.08	\$4,682.75
(3)(a) Comprehensive Only Rates:	\$3,132.41	\$3,931.85	\$5,162.40

(b) The insurers used to tabulate the above rates are:

Insurer	Weighting Percentage
Bankers Life & Casualty Company	79.2% 97.2%
Colonial American Life Insurance Company	20.8% 2.3%
Penn Treaty Network America Insurance Company	0.5%

Specific Authority 627.9408(1) FS. Law Implemented 627.9407(7) FS. History—New 11-1-07.

690-157.304 Comprehensive Only Rates.

(1) The footnote following Section 627.9407, F.S., states that Section 11, Ch. 2006-254, L.O.F., provides that “[t]his act shall apply to long-term care insurance policies issued or renewed on or after July 1, 2006. For any long-term care insurance policy issued prior to July 1, 2006, the provisions of [Section 627.94076, F.S.] shall apply to such policy only upon renewal of such policy on or after July 1, 2008, and the policy shall so provide by endorsement to the policy.”

(2) The following maximum new business rates are effective for 2006 rate increase filings and for 20087 and later rate filings until new rates are published. These annual rates are appropriate for:

- Tax qualified policies;
- A benefit of \$100/day;
- An elimination period of 90 days;
- Policies offering Restoration of Benefits, and
- Sales in Hillsborough County. For all other counties, the rate from this table should be adjusted by the insurer’s current area factor applicable in that county relative to the insurer’s area factor in Hillsborough County.

(f) Insurers who did not use area factors in the closed blocks for which a rate change is being requested may calculate the new business rate as a weighted average of the Hillsborough and the South Florida area factors, where the weights used are in-force premium by county. For the purposes of this calculation, the South Florida area factors are those that apply in Broward, Duval and Palm Beach county. The South Florida area factor is equal to 1.00.

Issue	Age	3-Yr. Benefit Period	5-Yr. Benefit Period	Unlimited Benefit Period
76		\$3,519.05	\$4,396.08	\$5,779.67
77		\$3,925.72	\$4,914.88	\$6,453.45
78		\$4,344.97	\$5,450.22	\$7,131.36
79		\$4,779.15	\$5,988.95	\$7,829.68
80		\$5,206.95	\$7,201.34	\$9,704.96
81		\$5,695.37	\$7,855.63	\$10,582.32
82		\$6,200.20	\$8,560.10	\$11,522.41
83		\$6,772.84	\$9,335.36	\$12,551.65
84		\$7,380.07	\$10,190.80	\$13,680.13
85		\$8,971.35	\$11,276.50	\$15,228.74
86		\$10,532.62	\$13,010.62	\$17,716.18
87		\$11,566.04	\$14,303.82	\$19,459.57
88		\$12,659.68	\$15,643.72	\$21,277.97
89		\$13,799.95	\$17,046.75	\$23,185.77
35		\$332.88	\$414.10	\$574.47
45		\$474.36	\$592.44	\$822.62
55		\$666.65	\$824.77	\$1,151.34
65		\$1,313.19	\$1,640.75	\$2,259.55
75		\$3,288.22	\$4,210.08	\$5,603.51

(b) The insurers used to tabulate the above rates are:

Insurer	Weighing Percentage
Allianz Life Insurance Company of North America	3.3%
Bankers Life & Casualty Insurance Company	4.1% 5.7%
Blue Cross Blue Shield of Florida	8.1% 5.1%
Genworth Life Insurance Company	23.3% 11.5%
Great American Life Insurance Company	9.8%
John Hancock Life Insurance Company	25.5% 14.2%
Metropolitan Life Insurance Company	20.5% 6.7%
New York Life Insurance Company	3.0%
Northwestern Long Term Care Insurance Company	3.6%
Provident Life & Accident Insurance Company	3.1%
Unum Life Insurance Company of America	5.5%

Specific Authority 627.9408(1) FS. Law Implemented 627.9407(7) FS. History–New 11-1-07.

The **Financial Services Commission**, Office of Insurance Regulation announces a hearing to which all persons are invited.

DATE AND TIME: August 12, 2008, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed amendments to Rule 69O-220.001, .051, .201, Florida Administrative Code, published on May 30, 2008 in Vol. 34, No. 22, of the Florida Administrative Weekly.

A copy of the agenda may be obtained by contacting: Governor and Cabinet Website at <http://www.myflorida.com/myflorida/cabinet/mart.html>. The agenda should be available approximately one week before the cabinet 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 5 days before the workshop/meeting by contacting: Laura Parsons at E-mail laura.parsons@fldfs.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact Laura Parsons at e-mail laura.parsons@fldfs.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-220.001 Pre-Qualification and Licensure of Emergency Adjusters.

Specific Authority 624.308(1) FS. Law Implemented 624.307(1), 626.8732, 626.8734 FS. History–New 2-25-93, Amended 8-18-94, 1-7-97, 10-20-97, 1-9-03, Formerly 4-220.001, Repealed.

69O-220.051 Conduct of Public Adjusters.

Specific Authority 624.308(1), 626.9611 FS. Law Implemented 624.307(1), 626.112(1), 626.865(2), 626.874, 626.9541(1)(b), (i) FS. History–New 4-26-94, Amended 12-18-01, Formerly 4-220.051, Repealed.

69O-220.201 Ethical Requirements.

Specific Authority 624.308, 626.878, 626.9611 FS. Law Implemented 624.307(1), 626.611, 626.621, 626.865(2), 626.878, 626.9541(1)(i) FS. History–New 6-2-93, Amended 12-18-01, Formerly 4-220.201, Repealed.

The **Financial Services Commission**, Office of Insurance Regulation announces a hearing to which all persons are invited.

DATE AND TIME: August 12, 2008, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed amendments to Rule 69P-2.001 – .002, Florida Administrative Code, published on May 30, 2008 in Vol. 34, No. 22, of the Florida Administrative Weekly.

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

For more information, you may contact Belinda Miller at e-mail belinda.miller@fldfs.com.

69P-2.001 Purpose.

Specific Authority 624.308(1), 627.351(5) FS. Law Implemented 624.307(1), 627.351(5) FS. History—New 8-13-89, Formerly 4-87.001, 4J-2.001, Amended 11-21-06, Repealed.

69P-2.002 Adoption of Property and Casualty Risk Apportionment Plan.

Specific Authority 624.308(1), 627.351(5) FS. Law Implemented 624.307(1), 627.351(5) FS. History—New 8-13-89, Amended 8-18-91, Formerly 4-87.002, Amended 10-9-94, 5-26-96, Formerly 4J-2.002, Amended 11-21-06, Repealed.

A copy of the agenda may be obtained by contacting: Governor and Cabinet Website at <http://www.myflorida.com/myflorida/cabinet/mart.html>. The agenda should be available approximately one week before the cabinet meeting.

FLORIDA CENTER FOR NURSING

The **Florida Center for Nursing** announces a public meeting to which all persons are invited.

DATES AND TIMES: Thursday, July 17, 2008, 2:00 p.m. – 6:00 p.m.; Friday, July 18, 2008, 8:00 a.m. – 5:00 p.m.

PLACE: Partnership II Building, Room 209, 3100 Technology Parkway, Orlando, FL 32826

GENERAL SUBJECT MATTER TO BE CONSIDERED: FCN Board of Directors Meeting.

A copy of the agenda may be obtained by contacting: Cathy Lewis at (407)823-0980.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FLORIDA INDEPENDENT LIVING COUNCIL, INC.

The **Florida Independent Living Council, Inc.** announces a telephone conference call to which all persons are invited.

MEETING: Personnel Task Force

DATE AND TIME: July 18, 2008, 1:00 p.m. (EST)

PLACE: Florida Independent Living Council, Inc., 1018 Thomasville Rd., Suite 100A, Tallahassee, Florida 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the council.

COMMITTEE AND TASK FORCE MEETINGS: Please note that committees and task forces of the Florida Independent Living Council will meet at various times throughout the year to carry out the work of the council; the meeting dates and times will be posted at the above address at least seven days prior to the meeting. Persons who want to be notified of such meetings may request to be put on the mailing list for such notices by writing to Molly Gosline at the council address.

A copy of the agenda may be obtained by contacting: Florida Independent Living Council, 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303-6271, (850)488-5624 or Toll Free 1(877)822-1993.

Notices of meetings and hearing must advise that a record is required to appeal. Each board, commission or agency of this state or of any political subdivision thereof shall include in the notice of any meeting or hearing, if notice of the meeting or hearing is required, of such board, commission or agency, conspicuously on such notice, the advice that, if a person decides to appeal any decision made by the board, agency or commission with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. (Florida Statutes, §286.0105)

Any person who needs an accommodation to participate in this meeting because of a disability, including alternative formats, should submit a request for such accommodation in writing at least one week before the meeting date.

The **Florida Independent Living Council, Inc.** announces a telephone conference call to which all persons are invited.

MEETING: Advocacy Committee

DATE AND TIME: July 31, 2008, 10:00 p.m. (EST)

PLACE: Florida Independent Living Council, Inc., 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the council.

COMMITTEE AND TASK FORCE MEETINGS: Please note that committees and task forces of the Florida Independent Living Council will meet at various times throughout the year to carry out the work of the council; the meeting dates and times will be posted at the above address at least seven days prior to the meeting. Persons who want to be notified of such meetings may request to be put on the mailing list for such notices by writing to Molly Gosline at the council address.

A copy of the agenda may be obtained by contacting: Florida Independent Living Council, 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303-6271, (850)488-5624 or Toll Free 1(877)822-1993.

Notices of meetings and hearing must advise that a record is required to appeal. Each board, commission or agency of this state or of any political subdivision thereof shall include in the notice of any meeting or hearing, if notice of the meeting or hearing is required, of such board, commission or agency, conspicuously on such notice, the advice that, if a person decides to appeal any decision made by the board, agency or commission with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. (Florida Statutes, §286.0105)

Any person who needs an accommodation to participate in this meeting because of a disability, including alternative formats, should submit a request for such accommodation in writing at least one week before the meeting date.

FLORIDA CERTIFICATION BOARD

The **Criminal Justice, Mental Health, and Substance Abuse**, Reinvestment Act County Meeting announces a public meeting to which all persons are invited.

DATES AND TIME: July 24-25, 2008, 9:00 a.m.

PLACE: Embassy Suites Hotel Tampa Airport/Westshore, Kilgore Ballroom, 555 North Westshore Blvd., Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will bring together all 22 awarded counties and will provide an opportunity for the counties to share experiences, learn about available technical assistance, and discuss the sustainability of the Reinvestment Act. Sustainability of the Reinvestment Act will be discussed as well. A copy of the agenda may be obtained by contacting: Michelle Barfield at (850)222-6314 or mbarfield@flcertificationboard.org or http://www.samhcorp.org/RFA/CJMHSACounty_Meeting_07_24-25_08.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 1 day before the workshop/meeting by contacting: Michelle Barfield at (850)222-6314 or mbarfield@flcertificationboard.org or http://www.samhcorp.org/RFA/CJMHSACounty_Meeting_07_24-25_08.html. 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: Michelle Barfield at (850)222-6314 or mbarfield@flcertificationboard.org or http://www.samhcorp.org/RFA/CJMHSACounty_Meeting_07_24-25_08.html.

FLORIDA ASSOCIATION OF COURT CLERKS

The **Florida Local Government Investment Trust** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, July 25, 2008, 10:30 a.m. – 12:00 Noon

PLACE: Orange County Comptroller, 201 S. Rosalind Ave., 4th Floor, Comptroller Conference Room, Orlando, FL 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: FLGIT Board of Trustee Topics.

A copy of the agenda may be obtained by contacting: Donald Ringheisen at (850)210-6456.

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: August 14, 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.

FLORIDA LOCAL ADVOCACY COUNCIL

The **Florida Local Advocacy Council** in Service Area 15 announces meetings for all Local Advocacy Council members, including the Chair and Vice-Chair, and administrative office staff. Parts of the meetings are open to the public.

MULTI-PROGRAM COUNCIL:

DATES AND TIMES: Second Thursday of each month (August 14, 2008, September 11, 2008, October 9, 2008, November 13, 2008, December 11, 2008, January 8, 2009, February 12, 2009, March 12, 2009, April 9, 2009, May 14, 2009 and June 11, 2009), 10:00 a.m. Meeting Open Session begins at 1:00 p.m.

PLACE: Joseph P. D'Alessandro Office Complex, 2295 Victoria Avenue, Room 110, Ft. Myers, FL

Please call 1(800)342-0825 to confirm the time and place of the meetings.

SARASOTA MULTI-PROGRAM COUNCIL:

DATE AND TIME: 10:00 a.m. First Thursday of each month (August 7, 2008, September 4, 2008, October 2, 2008, November 6, 2008, December 4, 2008, January 1, 2009, February 5, 2009, March 5, 2009, April 2, 2009, May 7, 2009, and June 4, 2009).

PLACE: Special Olympics Gene Whipp Center, 910 Gulf Coast Blvd., Venice, FL.

Please call 1(800)342-0825 to confirm the time and place of the meetings.

DEVELOPMENTAL DISABILITIES COUNCIL:

DATES AND TIMES: Third Thursday of each month (August 21, 2008, September 18, 2008, October 16, 2008, November 20, 2008, December 18, 2008, January 15, 2009, February 19, 2009, March 19, 2009, April 16, 2009, May 21, 2009, and June 18, 2009), 10:00 a.m.

PLACE: Joseph P. D'Alessandro Office Complex, 2295 Victoria Avenue, Room 123, Ft. Myers, FL

Please call 1(800)342-0825 to confirm the time and place of the meetings.

MENTAL HEALTH COUNCIL:

DATES AND TIMES: First Monday of each month. (August 4, 2008, September 8, 2008, October 6, 2008, November 3, 2008, December 1, 2008, January 5, 2009, February 2, 2009, March 2, 2009, April 6, 2009, May 4, 2009, and June 1, 2009), 10:00 a.m.

PLACE: Joseph P. D'Alessandro Office Complex, 2295 Victoria Avenue, Room 110, Ft. Myers, FL

Please call 1(800)342-0825 to confirm the time and place of the meetings.

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 issued an order disposing of the petition for declaratory statement filed by American Health Associates Clinical Laboratory, Inc. on April 7, 2008. The following is a summary of the agency's disposition of the petition:

The Agency issued a Declaratory Statement on July 7, 2008 which declared that clinical laboratories that reduce the fee charged to skilled nursing facilities for ancillary laboratory services for Medicare Part A patients have engaged in a prohibited act under Section 483.245(1), Florida Statutes (2008), and Rule 59A-7.037, Florida Administrative Code. The conduct described in the Petition may additionally be

prohibited under Section 400.17, Florida Statutes (2008). Further, the Agency may be required to show "intent" in some instances in order to enforce the law.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Richard J. Shoop, Esquire, Agency Clerk, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #3, Tallahassee, Florida 32308.

NOTICE IS HEREBY GIVEN THAT the Agency for Health Care Administration has issued an order disposing of the petition for declaratory statement filed by Dominion Diagnostics on April 9, 2008. The following is a summary of the agency's disposition of the petition:

The Agency for Health Care Administration has issued a Final Order declaring the suggested marketing practices of providing free specimen test cups (as described in the petition) and providing free personnel to assist physicians with specimen collections are both in violation of current Agency rules.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Richard Shoop, Agency Clerk, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, MS 3, Tallahassee, Florida 32308.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT the Division of Florida Land Sales, Condominiums, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by Grant Brockway, Petitioner, In RE: The Moorings of Manatee Association, Inc., Docket No. 2008029734 on May 15, 2008. The following is a summary of the agency's declination of the petition:

The Division declined to issue an order because it does not have substantial competent evidence to support its conclusions and the facts are unclear as to how Section 718.111(11)(b)2., Florida Statutes, would apply to petitioner.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: 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

declined to rule on the petition for declaratory statement filed by Susan E. Cohn, Petitioner, In RE: The Grand Condominium Association, Inc., Docket No. 2008027979 on May 9, 2008. The following is a summary of the agency's declination of the petition:

The Division declined to issue an order because the parties are seeking a determination of their voting rights under Section 718.112, Florida Statutes.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: 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 Faustina Guzman-Tollefson, Petitioner, In RE: The Villas of Positano Condominium Association, Inc., Docket No. 2008036360. The petition seeks the agency's opinion as to the applicability of Chapter 718, Florida Statutes, as it applies to the petitioner.

Whether the Villas of Positano Condominium Association, Inc. may assess the non-residential cabana units for single metered electricity costs based on the unit's proportionate share of all the cabana units under Sections 718.112(2)(f) and 718.115, Florida Statutes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: 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 issued an order disposing of the petition for declaratory statement filed by Michael J. Venezia, Petitioner, In RE: The Hallmark of Hollywood Condominium Association, Inc., Docket No. 2008020983 on April 1, 2008. The following is a summary of the agency's disposition of the petition:

Ordered that Section 718.404, Florida Statutes, may not be retroactively applied to The Hallmark of Hollywood, a condominium, to change the percentages of ownership shares of common expenses assigned to residential and commercial units under the declaration, and the Division declines to answer whether the association may redistribute the developer assigned parking spaces from commercial owners to residential owners because these persons are not parties.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: 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.

The Construction Industry Licensing Board hereby gives notice of the issuance of an Order regarding the Petition for Declaratory Statement for Anthony C. Apfelbeck. The Notice of Petition for Declaratory Statement was published in Vol. 34, No. 5, of the February 1, 2008, Florida Administrative Weekly. The Board considered the Petition at a duly-noticed public meeting held on February 15, 2008. The petition requested the Board's interpretation of Chapter 489, Part I, Section 489.117, Florida Statutes, and whether the statutes prohibits a state registered contractor from contracting in a local jurisdiction if the municipality or county has not established local licensing requirements or has not entered into a reciprocity/interlocal agreement with the other licensing jurisdictions; whether the issuance of a certificate of competency for registration purposes includes a mandatory component that a municipality or county must establish or have access to via reciprocity/interlocal agreement, a local licensing board that exercises disciplinary control and oversight over registered contractors; and whether the Department of Business and Professional Regulation/Construction Industry Licensing Board exercises disciplinary control and oversight over registered contractors where no local licensing boards exists.

The Board's Order, filed on June 20, 2008, answers the Petition for Declaratory Statement for question 1) of the Petition is no. According to Section 489.117(2), Florida Statutes, the contractor is required to comply with all local licensing requirements. The answer to 2) of the Petition is yes. According to Section 489.117(2), Florida Statutes, in order for the local jurisdiction to issue new certificates of competency there must be a local disciplinary control, which can be provided by local agreement. The answer to 3) of the Petition is yes. The Department may pursue a complaint on behalf of the Board where local enforcement body does not have jurisdiction, pursuant to Section 489.131, Florida Statutes

A copy of the Board’s Order may be obtained by contacting: G. W. Harrell, Executive Director, Construction Industry Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

NOTICE IS HEREBY GIVEN THAT on June 23, 2008, the Board of Accountancy has received the petition for declaratory statement from Randall S. Myeroff, on behalf of CCIP Tampa, Ltd. The petition seeks the agency’s opinion as to the applicability of paragraph 61H1-26.001(1)(b), Florida Administrative Code, as it applies to the petitioner.

The petition seeks the Board’s interpretation of paragraph 61H1-26.001(1)(b), Florida Administrative Code, and whether CCIP Tampa, Ltd., after acquiring ownership of M&B, a CPA firm, must change the name of the firm if the former owners, shareholders or members no longer hold those positions in the firm.

A copy of the Petition for Declaratory Statement may be obtained by contacting: 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 HEALTH

The Board of Medicine hereby gives notice that it has received a Petition for Declaratory Statement filed on behalf of Floyd Willis, M.D., on July 1, 2008. The Petitioner seeks the Board’s opinion as to whether subsection 64B8-9.014(2), F.A.C., prohibits the provision of certain physician services to established patients via a HIPPA compliant, secure web portal. The Board will consider this petition at its meeting scheduled for August 16, 2008, in Orlando, Florida.

A copy of the petition may be obtained by writing: Larry G. McPherson, Jr., Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN THAT the Department of Financial Services, Division of State Fire Marshal, has received the petition for declaratory statement from Eric A. Neilinger, Petitioner, filed on or about July 1, 2008. The petition seeks the agency’s opinion as to the applicability of NFPA 72 Sections 6.9.4.2 and 6.9.4.3 and also NFPA 72 6.9.4.6 as it applies to the petitioner.

Existing 17 story apartment building being completely renovated as a hotel/apartment building. Building is installing a new 100% supervised fire sprinkler system in building and also installing a complete high rise voice evac addressable fire alarm system with evacuation by floor.

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, (850)413-3604 or (850)413-4238, Fax: (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.

FINANCIAL SERVICES COMMISSION

NOTICE IS HEREBY GIVEN THAT the Office of Financial Services has received the petition for declaratory statement from Transpayment Inc., James B. Coppinger, CEO. The petition seeks the agency’s opinion as to the applicability of Section 560.103, Florida Statutes, as it applies to the petitioner.

OFFICE OF FINANCIAL REGULATION NOTICE IS HEREBY GIVEN THAT the Office of Financial Regulation received a petition for declaratory statement on March 28, 2008, from James B. Coppinger, Chief Executive Officer, of Transpayment, Inc. The petition seeks the Office’s opinion as to whether Transpayment and its Retail Customers must register with the Office pursuant to Chapter 560, Florida Statutes, and specifically whether their activities fall within the definitions of “Funds Transmitter” and “Money Transmitter” pursuant to Section 560.103, Florida Statutes.

A copy of the petition for declaratory statement may be obtained by writing: Agency Clerk, Office of Financial Regulation, Fletcher Building, Suite #526, 200 E. Gaines Street, Tallahassee, FL 32399-0379.

**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

Florida International University, Purchasing Services Department will receive sealed bids for the following: ITB89-001, Pharmed Arena Cooling Towers Replacement, FM 080239, estimated budget: \$210,000 to be opened August 28, 2008, 2:00 p.m., in Purchasing Services, 11200 S. W. 8 Street, CSC 410, Miami, Florida 33199. Scope of Work: The project consists on the furnishing of all labor, material, supervision and equipment required for the replacement of (2) two 200 ton Cooling Towers (CT) in the Pharmed Arena. This CT replacement is to be done maintaining cooling system functional all the time, by installing a temporary TC on parking area, as per drawings. Scope of work also includes new electrical feeders for new CT from existing panel, and control wiring as required. Mandatory Pre-Bid Meeting will be held August 1, 2008, 2:00 p.m., in the Campus Support Complex, Room CSC1123, University Park Campus, 11200 S. W. 8 Street, Miami, FL. Bid Documents are available in Purchasing Services, University Park CSC 414, 11200 S. W. 8 Street, Miami, FL, (305)348-2161, website: finance.fiu.edu/purchasing.

AMERICANS WITH DISABILTY ACT OF 1990 – If special accommodations are needed in order to attend the pre-bid meeting or bid opening, contact Purchasing at (305)348-2161 or purchasing@fiu.edu within three (3) days of the event.

Invitation To Bid For a Roofing Contractor

Sealed bids will be received by Duval County Public Schools, Division of Facilities, Room 535, 1701 Prudential Drive, Jacksonville, FL 32207 until the time and date(s) recorded below and immediately thereafter publicly opened and

recorded in the Duval County Public Schools, School Board Building, 1701 Prudential Drive, Jacksonville, Florida, 5th Floor, Room 513-D.

BIDS ARE DUE ON OR BEFORE August 19, 2008
AND WILL BE ACCEPTED UNTIL 2:00 p.m.

Districtwide Roof Replacement at Grand Park Career Center No. 14, Loretto Elementary School No. 30, Robert E. Lee High School No. 33, Hyde Park Elementary School No. 77

DCPS PROJECT NO. M-84740, Stage III

SCOPE OF WORK: Remove and replace of all old deteriorated roofing that is beyond its useful life. The estimated construction cost “Budgeted Not to Exceed” is \$1,337,745.

All contractors that are interested in bidding are required to attend a mandatory pre-bid conference to be held on August 7, 2008; 9:00 a.m., 129 King Street, Room 37, Jacksonville, Florida 32204. Failure to attend the pre-bid conference shall result in disqualification of that firm’s proposal. Attendees will be required to sign an attendance register.

All bidders and subcontractors shall be licensed Contractors and registered corporations as required by the laws of the State of Florida.

Contract documents for bidding may be obtained for a refundable fee of \$75.00 at the office of:

Akel, Logan & Shafer, P.A., 704 Rosselle Street, Jacksonville, Florida 32204

DCSB Point of Contact: Dale Hughes, (904)858-6362

Contract documents for bidding may be examined at:

F.W. Dodge McGraw Hill Plan Room Construction Bulletin
Construction Market Data, Inc. National Association of
Minority Contractors

MBE Participation Goal: 10% Overall

The Duval County Public Schools has begun prequalifying all contractors who intend to submit bids for all construction projects exceeding \$200,000 and electrical projects exceeding \$50,000. Effective May 31, 2003, all Contractors submitting bids must be prequalified with Duval County Public Schools. No bids will be accepted from Contractors who are not prequalified with Duval County Public Schools.

Prequalification forms and information may be obtained by contacting: Richard Beaudoin or Ronald A. Fagan at 1701 Prudential Dr., Jacksonville, FL 32207, (904)390-2358 or (904)390-2922, Fax: (904)390-2265, email: beaudoinr@dreamsbeginhere.org or faganr@dreamsbeginhere.org.

The Bid Award Recommendation will be posted on the First Floor, Bulletin Board, Duval County School Board Building, 1701 Prudential Drive, Jacksonville, Florida 32207-8182.

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."

METROPOLITAN PLANNING ORGANIZATIONS

REQUEST FOR QUALIFICATIONS

The Pinellas County Metropolitan Planning Organization (MPO), acting as the Community Transportation Coordinator (CTC) for Pinellas County, is accepting qualification submittals from organizations interested in contracting with the MPO as a provider of non-emergency ambulatory and/or non-ambulatory transportation services for the Pinellas County Transportation Disadvantaged (TD) Program. The Pinellas County TD Program provides trips for its non-sponsored clients as well as for the clients of other agencies that purchase trips through the TD Program's brokered system. Trips are also provided to clients of the Medicaid Non-Emergency Transportation (NET) Services Program. The Medicaid NET services program is subject to the renewal of a contract between the State and the MPO.

To be considered for a provider contract with the MPO, interested organizations or companies, hereinafter referred to as "Candidate Providers", must submit a response to this RFQ. The response must describe the work experience of the Candidate Provider related to serving the transportation disadvantaged community in the State of Florida and address all the evaluation criteria as described in the complete RFQ packet. The response must demonstrate that the Candidate Provider's services are compliant with the requirements of the Pinellas County TD Program. This includes the ability to provide services twenty-four hours a day seven days a week, countywide and inter-county, and to comply with all requirements and standards of the Pinellas County Transportation Disadvantaged Service Plan (TDSP), Chapters 427, 41-2, 14-90, F.S., and all other applicable federal, state, county, and local regulations.

The complete Request for Qualifications (RFQ) packet can be obtained from the MPO website, <http://www.pinellascounty.org/mpo/TDProviderRFQ.htm> or from the address listed below. Requests for clarification of the requirements or inquiries about information contained in the RFQ package must be submitted in writing to hsobush@pinellascounty.org by 3:00 p.m., August 8, 2008. Responses to all questions will be posted on the MPO website. Qualifications submittals must be received by 4:30 p.m., August 29, 2008 at the office of the Pinellas County MPO. One (1) original and seven (7) copies of the response, as well as an electronic copy in text or Microsoft Word format, shall be submitted to:

Heather Sobush

Pinellas County Metropolitan Planning Organization
 600 Cleveland St., Suite 750
 Clearwater, FL 33755
 E-mail: hsobush@pinellascounty.org
 Phone: (727)464-8200
 Fax: (727)464-8201

Responses must follow the format and sequence of the RFQ. MPO staff and Local Coordinating Board (LCB) members will evaluate the responses received based on the responsiveness to the evaluation criteria and on the information being provided in the required sequence. The proposed RFQ schedule is shown below. The MPO reserves the right to change the schedule as necessary. Any changes will be posted on the MPO website.

RFP issued	July 18
Questions/Clarifications received by 3:00 p.m.	August 8
Proposals due to MPO by 4:30 p.m.	August 29
RFQ Selection Committee meeting	Week of September 8
Oral presentations to LCB as requested & LCB recommendation	September 16
Recommendation submitted to MPO	
Board for approval	October 8
Contract Executed and Notice to Proceed	November 1

The outside of the envelope containing the qualification submittal must be marked "RESPONSE TO RFQ TO PROVIDE NON-EMERGENCY TRANSPORTATION SERVICES TO THE PINELLAS COUNTY TRANSPORTATION DISADVANTAGED PROGRAM." The MPO will accept no responsibility for responses not so marked. Responses are to remain in effect for 90 calendar days from the date of submission. The MPO reserves the right to reject any and all responses, to waive any formality concerning responses, or negotiate changes to the responses whenever such rejection or waiver or negotiation is in the best interest of the TD Program.

Lobbying of LCB members, MPO employees, and elected officials regarding the RFQ or contract for services related to call intake, ride scheduling, and client database management for the TD Program by any member of a Candidate Provider's staff, or those people who are members of, or employed by, any legal entity affiliated with an organization that is responding to the RFQ is strictly prohibited. Such actions may cause the affected submittal to be rejected.

In accordance with Title VI of the Civil Rights Act of 1964, as amended, 42 U.S.C. § 2000d, section 303 of the Age Discrimination Act of 1975, as amended, 42 U.S.C. § 6102, section 202 of the Americans with Disabilities Act of 1990, 42 U.S.C. § 12132, and Federal transit law at 49 U.S.C. § 5332:

"The Agency shall not discriminate on the basis of race, age, creed, disability, marital status, color, national origin, or sex in the performance of this Contract. The Agency shall carry out

applicable requirements of 49 CFR Part 26 in the award and administration of DOT assisted contracts. Failure by the Agency to carry out these requirements is a material breach of this Contract, which may result in the termination of this Contract or such other remedy, as the MPO deems appropriate."

Each subcontract the Candidate Provider signs in regards to this Project must include the assurance in this paragraph (see 49 CFR 26.13(b)). The Candidate Provider agrees to comply with applicable federal and state implementing regulations and other implementing requirements the Federal Transit Administration (FTA), Florida Department of Transportation (FDOT) or Commission for the Transportation Disadvantaged (CTD) may issue. In addition to the above assurance, the Candidate Provider shall not discriminate on the basis of sexual orientation, in accordance to Pinellas County Code Chapter 70 as amended.

The MPO ensures, in accordance with 49 CFR Part 26, that certified FDOT Disadvantaged Business Enterprise (DBE)) Program participants have an equal opportunity to receive and participate in Department of Transportation assisted contracts. The MPO's fiscal year 2009 DBE goal is 1.7%.

As part of the RFQ response, the Candidate Provider is required to complete Lobbying, Public Entities Crimes, and Debarment and Suspension certification statements.

Metropolitan Planning Organization RFP2008-2181
 2401 S.E. Monterey Road
 Stuart, Florida 34996
 Phone: (772)288-5509

The Board of County Commissioners, Martin County, Florida, acting on behalf of the Metropolitan Planning Organization, will receive sealed proposals for:

COMMUNITY TRANSPORTATION COORDINATOR FOR THE TRANSPORTATION DISADVANTAGED (CTD)

Sealed proposals will be received in the Purchasing Division of Martin County, Florida at 2401 S. E. Monterey Rd., until 2:00 p.m. (Local Time), on August 11, 2008. Proposals received after the designated time and/or date will not be considered.

Proposals will be publicly opened and read aloud in the Purchasing Division on the above appointed date and time. Late submittals will be returned to the sender unopened. Envelopes must be clearly marked with the RFP number, time and date of opening.

Mail or deliver to: Martin County Purchasing Division
 2401 S.E. Monterey Road
 Stuart, Florida 34996

1. **SCOPE OF SERVICES:** Includes, but is not limited to; coordination of services for the transportation disadvantaged in Martin County, Florida. The selected contractor will be recommended as the designated

Community Transportation Coordinator to the Florida Commission for the Transportation Disadvantaged (CTD). If approved by the CTD, the successful contractor will operate as a broker for the Transportation Disadvantaged system, as authorized by Chapter 427, Florida Statutes, and more fully described in Rule 41-2, Florida Administrative Code. Note: This solicitation is being facilitated by the Martin County Board of County Commissioners. The referenced program and any resulting award (if made) are under the auspices of the Martin County Metropolitan Planning Organization and will be made in accordance with all authorizations and requirements of applicable Florida Statutes relating to the Florida Commission for the Transportation Disadvantaged and not by the Martin County BOCC.

Copies of the RFP documents may be downloaded at no charge from www.demandstar.com.

The Board of County Commissioners reserves the right to: waive any technicalities; reject any and all proposals which are incomplete, conditional, non-responsive, or which contain additions not allowed for; reject any or all proposals in whole or in part with or without cause; and accept the proposal which best serves the COUNTY.

Martin County is an equal opportunity/affirmative action employer.

WATER MANAGEMENT DISTRICTS

Request for Proposal

07/08-048 LM Fire Management Services

The Suwannee River Water Management District is requesting proposals for Prescribed Fire Management Services on various sites throughout the District to facilitate natural community restoration and maintenance and to reduce the threat and severity of wildfires.

Contractor will be responsible for writing burn plans, requesting burn authorizations from the Florida Division of Forestry (FLDOF) and managing prescribed burns. Firms must be able to provide their own equipment and not be dependent on FLDOF standby. Prescribed Burner Certification by the State of Florida Division of Forestry and compliance with Certified Burner Statutes is required. All crew members must have completed S-130/S-190 Basic Firefighting and Wildfire Behavior and Standards for Survival (fire-shelter training).

PROPOSED SCHEDULE

- | | |
|-----------------|---|
| July 17, 2008 | Release of Request for Proposals (RFP) |
| July 30, 2008 | Mandatory pre-proposal meeting. (Contact project manager Scott Gregor at (386)362-1001 to reserve space.)* |
| August 7, 2008 | Request for Bids due prior to 10:00 a.m. at District Headquarters in Live Oak. Opening will occur at this time. * |
| August 13, 2008 | RFP Selection Committee Meeting* |

September 9, 2008 Governing Board authorization of contract.*

October 1, 2008 Anticipated start date.

* Denotes a public meeting

SRWMD policies allow for this type of “service contract”, at the option of the District, to be continued for two additional fiscal years if the contractor is successfully achieving its goals and there is no increase in service rate.

Proposal packages may be obtained on or after July 18, 2008, by logging on to www.mysuwanneeriver.com or contacting: Gwen Lord, Administrative Assistant at (386)362-1001. Proposal packages will also be available at the pre-proposal meeting.

If, due to disability, you require a special accommodation to participate in any activity relating to this proposal, contact Gwen Lord by calling (386)362-1001.

DEPARTMENT OF MANAGEMENT SERVICES

BIDS FOR MARINE CONTRACTORS

PROPOSALS ARE REQUESTED FROM QUALIFIED MARINE CONTRACTORS BY THE DEPARTMENT OF MANAGEMENT SERVICES.

PROJECT NUMBER: DOS-25076000

PROJECT NAME: Miami Circle Seawall Replacement

PROJECT LOCATION: Miami, Florida

ESTIMATED CONSTRUCTION BUDGET: \$1,800,000.00

MANDATORY PRE-BID MEETING: July 31, 2008, 1:30 p.m.

PRE-BID LOCATION: Bermello-Ajamil & Partners, 2601 S. Bayshore Drive, Third Floor, Miami, FL 33133

BID DATE: August 21, 2008, 2:00 p.m.

The award will be made in accordance with Section 255.29, F.S., and the procedures and criteria of the Departments Division of Real Estate Development and Management. For details please visit the Department’s website listed below and click on “Search Advertisements – Division of Real Estate Development and Management.” http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu.

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.”

6TH JUDICIAL CIRCUIT

ADMINISTRATIVE OFFICE OF THE COURTS

Court Reporter – Stenographer – The Sixth Judicial Circuit intends to enter into a contract with a court reporter/stenographer contractor for services covering Court Related proceedings within West Pasco County, Florida. Any

entity interested in submitting a proposal in response to this RFP, please review the RFP, Appendix A and the draft contract to ensure that they are able to meet all contractual requirements at: www.jud6.org/LegalCommunity/CourtAppointedOthers.html.

Applications should be mailed to: The Administrative Office of the Court, Sixth Judicial Circuit, 14250 49th Street, North, Suite 2H, Clearwater Florida 33762, Attention: Robert Snyder, must be received by 5:00 p.m., August 22, 2008. Any person with a disability requiring a special accommodation to participate in the application process should call (727)453-7165.

Section XII Miscellaneous

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE OF INTENT TO FIND

PUBLIC SCHOOLS INTERLOCAL AGREEMENT CONSISTENT WITH SECTION 163.3177(2) AND (3), FLORIDA STATUTES – DCA DOCKET NO. 09-01

The Department gives notice of its intent to find the Public Schools Interlocal Agreement (“Agreement”) entered into by Citrus County, Crystal River, Inverness and the Citrus County School Board, pursuant to Section 163.31777, F.S., to be consistent 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 the Citrus County, Department of Development Services, 3600 West Sovereign Path, Lecanto, Florida 34461-8070.

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 consistent with the minimum requirements of Section 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 Citrus County, Crystal River and Inverness and the Citrus 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.

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 32399-3060. 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.

-s- Charlie Gauthier, AICP
 Director, Division of Community Planning
 2555 Shumard Oak Boulevard
 Tallahassee, Florida 32399-2100

NOTICE OF INTENT TO FIND
 PUBLIC SCHOOLS INTERLOCAL AGREEMENT
 CONSISTENT WITH SECTION 163.31777(2), FLORIDA
 STATUTES – DCA DOCKET NO. 51-03

The Department gives notice of its intent to find the Public Schools Interlocal Agreement (“Agreement”) executed between the Pasco County School Board and each of the following local governments: New Port Richey, pursuant to Section 163.31777, F.S., to be consistent 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 the City of New Port Richey, 5919 Main Street, New Port Richey, Florida 34652.

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 consistent with the minimum requirements of Section 163.31777(2), 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 Pasco County School Board, New Port Richey. 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.

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.

-s- Charlie Gauthier, AICP
 Director, Division of Community Planning
 2555 Shumard Oak Boulevard
 Tallahassee, Florida 32399-2100

NOTICE OF INTENT TO FIND
 PUBLIC SCHOOLS INTERLOCAL AGREEMENT
 CONSISTENT WITH SECTION 163.31777(2), FLORIDA
 STATUTES – DCA DOCKET NO. 06-28

The Department gives notice of its intent to find the Public Schools Interlocal Agreement (“Agreement”) executed between the Broward County School Board and each of the following local governments: Tamarac, pursuant to Section 163.31777, F.S., to be consistent 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 the City of Tamarac, Community Development Department, 7525 N. W. 88th Avenue, Tamarac, Florida 33321.

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 consistent with the minimum requirements of Section 163.31777(2), 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 Broward County School Board, Tamarac. 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.

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.

-s Mike McDaniel, Chief
Office of Comprehensive Planning
2555 Shumard Oak Boulevard
Tallahassee, Florida 32399-2100

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE OF FUNDING AVAILABILITY AND APPLICATION WORKSHOP

The Department of Community Affairs (DCA) announces anticipated funding availability under the Florida Small Cities Community Development Block Grant (CDBG) Program. Subject to the receipt of funding from the U.S. Department of Housing and Urban Development (HUD), the Department will allocate an estimated \$17.6 million of Federal Fiscal Year 2008 funding for Commercial Revitalization, Housing Rehabilitation and Neighborhood Revitalization projects. In addition, approximately \$138,779 will be available for Planning and Design Specifications grants. In order to be eligible to apply in these categories, applicants cannot have an open grant in any of the three program categories. Closeouts for open contracts must be received in the CDBG program

office by 5:00 p.m. (EST), August 14, 2008, in order to be eligible, and any open contracts must be administratively closed by the Department by the application deadline date.

The Department also anticipates that funding will be available under the Florida Small Cities CDBG Program for Economic Development job creation/retention activities. Subject to the receipt of funding from HUD, the Department will allocate an estimated \$7.5 million of Federal Fiscal Year 2008 Small Cities CDBG funds for job-creating economic development activities, with the application cycle beginning August 15, 2008, and ending at 5:00 p.m. (EDT), September 29, 2008. In the event that funds remain available after this initial deadline, applications in the Economic Development category will be reviewed and eligible applications will be awarded subgrants on a first-come, first served basis.

An anticipated \$1.3 million Emergency Set-Aside will be designated for state-declared emergencies. These funds will be available from April 1 of the year for which they are allocated through the third quarter (March 31) of the next State fiscal year. Any funds in the set-aside for which a notice of intent to submit an emergency application has not been received prior to March 31 will be reallocated in accordance with Section 290.044 (4), Florida Statutes.

Eligible local governments must meet specific population requirements and cannot be participants in a CDBG Urban Entitlement Program. The population requirements are: cities with not more than 50,000 residents and counties with not more than 200,000 residents. The application process is conducted in accordance with Sections 290.0401 – 290.048, Florida Statutes and Rule Chapter 9B-43, Florida Administrative Code.

The Federal Fiscal Year 2008 application cycle for all of the above-mentioned categories of funding will begin (“open”) August 15, 2008 and end (“close”) at 5:00 p.m. (EDT) on September 29, 2008 (“the deadline date”). Applications must be submitted on forms required by and in the format specified by the Department and must be received in the Florida Small Cities CDBG Program Office, Department of Community Affairs, The Sadowski Building, Room 260, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100 by 5:00 p.m. (EDT) on the deadline date.

To assist local governments in the application process, the Department will conduct an application workshop in August 2008 in Tallahassee. Location, dates and times will be announced in the near future. Once location is determined, workshop registration information, as well as application forms and instructions, may be obtained by calling the CDBG Program at (850)487-3644, accessed at our website: <http://www.floridacommunitydevelopment.org/cdbg/index.cfm> or obtained by writing to:

Florida Small Cities CDBG Program
Department of Community Affairs
2555 Shumard Oak Boulevard

Tallahassee, Florida 32399-2100

If you have questions, please contact the CDBG grants management staff or Gail Stafford, Interim Administrator of the Small Cities CDBG Program at (850)487-3644 or by email at gail.stafford@dca.state.fl.us.

Any person requiring a special accommodation at the workshop because of a disability or physical impairment should contact Mrs. Pat Harvey at the Department of Community Affairs, (850)487-3644, at least seven days before the workshop to request the accommodation. If you are hearing or speech impaired, please contact the Department of Community Affairs using the Florida Dual Party Relay System, which can be reached at 1(800)955-8771 (TDD).

DEPARTMENT OF TRANSPORTATION

Airport Site Approval Order

The Florida Department of Transportation intends to issue an "Airport Site Approval Order," in accordance with Chapter 330, Florida Statutes, "Regulation of Aircraft, Pilots, and Airports" and Chapter 14-60, Florida Administrative Code, "Airport Licensing, Registration, and Airspace Protection" for the following site:

Shands Hospital Helistop South, a private airport, in Alachua County, at Latitude 29° 38' 19.26" and Longitude 82° 20' 31.86", to be owned and operated by Mr. James Howard, 1600 S. W. Archer Road, Box 100335, Gainesville, FL 32610.

A copy of the Airport Site Approval Order, the Airport's application, the applicable rules, and other pertinent information may be obtained by contacting: Mr. William J. Ashbaker, P.E., State Aviation Manager, Florida Department of Transportation, Aviation Office, 605 Suwannee Street, Mail Station 46, Tallahassee, Florida 32399-0450, (850)414-4500, aviation.fdot@dot.state.fl.us. Website: <http://www.dot.state.fl.us/aviation>.

ADMINISTRATIVE HEARING RIGHTS: Any person whose substantial interests will be determined or affected by this Airport Site Approval Order has the right, pursuant to Section 120.57, Florida Statutes, to petition for an administrative hearing. The petition for an administrative hearing must conform to the requirements of Rule Chapter 28-106, Florida Administrative Code, and must be filed, in writing, within twenty-one days of the publication of this notice, with the Clerk of Agency Proceedings, Office of General Counsel, Florida Department of Transportation, 605 Suwannee Street, Mail Station 58, Room 550, Tallahassee, Florida 32399-0450. Failure to file a petition within the allowed time constitutes a waiver of any right such person has to request a hearing under Chapter 120, Florida Statutes.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Lambretta International, LLC, intends to allow the establishment of 1st Class Auto Sales, as a dealership for the sale of motorcycles manufactured by HerChee Industrial Co. Ltd. (HERH) at 1051 U.S. Highway 92 West, Auburndale (Polk County), Florida 33823, on or after July 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of 1st Class Auto Sales are dealer operator(s): Gail Hedglin, 1051 U.S. Highway 92 West, Auburndale, Florida 33823; principal investor(s): Gail Hedglin, 1051 U.S. Highway 92 West, Auburndale, Florida 33823.

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: Caroline Khurana, Lambretta International, LLC, 14339 Lake City Way Northeast, Seattle, Washington 98125.

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 A & A Scooter, Inc., intends to allow the establishment of Motor Sport Warehouse, Inc., as a dealership for the sale of motorcycles manufactured by Astronautical Bashan Motorcycle Manufacture Co. Ltd. (BASH) at 1115 Southeast 12th Court, Units A & B, Cape Coral (Lee County), Florida 33990, on or after July 15, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Motor Sport Warehouse, Inc. are dealer operator(s): Eugene Fedorovich, 1115 Southeast 12th Court, Units A & B, Cape Coral, Florida 33990; principal investor(s): Eugene Fedorovich, 1115 Southeast 12th Court, Units A & B, Cape Coral, Florida 33990.

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: Leah Jordan, A & A Scooter, Inc., 2533 Royal Lane, #505, Dallas, Texas 75229.

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 Power Group International, LLC, intends to allow the establishment of A Plus Golf Carts and Parts, as a dealership for the sale of Tomberlin Neighborhood Electric Vehicles (TOMB) at 17221 San Carlos Boulevard, Fort Myers Beach (Lee County), Florida 33931, on or after June 25, 2008.

The name and address of the dealer operator(s) and principal investor(s) of A Plus Golf Carts and Parts are dealer operator(s): Jay Stewart, 17221 San Carlos Boulevard, Fort Myers Beach, Florida 33931; principal investor(s): Jay Stewart, 17221 San Carlos Boulevard, Fort Myers Beach, Florida 33931.

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: Michelle Nobles, Power Group International, LLC, 3123 Washington Road, Augusta, Georgia 30907.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that MVP Enterprises, Inc., intends to allow the establishment of Affordable ATVS, Inc. d/b/a Axis Powersports, as a dealership for the sale of motorcycles manufactured by Qianjiang Motorcycles Group Corp. (QINJ) at 3131 East Gulf to Lake Highway, Inverness (Citrus County), Florida 34453, on or after June 24, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Affordable ATVS, Inc. d/b/a Axis Powersports are dealer operator(s): Mark Muscott, 4235 East Benthall Court, Hernando, Florida 34442 and Billie Jo Muscott, 4235 East Benthall Court, Hernando, Florida 34442; principal investor(s): William Ogle, 4301 East Tennessee Lane, Hernando, Florida 34442.

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, 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: Jason Schaffer, MVP Enterprises, Inc., 501 Davis Road, Elgin, Illinois 60123.

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 Lance Powersports, Inc., intends to allow the establishment of B & L Champion Motors, LLC, as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 5354 Normandy Boulevard, Jacksonville (Duval County), Florida 32205, on or after June 20, 2008.

The name and address of the dealer operator(s) and principal investor(s) of B & L Champion Motors, LLC are dealer operator(s): Gregory Loucks, 5354 Normandy Boulevard, Jacksonville, Florida 32205; principal investor(s): Gregory Loucks, 5354 Normandy Boulevard, Jacksonville, Florida 32205.

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: Gene Chang, Lance Powersports, Inc., 5200 Ontario Mills Parkway, Suite 100, Ontario, California 91764.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that SunL Group, Inc., intends to allow the establishment of Beachside Scooter & Cycle World, Inc., as a dealership for the sale of motorcycles manufactured by Astronautical Bashan Motorcycle Manufacture Co. Ltd. (BASH) at 808 North State Street, Bunnell (Flagler County), Florida 32110, on or after July 3, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Beachside Scooter & Cycle World, Inc. are dealer operator(s): Dennis Jones, 808 North State Street, Bunnell, Florida 32110; principal investor(s): Dennis Jones, 808 North State Street, Bunnell, Florida 32110.

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, 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: Mei Zhou, President, SunL Group, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that SunL Group, Inc., intends to allow the establishment of Beachside Scooter & Cycle World, Inc., as a dealership for the sale of motorcycles manufactured by Chuanl Motorcycle Manufacturing Co. Ltd. (CHUA) at 808 North State Street, Bunnell (Flagler County), Florida 32110, on or after July 3, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Beachside Scooter & Cycle World, Inc. are dealer operator(s): Dennis Jones, 808 North State Street, Bunnell, Florida 32110; principal investor(s): Dennis Jones, 808 North State Street, Bunnell, Florida 32110.

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, 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: Mei Zhou, President, SunL Group, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that SunL Group, Inc., intends to allow the establishment of Beachside Scooter & Cycle World, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Kangdi Vehicles Co. Ltd. (KANG) at 808 North State Street, Bunnell (Flagler County), Florida 32110, on or after July 3, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Beachside Scooter & Cycle World, Inc. are dealer operator(s): Dennis Jones, 808 North State Street, Bunnell, Florida 32110; principal investor(s): Dennis Jones, 808 North State Street, Bunnell, Florida 32110.

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, 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: Mei Zhou, President, SunL Group, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that SunL Group, Inc., intends to allow the establishment of Beachside Scooter & Cycle World, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Mengdeli Electric Co. Ltd. (MENG) at 808 North State Street, Bunnell (Flagler County), Florida 32110, on or after July 3, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Beachside Scooter & Cycle World, Inc. are dealer operator(s): Dennis Jones, 808 North State Street, Bunnell, Florida 32110; principal investor(s): Dennis Jones, 808 North State Street, Bunnell, Florida 32110.

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, to file a petition or complaint protesting the application.

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A copy of such petition or complaint must also be sent by U.S. Mail to: Mei Zhou, President, SunL Group, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that SunL Group, Inc., intends to allow the establishment of Beachside Scooter & Cycle World, Inc., as a dealership for the sale of motorcycles manufactured by Shanghai Meitian Motorcycle Co. Ltd. (MEIT) at 808 North State Street, Bunnell (Flagler County), Florida 32110, on or after July 3, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Beachside Scooter & Cycle World, Inc. are dealer operator(s): Dennis Jones, 808 North State Street, Bunnell, Florida 32110; principal investor(s): Dennis Jones, 808 North State Street, Bunnell, Florida 32110.

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, 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: Mei Zhou, President, SunL Group, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that SunL Group, Inc., intends to allow the establishment of Beachside Scooter & Cycle World, Inc., as a dealership for the sale of motorcycles manufactured by China Qingqi Group Co. Ltd. (QING) at 808 North State Street, Bunnell (Flagler County), Florida 32110, on or after July 3, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Beachside Scooter & Cycle World, Inc. are dealer operator(s): Dennis Jones, 808 North State Street, Bunnell, Florida 32110; principal investor(s): Dennis Jones, 808 North State Street, Bunnell, Florida 32110.

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, to file a petition or complaint protesting the application.

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A copy of such petition or complaint must also be sent by U.S. Mail to: Mei Zhou, President, SunL Group, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that SunL Group, Inc., intends to allow the establishment of Beachside Scooter & Cycle World, Inc., as a dealership for the sale of motorcycles manufactured by Shanghai Shenke Motorcycle Co. Ltd. (SHEN) at 808 North State Street, Bunnell (Flagler County), Florida 32110, on or after July 3, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Beachside Scooter & Cycle World, Inc. are dealer operator(s): Dennis Jones, 808 North State Street, Bunnell, Florida 32110; principal investor(s): Dennis Jones, 808 North State Street, Bunnell, Florida 32110.

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.

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A copy of such petition or complaint must also be sent by U.S. Mail to: Mei Zhou, President, SunL Group, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that United Motors of America, Inc., intends to allow the establishment of Best Buy Vehicles, Inc., as a dealership for the sale of motorcycles manufactured by United Motors of America (UNMO) at 3525 South U.S. Highway 1, Fort Pierce (St. Lucie County), Florida 34982, on or after June 24, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Best Buy Vehicles, Inc. are dealer operator(s): Jim Buchheit, 761 Northeast Jordan Terrace, Port St. Lucie, Florida 34983; principal investor(s): Jim Buchheit, 761 Northeast Jordan Terrace, Port St. Lucie, Florida 34983.

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, 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: Melissa Bell, United Motors of America, Inc., 8801 Northwest 23rd Street, Miami, Florida 33172.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that United Motors of America, Inc., intends to allow the establishment of Best Buy Vehicles, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Taizhou Wangye Power Co. Ltd. (ZHEJ) at 3525 South U.S. Highway 1, Fort Pierce (St. Lucie County), Florida 34982, on or after June 24, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Best Buy Vehicles, Inc. are dealer operator(s): Jim Buchheit, 761 Northeast Jordan Terrace, Port St. Lucie, Florida 34983; principal investor(s): Jim Buchheit, 761 Northeast Jordan Terrace, Port St. Lucie, Florida 34983.

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.

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A copy of such petition or complaint must also be sent by U.S. Mail to: Melissa Bell, United Motors of America, Inc., 8801 Northwest 23rd Street, Miami, Florida 33172.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Flyscooters, LLC, intends to allow the establishment of Brothers Cycle Shop, Inc., as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 317 East Washington Street, Unit G, Minneola (Lake County), Florida 34715, on or after July 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Brothers Cycle Shop, Inc. are dealer operator(s): Denise Bonko, 317 East Washington Street, Unit

G, Minneola, Florida 34715; principal investor(s): Denise Bonko, 317 East Washington Street, Unit G, Minneola, Florida 34715.

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, 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: Daniel Pak, Flyscooters, LLC, 6050 Lowell Street, #111, Emeryville, California 94608.

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.

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 Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that LS Motor Sports, LLC, intends to allow the establishment of Crazy Carls, LLC, as a dealership for the sale of motorcycles manufactured by Chunfeng Holding Group Co. Ltd. (CFHG) at 1578 Highway 83, Defuniak Springs (Walton County), Florida 32433, on or after June 20, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Crazy Carls, LLC are dealer operator(s): Carl Fireman, 1578 Highway 83, Defuniak Springs, Florida 32433; principal investor(s): Carl Fireman, 1578 Highway 83, Defuniak Springs, Florida 32433.

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, 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: Terry Nesbitt, LS Motor Sports, LLC, 10215 South Sam Houston Parkway West, Suite 100, Houston, Texas 77071.

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

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 Pacific Cycle, Inc., intends to allow the establishment of Citrus Motorsports, Inc., as a dealership for the sale of motorcycles manufactured by Guangzhou Panyu Huanan Motors Group Co. Ltd. (GUNG) at 7800 West Gulf to Lake Highway, Crystal River (Citrus County), Florida 34429, on or after July 2, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Citrus Motorsports, Inc. are dealer operator(s): Allan Pope, 7800 West Gulf to Lake Highway, Crystal River, Florida 34429; principal investor(s): Allan Pope, 7800 West Gulf to Lake Highway, Crystal River, Florida 34429.

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, 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

the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that LS Motor Sports, LLC, intends to allow the establishment of Crazy Carls, LLC, as a dealership for the sale of motorcycles manufactured by Chongqing Lifan Industry Group (CHOL) at 1578 Highway 83, Defuniak Springs (Walton County), Florida 32433, on or after June 20, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Crazy Carls, LLC are dealer operator(s): Carl Fireman, 1578 Highway 83, Defuniak Springs, Florida 32433; principal investor(s): Carl Fireman, 1578 Highway 83, Defuniak Springs, Florida 32433.

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, 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: Terry Nesbitt, LS Motor Sports, LLC, 10215 South Sam Houston Parkway, West, Suite 100, Houston, Texas 77071.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that LS Motor Sports, LLC, intends to allow the establishment of Crazy Carls, LLC, as a dealership for the sale of motorcycles manufactured by Jiangsu Linhai Power

Machinery Group (LINH) at 1578 Highway 83, Defuniak Springs (Walton County), Florida 32433, on or after June 20, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Crazy Carls, LLC are dealer operator(s): Carl Fireman, 1578 Highway 83, Defuniak Springs, Florida 32433; principal investor(s): Carl Fireman, 1578 Highway 83, Defuniak Springs, Florida 32433.

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, 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: Terry Nesbitt, LS Motor Sports, LLC, 10215 South Sam Houston Parkway, West, Suite 100, Houston, Texas 77071.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that LS Motor Sports, LLC, intends to allow the establishment of Crazy Carls, LLC, as a dealership for the sale of motorcycles manufactured by Qianjiang Motorcycle Group Corporation (QINJ) at 1578 Highway 83, Defuniak Springs (Walton County), Florida 32433, on or after June 20, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Crazy Carls, LLC are dealer operator(s): Carl Fireman, 1578 Highway 83, Defuniak Springs, Florida 32433; principal investor(s): Carl Fireman, 1578 Highway 83, Defuniak Springs, Florida 32433.

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, 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: Terry Nesbitt, LS Motor Sports, LLC, 10215 South Sam Houston Parkway, West, Suite 100, Houston, Texas 77071.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that LS Motor Sports, LLC, intends to allow the establishment of Crazy Carls, LLC, as a dealership for the sale of motorcycles manufactured by Zhejiang Lingyun Motorcycle Co. Ltd. (ZHEL) at 1578 Highway 83, Defuniak Springs (Walton County), Florida 32433, on or after June 20, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Crazy Carls, LLC are dealer operator(s): Carl Fireman, 1578 Highway 83, Defuniak Springs, Florida 32433; principal investor(s): Carl Fireman, 1578 Highway 83, Defuniak Springs, Florida 32433.

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, 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: Terry Nesbitt, LS Motor Sports, LLC, 10215 South Sam Houston Parkway, West, Suite 100, Houston, Texas 77071.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that LS Motor Sports, LLC, intends to allow the establishment of Crazy Carls, LLC, as a dealership for the sale of motorcycles manufactured by Zongshen Industrial Group (ZONG) at 1578 Highway 83, Defuniak Springs (Walton County), Florida 32433, on or after June 20, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Crazy Carls, LLC are dealer operator(s): Carl Fireman, 1578 Highway 83, Defuniak Springs, Florida 32433; principal investor(s): Carl Fireman, 1578 Highway 83, Defuniak Springs, Florida 32433.

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, 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: Terry Nesbitt, LS Motor Sports, LLC, 10215 South Sam Houston Parkway, West, Suite 100, Houston, Texas 77071.

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 Family Powersports, LLC, as a dealership for

the sale of motorcycles manufactured by Chongqing Lifan Industry Group (CHOL) at 7200 Ridge Road, Suite 108, Port Richey (Pasco County), Florida 34668, on or after July 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Family Powersports, LLC are dealer operator(s): Louis Mazzaresse, 7200 Ridge Road, Suite 108, Port Richey, Florida 34668 and Janet Tretter, 7200 Ridge Road, Suite 108, Port Richey, Florida 34668; principal investor(s): Louis Mazzaresse, 7200 Ridge Road, Suite 108, Port Richey, Florida 34668 and Janet Tretter, 7200 Ridge Road, Suite 108, Port Richey, Florida 34668.

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.

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 Moto Dealer Import, LLC, intends to allow the establishment of Fiber Unlimited, as a dealership for the sale of motorcycles manufactured by Shanghai JMSTAR Motorcycle Co. Ltd. (JMST) at 7526 Narcoossee Road, Orlando (Orange County), Florida 32822, on or after April 4, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Fiber Unlimited are dealer operator(s): Carlos Romay, Jr., 7526 Narcoossee Road, Orlando, Florida 32822; principal investor(s): Carlos Romay, Jr., 7526 Narcoossee Road, Orlando, Florida 32822.

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: Jack Lin, President, Moto Dealer Import, LLC, 4998-B South Royal Atlanta Drive, Tucker, Georgia 30084.

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 Moto Dealer Import, LLC, intends to allow the establishment of Fiber Unlimited, as a dealership for the sale of motorcycles manufactured by Zhejiang Summit Huawin Motorcycle Co. Ltd. (POPC) at 7526 Narcoossee Road, Orlando (Orange County), Florida 32822, on or after April 4, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Fiber Unlimited are dealer operator(s): Carlos Romay, Jr., 7526 Narcoossee Road, Orlando, Florida 32822; principal investor(s): Carlos Romay, Jr., 7526 Narcoossee Road, Orlando, Florida 32822.

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: Jack Lin, President, Moto Dealer Import, LLC, 4998-B South Royal Atlanta Drive, Tucker, Georgia 30084.

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 Peace Industry Group, Inc., intends to allow the establishment of Fleet Leasing and Sales, Inc., as a dealership for the sale of motorcycles manufactured by Astronautical Bashan Motorcycle Manufacture Co. Ltd. (BASH) at 11264 Wiles Road, Coral Spring (Broward County), Florida 33076, on or after July 15, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Fleet Leasing and Sales, Inc. are dealer operator(s): Blair Arnold, 11264 Wiles Road, Coral Spring, Florida 33076; principal investor(s): Blair Arnold, 11264 Wiles Road, Coral Spring, Florida 33076.

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: Lily Ji, Peace Industry Group, Inc., 6600 B. Jimmy Carter Boulevard, Norcross, Georgia 30071.

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 Peace Industry Group, Inc., intends to allow the establishment of G Motors, LLC, as a dealership for the sale of motorcycles manufactured by Astronautical Bashan Motorcycle Manufacture Co. Ltd. (BASH) at 5257 Ridgewood Avenue, Port Orange (Volusia County), Florida 32127, on or after July 10, 2008.

The name and address of the dealer operator(s) and principal investor(s) of G Motors, LLC are dealer operator(s): Rafael Garces, 5257 Ridgewood Avenue, Port Orange, Florida 32127; principal investor(s): Rafael Garces, 5257 Ridgewood Avenue, Port Orange, Florida 32127.

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: Lily Ji, Peace Industry Group, Inc., 6600 B. Jimmy Carter Boulevard, Norcross, Georgia 30071.

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 Peace Industry Group, Inc., intends to allow the establishment of Hunt for Cars, Inc., as a dealership for the sale of motorcycles manufactured by Astronautical Bashan Motorcycle Manufacture Co. Ltd. (BASH) at 5796 South Ridgewood Avenue, Port Orange (Volusia County), Florida 32127, on or after July 15, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Hunt for Cars, Inc. are dealer operator(s): Carol Hunt, 5796 South Ridgewood Avenue, Port Orange, Florida 32127; principal investor(s): Carol Hunt, 5796 South Ridgewood Avenue, Port Orange, Florida 32127.

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: Lily Ji, Peace Industry Group, Inc., 6600 B. Jimmy Carter Boulevard, Norcross, Georgia 30071.

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 Zongshen, Inc., intends to allow the establishment of Ideal 500, Inc., as a dealership for the sale of motorcycles manufactured by Zongshen Industrial Group (ZONG) at 500 North Florida Avenue, Lakeland (Polk County), Florida 33801, on or after August 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Ideal 500, Inc. are dealer operator(s): Greg Sexton, 500 North Florida Avenue, Lakeland, Florida 33801; principal investor(s): Greg Sexton, 500 North Florida Avenue, Lakeland, Florida 33801.

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: Rose Perez, Zongshen, Inc., 3511 Northwest 113th Court, Miami, Florida 33178.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Verucci Motorcycles, LLC, intends to allow the establishment of Imagine Tour, Inc. d/b/a Imagine Cars, as a dealership for the sale of motorcycles manufactured by Chongqing Lifan Industry Group (CHOL) at 7324 East Colonial Drive, Orlando (Orange County), Florida 32807, on or after July 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Imagine Tour, Inc. d/b/a Imagine Cars are dealer operator(s): Kaan Orer, 7324 East Colonial Drive, Orlando, Florida 32807 and Yigit Orer, 7324 East Colonial Drive, Orlando, Florida 32807; principal investor(s): Kaan Orer, 7324 East Colonial Drive, Orlando, Florida 32807 and Yigit Orer, 7324 East Colonial Drive, Orlando, Florida 32807.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, 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.

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 Carter Brothers Manufacturing Co., Inc., intends to allow the establishment of V-Twin Cycles, Inc. d/b/a Iron Horse of Florida, as a dealership for the sale of motorcycles manufactured by Sanyang Industry Co. Ltd. (SANY) at 16257 South Tamiami Trail, Fort Myers (Lee County), Florida 33908, on or after June 24, 2008.

The name and address of the dealer operator(s) and principal investor(s) of V-Twin Cycles, Inc. d/b/a Iron Horse of Florida are dealer operator(s): Mark Yimin, 18416 Baruch Drive, Fort Myers, Florida 33967; principal investor(s): Mark Yimin, 18416 Baruch Drive, Fort Myers, Florida 33967.

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: Jack Mullinax, Carter Brothers Manufacturing Co., Inc., 1871 Highway 231, Brundidge, Alabama 36010.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that United Motors of America, Inc., intends to allow the establishment of Kissimmee Motorsports, Inc., as a dealership for the sale of motorcycles manufactured by United Motors of America, Inc. (UNMO) at 2881 North John Young Parkway, Kissimmee (Osceola County), Florida 34741, on or after June 24, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Kissimmee Motorsports, Inc. are dealer operator(s): Jeffery A. Lampe, 16522 Arrowhead Trail, Clermont, Florida 34711; principal investor(s): Robert McClelland, 2625 North Narcoossee Road, St. Cloud, Florida 34771.

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, 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: Melissa Bell, United Motors of America, Inc., 8801 Northwest 23rd Street, Miami, Florida 33172.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that United Motors of America, Inc., intends to allow the establishment of Kissimmee Motorsports, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Taizhou Wangye Power Co. Ltd. (ZHEJ) at 2881 North John Young Parkway, Kissimmee (Osceola County), Florida 34741, on or after June 24, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Kissimmee Motorsports, Inc. are dealer operator(s): Jeffery A. Lampe, 16522 Arrowhead Trail, Clermont, Florida 34711; principal investor(s): Robert McClelland, 2625 North Narcoossee Road, St. Cloud, Florida 34771.

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, 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: Melissa Bell, United Motors of America, Inc., 8801 Northwest 23rd Street, Miami, Florida 33172.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Lance Powersports, intends to allow the establishment of Lucy U Cycles, LLC, as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 9807 North Highway 301, Wildwood (Sumter County), Florida 34785, on or after July 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Lucy U Cycles, LLC are dealer operator(s): Jeremy Coon, 9807 North Highway 301, Wildwood, Florida 34785; principal investor(s): Jeremy Coon, 9807 North Highway 301, Wildwood, Florida 34785.

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, 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: Gene Chang, Lance Powersports, 5200 Ontario Mills Parkway, Suite 100, Ontario, California 91764.

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 MVP Enterprises, Inc., intends to allow the establishment of Mad Dog Motorsports, Inc. d/b/a Mad Dog Motorsports, as a dealership for the sale of motorcycles manufactured by Qianjiang Motorcycle Group Corp. (QINJ) at 4400 10th Avenue North, Lake Worth (Palm Beach County), Florida 33461, on or after June 19, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Mad Dog Motorsports, Inc. d/b/a Mad Dog Motorsports are dealer operator(s): Sal Napoli, 4400 10th Avenue North, Lake Worth, Florida 33461; principal investor(s): Sal Napoli, 4400 10th Avenue North, Lake Worth, Florida 33461.

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: Jason Schaffer, MVP Enterprises, Inc., 501 Davis Road, Elgin, Illinois 60123.

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 LS Motor Sports, LLC, intends to allow the establishment of Michael J. Konczal, Inc., as a dealership for the sale of motorcycles manufactured by Chunfeng Holding Group Co. Ltd. (CFHG) at 1801 28 Street North, St. Petersburg (Pinellas County), Florida 33715, on or after June 4, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Michael J. Konczal, Inc. are dealer operator(s): Michael Konczal, 1801 28 Street North, St. Petersburg, Florida 33715; principal investor(s): Michael Konczal, 1801 28 Street North, St. Petersburg, Florida 33715.

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: Mathu Solo, President, LS Motor Sports, LLC, 10215 South Sam Houston Parkway, West, Suite 100, Houston, Texas 77071.

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 LS Motor Sports, LLC, intends to allow the establishment of Michael J. Konczal, Inc., as a dealership for the sale of motorcycles manufactured by Chongqing Lifan Industry Group (CHOL) at 1801 28 Street North, St. Petersburg (Pinellas County), Florida 33715, on or after June 4, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Michael J. Konczal, Inc. are dealer operator(s): Michael Konczal, 1801 28 Street North, St. Petersburg, Florida 33715; principal investor(s): Michael Konczal, 1801 28 Street North, St. Petersburg, Florida 33715.

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: Mathu Solo, President, LS Motor Sports, LLC, 10215 South Sam Houston Parkway, West, Suite 100, Houston, Texas 77071.

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 LS Motor Sports, LLC, intends to allow the establishment of Michael J. Konczal, Inc., as a dealership for the sale of motorcycles manufactured by Jiangsu Linhai Power Machinery Group (LINH) at 1801 28 Street North, St. Petersburg (Pinellas County), Florida 33715, on or after June 4, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Michael J. Konczal, Inc. are dealer operator(s): Michael Konczal, 1801 28 Street North, St. Petersburg, Florida 33715; principal investor(s): Michael Konczal, 1801 28 Street North, St. Petersburg, Florida 33715.

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: Mathu Solo, President, LS Motor Sports, LLC, 10215 South Sam Houston Parkway West, Suite 100, Houston, Texas 77071.

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 LS Motor Sports, LLC, intends to allow the establishment of Michael J. Konczal, Inc., as a dealership for the sale of motorcycles manufactured by Qianjiang Motorcycle Group Corporation (QINJ) at 1801 28 Street North, St. Petersburg (Pinellas County), Florida 33715, on or after June 4, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Michael J. Konczal, Inc. are dealer operator(s): Michael Konczal, 1801 28 Street North, St. Petersburg, Florida 33715; principal investor(s): Michael Konczal, 1801 28 Street North, St. Petersburg, Florida 33715.

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: Mathu Solo, President, LS Motor Sports, LLC, 10215 South Sam Houston Parkway West, Suite 100, Houston, Texas 77071.

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 LS Motor Sports, LLC, intends to allow the establishment of Michael J. Konczal, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Lingyun

Motorcycle Co. Ltd. (ZHEL) at 1801 28 Street North, St. Petersburg (Pinellas County), Florida 33715, on or after June 4, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Michael J. Konczal, Inc. are dealer operator(s): Michael Konczal, 1801 28 Street North, St. Petersburg, Florida 33715; principal investor(s): Michael Konczal, 1801 28 Street North, St. Petersburg, Florida 33715.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Mathu Solo, President, LS Motor Sports, LLC, 10215 South Sam Houston Parkway, West, Suite 100, Houston, Texas 77071.

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 LS Motor Sports, LLC, intends to allow the establishment of Michael J. Konczal, Inc., as a dealership for the sale of motorcycles manufactured by Zongshen Industrial Group (ZONG) at 1801 28 Street North, St. Petersburg (Pinellas County), Florida 33715, on or after June 4, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Michael J. Konczal, Inc. are dealer operator(s): Michael Konczal, 1801 28 Street North, St. Petersburg, Florida 33715; principal investor(s): Michael Konczal, 1801 28 Street North, St. Petersburg, Florida 33715.

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: Mathu Solo, President, LS Motor Sports, LLC, 10215 South Sam Houston Parkway, West, Suite 100, Houston, Texas 77071.

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 Micro Solutions of Florida, Inc., as a dealership for the sale of motorcycles manufactured by Chongqing Lifan Industry Group (CHOL) at 6020 Northwest 99 Avenue, Doral (Dade County), Florida 33178, on or after June 24, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Micro Solutions of Florida, Inc. are dealer operator(s): Francisco Alberto Chacon, 1470 Northwest 107th Avenue, Suite T, Miami, Florida 33172; principal investor(s): Francisco Alberto Chacon, 1470 Northwest 107th Avenue, Suite T, Miami, Florida 33172.

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.

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 Flyscooters, LLC, intends to allow the establishment of The Mod Scooter Company, LLC d/b/a Mod City Scooter, as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 2095 West Fairbanks Avenue, Winter Park (Orange County), Florida 32789, on or after July 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of The Mod Scooter Company, LLC d/b/a Mod City Scooter are dealer operator(s): Tim Sterling, 2095 West Fairbanks Avenue, Winter Park, Florida 32789; principal investor(s): Tim Sterling, 2095 West Fairbanks Avenue, Winter Park, Florida 32789.

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: Daniel Pak, Flyscooters, LLC, 6050 Lowell Street, #111, Emeryville, California 94608.

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 SunL Group, Inc., intends to allow the establishment of Auto Stop, Inc. d/b/a Motorsports Depot, as a dealership for

the sale of motorcycles manufactured by Astronautical Bashan Motorcycle Manufacture Co. Ltd. (BASH) at 17630 U.S. 41 North, Lutz (Hillsborough County), Florida 33549, on or after June 24, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Auto Stop, Inc. d/b/a Motorsports Depot are dealer operator(s): Robert Sardegna, 17630 U.S. 41 North, Lutz, Florida 33549; principal investor(s): Robert Sardegna, 17630 US 41 North, Lutz, Florida 33549.

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: Mei Zhou, President, SunLGroup, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

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 SunL Group, Inc., intends to allow the establishment of Auto Stop, Inc. d/b/a Motorsports Depot, as a dealership for the sale of motorcycles manufactured by Chuanl Motorcycle Manufacturing Co. Ltd. (CHUA) at 17630 U.S. 41 North, Lutz (Hillsborough County), Florida 33549, on or after June 24, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Auto Stop, Inc. d/b/a Motorsports Depot are dealer operator(s): Robert Sardegna, 17630 U.S. 41 North, Lutz, Florida 33549; principal investor(s): Robert Sardegna, 17630 US 41 North, Lutz, Florida 33549.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Mei Zhou, President, SunLGroup, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

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 SunL Group, Inc., intends to allow the establishment of Auto Stop, Inc. d/b/a Motorsports Depot, as a dealership for the sale of motorcycles manufactured by Shanghai Meitian Motorcycle Co. Ltd. (MEIT) at 17630 U.S. 41 North, Lutz (Hillsborough County), Florida 33549, on or after June 24, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Auto Stop, Inc. d/b/a Motorsports Depot are dealer operator(s): Robert Sardegna, 17630 U.S. 41 North, Lutz, Florida 33549; principal investor(s): Robert Sardegna, 17630 U.S. 41 North, Lutz, Florida 33549.

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: Mei Zhou, President, SunLGroup, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

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 SunL Group, Inc., intends to allow the establishment of Auto Stop, Inc. d/b/a Motorsports Depot, as a dealership for the sale of motorcycles manufactured by China Qingqi Group Co. Ltd. (QING) at 17630 U.S. 41 North, Lutz (Hillsborough County), Florida 33549, on or after June 24, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Auto Stop, Inc. d/b/a Motorsports Depot are dealer operator(s): Robert Sardegna, 17630 U.S. 41 North, Lutz, Florida 33549; principal investor(s): Robert Sardegna, 17630 U.S. 41 North, Lutz, Florida 33549.

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: Mei Zhou, President, SunLGroup, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

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 SunL Group, Inc., intends to allow the establishment of Auto Stop, Inc. d/b/a Motorsports Depot, as a dealership for the sale of motorcycles manufactured by Shanghai Shenke

Motorcycle Co. Ltd. (SHEN) at 17630 U.S. 41 North, Lutz (Hillsborough County), Florida 33549, on or after June 24, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Auto Stop, Inc. d/b/a Motorsports Depot are dealer operator(s): Robert Sardegna, 17630 U.S. 41 North, Lutz, Florida 33549; principal investor(s): Robert Sardegna, 17630 U.S. 41 North, Lutz, Florida 33549.

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: Mei Zhou, President, SunLGroup, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

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 Peace Industry Group, Inc., intends to allow the establishment of Motor Sport Warehouse, Inc., as a dealership for the sale of motorcycles manufactured by Astronautical Bashan Motorcycle Manufacture Co. Ltd. (BASH) at 1115 Southeast 12th Court, Cape Coral (Lee County), Florida 33990, on or after July 10, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Motor Sport Warehouse, Inc. are dealer operator(s): Eugene Fedorovich, 1115 Southeast 12th Court, Cape Coral, Florida 33990; principal investor(s): Eugene Fedorovich, 1115 Southeast 12th Court, Cape Coral, Florida 33990.

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: Lily Ji, Peace Industry Group, Inc., 6600 B. Jimmy Carter Boulevard, Norcross, Georgia 30071.

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 A & A Scooter, Inc., intends to allow the establishment of Motor Sport Warehouse, Inc., as a dealership for the sale of motorcycles manufactured by Chongqing Lifan Industry Group Co. Ltd. (CHOL) at 1115 Southeast 12th Court, Units A & B, Cape Coral (Lee County), Florida 33990, on or after July 15, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Motor Sport Warehouse, Inc. are dealer operator(s): Eugene Fedorovich, 1115 Southeast 12th Court, Units A & B, Cape Coral, Florida 33990; principal investor(s): Eugene Fedorovich, 1115 Southeast 12th Court, Units A & B, Cape Coral, Florida 33990.

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: Leah Jordan, A & A Scooter, Inc., 2533 Royal Lane, #505, Dallas, Texas 75229.

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 Kinroad, LP, intends to allow the establishment of Motor Sport Warehouse, Inc., as a dealership for the sale of motorcycles manufactured by Kinroad Xintian Motorcycle Manufacturing Co. Ltd. (KNRD) at 1115 Southeast 12th Court, Units A & B, Cape Coral (Lee County), Florida 33990, on or after July 3, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Motor Sport Warehouse, Inc. are dealer operator(s): Eugene Fedorovich, 1115 Southeast 12th Court, Units A & B, Cape Coral, Florida 33990; principal investor(s): Eugene Fedorovich, 1115 Southeast 12th Court, Units A & B, Cape Coral, Florida 33990.

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: Michael Yuen, Vice President, Kinroad, LP, 1210 Champion Circle, Suite 120, Carrollton, Texas 75006.

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 A & A Scooter, Inc., intends to allow the establishment of Motor Sport Warehouse, Inc., as a dealership

for the sale of motorcycles manufactured by Zhejiang Summit Motorcycle Co. Ltd. (POPC) at 1115 Southeast 12th Court, Units A & B, Cape Coral (Lee County), Florida 33990, on or after July 15, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Motor Sport Warehouse, Inc. are dealer operator(s): Eugene Fedorovich, 1115 Southeast 12th Court, Units A & B, Cape Coral, Florida 33990; principal investor(s): Eugene Fedorovich, 1115 Southeast 12th Court, Units A & B, Cape Coral, Florida 33990.

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: Leah Jordan, A & A Scooter, Inc., 2533 Royal Lane, #505, Dallas, Texas 75229.

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 Tank Sports, Inc., intends to allow the establishment of New Wave Cycles, Inc., as a dealership for the sale of KTMMEX motorcycles (KTMM) at 14813 US Highway 19, Hudson (Pasco County), Florida 34667, on or after July 2, 2008.

The name and address of the dealer operator(s) and principal investor(s) of New Wave Cycles, Inc. are dealer operator(s): Gary McCarthy, 14813 US Highway 19, Hudson, Florida 34667; principal investor(s): Gary McCarthy, 14813 US Highway 19, Hudson, Florida 34667.

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 Turber, Tank Sports, Inc., 10925 Schmidt Road, El Monte, California 91733.

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 Peace Industry Group, Inc., intends to allow the establishment of New Wave Cycles, Inc., as a dealership for the sale of motorcycles manufactured by Astronautical Bashan Motorcycle Manufacture Co. Ltd. (BASH) at 14813 U.S. Highway 19, Hudson (Pasco County), Florida 34667, on or after July 15, 2008.

The name and address of the dealer operator(s) and principal investor(s) of New Wave Cycles, Inc. are dealer operator(s): Gary McCarthy, 14813 U.S. Highway 19, Hudson, Florida 34667; principal investor(s): Gary McCarthy, 14813 U.S. Highway 19, Hudson, Florida 34667.

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: Lily Ji, Peace Industry Group, Inc., 6600 B. Jimmy Carter Boulevard, Norcross, Georgia 30071.

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 Zongshen, Inc., intends to allow the establishment of Putnam City Motors, Inc., as a dealership for the sale of motorcycles manufactured by Zongshen Industrial Group (ZONG) at 7033 Beach Boulevard, Jacksonville (Duval County), Florida 32216, on or after August 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Putnam City Motors, Inc. are dealer operator(s): Claudio Biltoc, 7033 Beach Boulevard, Jacksonville, Florida 32216; principal investor(s): Claudio Biltoc, 7033 Beach Boulevard, Jacksonville, Florida 32216.

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: Rose Perez, Zongshen, Inc., 3511 Northwest 113th Court, Miami, Florida 33178.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that American Lifan Industry, Inc., intends to allow the establishment of Route 1 Motorsports Unlimited, Inc., as a dealership for the sale of motorcycles manufactured by

Chongqing Lifan Industry Group (CHOL) at 5110 U.S. Highway 1, Grant (Brevard County), Florida 32949, on or after June 25, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Route 1 Motorsports Unlimited, Inc. are dealer operator(s): Kellie Wright, 5110 U.S. Highway 1, Grant, Florida 32949 and William Carmine, 5110 U.S. Highway 1, Grant, Florida 32949; principal investor(s): Kellie Wright, 5110 U.S. Highway 1, Grant, Florida 32949 and William Carmine, 5110 U.S. Highway 1, Grant, Florida 32949.

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: Peter Xie, General Manager, American Lifan Industry, Inc., 10990 Petal Street, Suite 500, Dallas, Texas 75238.

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 Flyscooters, LLC, intends to allow the establishment of Suncoast Motors, Inc., as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 853 U.S. 41 Bypass South, Venice (Sarasota County), Florida 34285, on or after July 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Suncoast Motors, Inc. are dealer operator(s): Bob Shapiro, 853 U.S. 41 Bypass South, Venice, Florida 34285; principal investor(s): Bob Shapiro, 853 U.S. 41 Bypass South, Venice, Florida 34285.

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: Leon Li, Flyscooters, LLC, 6050 Lowell Street, #111, Emeryville, California 94608.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that BMS Motorsports, Inc., intends to allow the establishment of Victory Motors Corp. of Panama City, as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 1213 West 15th Street, Panama City, (Bay County), Florida 32401, on or after June 26, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Victory Motors Corp. of Panama City are dealer operator(s): Sherry Kemp, 1213 West 15th Street, Panama City, Florida 32401; principal investor(s): Curtis Williams, 1213 West 15th Street, Panama City, Florida 32401.

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, 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: Patrick Kim, President BMS Motorsports, Inc., 1201 Jellick Avenue, City of Industry, California 91748.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that BMS Motorsports, Inc., intends to allow the establishment of Victory Motors Corp. of Panama City, as a dealership for the sale of motorcycles manufactured by Zhejiang Xingyue Vehicle Co. Ltd. (ZXYV) at 1213 West 15th Street, Panama City (Bay County), Florida 32401, on or after June 26, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Victory Motors Corp. of Panama City are dealer operator(s): Sherry Kemp, 1213 West 15th Street, Panama City, Florida 32401; principal investor(s): Curtis Williams, 1213 West 15th Street, Panama City, Florida 32401.

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, 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: Patrick Kim, President BMS Motorsports, Inc., 1201 Jellick Avenue, City of Industry, California 91748.

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 Wright Choice Car Sales of Naples, Inc., as a dealership for the sale of motorcycles manufactured by

Chongqing Lifan Industry Group (CHOL) at 4776 Radio Road, Unit 807, Naples (Collier County), Florida 34104, on or after July 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Wright Choice Car Sales of Naples, Inc. are dealer operator(s): Kim Wright, 4776 Radio Road, Unit 807, Naples, Florida 34104 and Kathleen Donahue, 4776 Radio Road, Unit 807, Naples, Florida 34104; principal investor(s): Kim Wright, 4776 Radio Road, Unit 807, Naples, Florida 34104 and Kathleen Donahue, 4776 Radio Road, Unit 807, Naples, Florida 34104.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: 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.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

FLORIDA PAROLE COMMISSION

NOTICE IS HEREBY GIVEN THAT the Florida Parole Commission has issued an Order Denying Petition to Initiate Rulemaking in response to a Petition filed by Steven R. Baer, on May 14, 2008. By order dated July 2, 2008, the Commission denied the Petition finding any proposed changes to subsection 23-23.006(11), F.A.C., to revert back to the rule prior to the changes in 2002 would be out of conformity with Section 947.1405(2)(a), Florida Statutes, and would result in further

confusion which the 2002 changes resolved. Furthermore, the prior subsection 23-23.006(11), F.A.C., was changed since it impermissibly imposed a sequential obligation that the legislature did not intend, thereby unlawfully enlarging the statute by rule.

A copy of the Petition and the Commission's Order No. 08-02-AR may be obtained by contacting: Sarah Rumph, Assistant General Counsel, 2601 Blair Stone Road, Tallahassee, Florida 32399-2450.

AGENCY FOR HEALTH CARE ADMINISTRATION

The Agency for Health Care Administration authorized the following exemptions pursuant to Section 408.036(3), Florida Statutes:

County: Miami-Dade District: 11
 ID # E0700012 Decision: A Issue Date: 5/27/2008
 Facility/Project: South Florida Evaluation & Treatment Center
 Applicant: State of Florida, Department of Children and Family Services
 Project Description: Add 15 adult psychiatric beds involving 154,000 GSF and a project cost not to exceed \$40,000,000.
 Proposed Project Cost: \$0.00
 County: Duval District: 4
 ID # E0700013 Decision: A Issue Date: 5/28/2008
 Facility/Project: Wekiva Springs Center for Women
 Applicant: Wekiva Springs Center, LLC
 Project Description: Add 26 Adult Psychiatric Inpatient Beds
 Proposed Project Cost: \$1,200,000.00

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."

The Department of Environmental Protection, Division of Recreation and Parks, will accept Fiscal Year 2009-2010 grant applications for the Florida Recreation Development Assistance Program (FRDAP) as follows:

APPLICATION SUBMISSION PERIOD: September 15-30, 2008. Applications must be postmarked before or on the last date of the program application period. Incomplete applications will not be accepted.

ELIGIBLE APPLICANTS: All county governments and incorporated municipalities of the State of Florida and other legally constituted local governmental entities with the legal responsibility for the provision of outdoor recreational sites and facilities for the use and benefit of the public.

MAXIMUM GRANT REQUEST: The maximum grant request may not exceed \$200,000.00. An applicant's requested grant funds may be revised by the Department due to the

availability of program funds. The Department's approval of an application is contingent upon the approval of legislature. Payment of grant funds is contingent upon an annual appropriation by the legislature.

APPLICATION INFORMATION: FRDAP application packets may be obtained from the Department of Environmental Protection, Division of Recreation and Parks, Office of Information and Recreation Services, Mail Station #585, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000, (850)245-2501, facsimile (850)245-3038, by e-mail Angie.Bright@dep.state.fl.us or on the web site <http://www.dep.state.fl.us/parks/oirs>.

PROGRAM DESCRIPTION: FRDAP is a competitive grant program which provides financial assistance to local governmental entities for development or acquisition of land for public outdoor recreational purposes.

Pursuant to the Americans With Disabilities Act, any person requiring special accommodations to participate in this meeting/workshop/hearing is asked to advise the agency at least 5 days before the meeting/workshop/hearing by calling Angie Bright at the Office of Information and Recreation Services, above, or by calling 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice) via the Florida Relay Service.

FLORIDA CATEGORICAL EXCLUSION NOTIFICATION

Village of Pine Run

The Florida Department of Environmental Protection has determined that the Village's project to replace a drinking water storage tank and an accumulator tank will not adversely affect the environment. 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: Paul Brandl, Department of Environmental Protection, Bureau of Water Facilities Funding, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400 or by calling (850)245-8373.

FLORIDA FINDING OF NO SIGNIFICANT IMPACT

City of Wewahitchka

The Florida Department of Environmental Protection has determined that the City's project for drinking water facility improvements will not adversely affect the environment. 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 Finding of No Significant Impact can be obtained by writing to: Paul Brandl, Department of Environmental Protection, Bureau of Water Facilities Funding, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400 or by calling (850)245-8373.

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://approd.dep.state.fl.us/clearinghouse/>. For information, call (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

FLORIDA COASTAL MANAGEMENT PROGRAM

On July 2, 2008, the State received concurrence from the Federal Office of Ocean and Coastal Resource Management (OCRM) that the proposed changes to the approved Florida Coastal Management Program (FCMP), as noted in the routine program change submission located at http://www.dep.state.fl.us/cmp/federal/fedconsv_07.htm constitute routine changes as defined by 15 C.F.R. 923.84, implementing the Federal Coastal Zone Management Act (16 U.S.C. ss. 1451 et seq.).

These routine program changes incorporate all changes, with certain exceptions, enacted by the Florida Legislature in 2007 to the following statutes: Chapter 161, Florida Statutes (F.S.), Beach and Shore Preservation; Chapter 163, Part II, F.S., Growth Policy, County and Municipal Planning, Land Development Regulation; Chapter 186, F.S., State and Regional Planning; Chapter 252, F.S., Emergency Management; Chapter 253, F.S., State Lands; Chapter 258, F.S., State Parks and Preserves; Chapter 259, F.S., Land Acquisitions for Conservation or Recreation; Chapter 260, F.S., Recreational Trails System; Chapter 267, F.S., Historical Resources; Chapter 288, F.S., Commercial Development and Capital Improvements; Chapter 334, F.S., Transportation Administration; Chapter 339, F.S., Transportation Finance and Planning; Chapter 370, F.S., Saltwater Fisheries; Chapter 372, F.S., Wildlife; Chapter 373, F.S., Water Resources; Chapter 375, F.S., Outdoor Recreation and Conservation Lands; Chapter 376, F.S., Pollutant Discharge Prevention and Removal; Chapter 377, F.S., Energy Resources; Chapter 380, F.S., Land and Water Management; Chapter 381, F.S., Public Health; Chapter 403, F.S., Environmental Control; and Chapter 582, F.S., Soil and Water Conservation. Recent changes to Chapter 9J-5, F.A.C., Local Government Plans, are also included in this routine program change.

These incorporated changes do not result in any substantial change to the enforceable policies or authorities of the FCMP related to uses subject to management, special management areas, boundaries, authorities and organization or coordination, public involvement, and national interest.

As of the date of this notice, these changes are incorporated into the FCMP and federal consistency applies to these statutory and rule changes, except as noted. This notice has been sent to affected parties, including affected local governments, state agencies, and regional offices of relevant federal agencies as required by 15 C.F.R. 923.84(b)(4). A list

of persons and organizations notified is available for inspection or can be provided upon request by the FCMP at (850)245-2161.

For more information on this routine program change, please contact: Mr. Danny Clayton, Department of Environmental Protection, Florida Coastal Management Program, 3900 Commonwealth Boulevard, Tallahassee, FL 32399-3000, (850)245-2161.

DEPARTMENT OF HEALTH

On July 3, 2008, 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 Jahn Oppenheimer, D.D.S., license number DN 13563. 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 June 26, 2008, 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 Vicki L. Rhodes, M.D., license number ME 46243. 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 July 2, 2008, 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 Gamal Ibrahim Baker, L.P.N., license number PN 5147415. 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 July 8, 2008, 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 Kerry Maureen Campbell, L.P.N., license number PN 595021. 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 July 8, 2008, 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 Brenda Elaine Gossett, L.P.N., license number PN 1103061. 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 June 26, 2008, 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 Gary Lamar Holt, R.N., license number RN 9253069. 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 July 3, 2008, 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 John Aaron Johnston, R.N., license number RN 9213310. 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 July 3, 2008, 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 Monique D. Lucas, C.N.A., license number CNA 67480. 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 July 8, 2008, 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 Stephanie G. Bashlor, C.N.A., license number CNA 155192. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

**NOTICE OF THE AVAILABILITY OF THE 2008-2009
TRAUMA CENTER LETTER OF INTENT PACKAGE**

NAME OF AGENCY: Department of Health (DH)
PACKAGE TITLE: Florida Trauma Center Letter of Intent Package
PURPOSE AND EFFECT: The Department of Health is mandated by Section 395.4025(2)(a), Florida Statutes, to notify Florida licensed acute care hospitals of their right to submit a Letter of Intent, DH Form 1840, to apply to become a trauma center.
ELIGIBILITY: Florida licensed acute care hospitals are eligible to apply.
AUTHORITY: Section 395.4025(2)(a), Florida Statutes.
TO OBTAIN A PACKAGE: You may request a Letter of Intent package by telephone, fax, or mail, or in person.
Telephone: (850)245-4444, ext. 2756
Fax: (850)488-2512
Mail request to, or pick up in person at: Florida Department of Health, Division of Emergency Operations, Office of Trauma, 4052 Bald Cypress Way, Bin C-18, Tallahassee, FL 32399-1738.
DEADLINE: Letters of Intent must be postmarked between September 1, 2008, and midnight, October 1, 2008.
CONTACTS: Bernadette Behmke at (850)245-4444, ext. 2756 or Susan McDevitt at (850)245-4444, ext. 2760, or Suncom 205-4440.

FINANCIAL SERVICES COMMISSION

NOTICE OF FILINGS

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received the following applications. Comments may be submitted to the Director, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing. However, pursuant to provisions specified in Chapter 69U-105, Florida Administrative Code, any person may request a public hearing by filing a petition with the Clerk, Legal Services Office, Office of Financial Regulation, 200 East Gaines Street, Tallahassee, Florida 32399-0379. The Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 p.m., August 8, 2008):

**APPLICATION AND PLAN FOR THE PURCHASE OF
CERTAIN ASSETS AND ASSUMPTION OF CERTAIN
LIABILITIES**

Acquiring Entity: Coastal Community Bank, 12141 Panama City Beach Parkway, Panama City Beach, Florida 32407
Selling Entity: Bayside Savings Bank, a federal savings bank, 202 Marina Drive, Port St. Joe, Florida 32456
Received: June 30, 2008

APPLICATION FOR A NEW FINANCIAL INSTITUTION

Applicant and Proposed Location: Apollo Bank, 1826 Ponce de Leon Boulevard, Coral Gables, Dade County, Florida 33134
Correspondent: Byron Richardson, Bank Resources, Inc., 2451 Cumberland Parkway, Suite 3618, Atlanta, Georgia 30339
Received: June 30, 2008

APPLICATION FOR A NEW FINANCIAL INSTITUTION

Applicant and Proposed Location: St. Johns Bank, 1637 Racetrack Road, Suite 101D, Saint Johns, Florida 32259
Correspondent: John P. Greeley, Esquire, 255 South Orange Avenue, Suite 800, Orlando, Florida 32801
Received: July 8, 2008

Section XIII
Index to Rules Filed During Preceding Week

RULES FILED BETWEEN June 30, 2008
 and July 3, 2008

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF LEGAL AFFAIRS
Division of Victim Services and Criminal Justice P

2A-8.005	6/30/08	7/20/08	34/22	
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DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

5E-14.142	7/3/08	7/23/08	34/20	
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DEPARTMENT OF EDUCATION

State Board of Education

6A-3.0291	7/1/08	7/21/08	34/20	
6A-4.0021	7/1/08	7/21/08	34/21	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
6A-4.00821	7/1/08	7/21/08	34/21	
6A-6.0571	7/1/08	7/21/08	34/20	
6A-6.0784	7/1/08	7/21/08	34/20	
6A-7.0422	7/1/08	7/21/08	34/21	
6A-7.0424	7/1/08	7/21/08	34/21	
6A-10.040	7/1/08	7/21/08	34/20	

Commission for Independent Education

6E-4.001	7/1/08	7/21/08	34/21	
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DEPARTMENT OF COMMUNITY AFFAIRS

Division of Housing and Community Development

9B-3.053	7/1/08	7/21/08	34/15	
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WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

40D-2.091	6/30/08	7/20/08	34/21	
40D-2.381	6/30/08	7/20/08	34/21	
40D-2.401	6/30/08	7/20/08	34/21	