

Section I Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF TRANSPORTATION

RULE NO.: 14-20.0032
RULE TITLE: Placement of Benches
PURPOSE AND EFFECT: This rule is being amended to allow for benches to be located at areas other than bus stops.
SUBJECT AREA TO BE ADDRESSED: The criteria for the placement of benches at locations other than bus stops is being addressed.

RULEMAKING AUTHORITY: 334.044(2), 337.408(4) FS.
LAW IMPLEMENTED: 334.044(13), 335.02(1), 337.408 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: Deanna R. Hurt, Assistant General Counsel and Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458

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

DEPARTMENT OF TRANSPORTATION

RULE NO.: 14-46.001
RULE TITLE: Utilities Installation or Adjustment
PURPOSE AND EFFECT: Rule 14-46.001, F.A.C., is being amended to incorporate the updated Utilities Accommodation Manual and establish requirements for the placement of electric transmission lines within FDOT right of way.

SUBJECT AREA TO BE ADDRESSED: An updated UAM and the permitting criteria for electric transmission lines within FDOT right of way are addressed.

RULEMAKING AUTHORITY: 334.044(2), 337.401 FS.
LAW IMPLEMENTED: 337.401, 337.403 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: Deanna R. Hurt, Assistant General Counsel and Clerk of Agency

Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458

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

DEPARTMENT OF TRANSPORTATION

RULE NOS.: 14-98.003
RULE TITLES: Policy
 14-98.005 Application and Award Procedures

PURPOSE AND EFFECT: Rule Chapter 14-98, F.A.C., is being amended to provide for electronic submission of grant agreements, and require the completion of online grant training before any reimbursement processed.

SUBJECT AREA TO BE ADDRESSED: Online computer training and the submission of online grant agreements are being included in the rules.

RULEMAKING AUTHORITY: 334.044(2) FS.
LAW IMPLEMENTED: 334.044(25) 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: Deanna R. Hurt, Assistant General Counsel and Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458

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."

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing
RULE NOS.: 59A-5.002
RULE TITLES: Definitions
 59A-5.003 Licensure Procedure
 59A-5.004 Validation, Licensure, & Life Safety Inspections and Complaint Investigations
 59A-5.005 Governing Body
 59A-5.0065 Patient Rights

59A-5.007 Organized Medical Staff
 59A-5.0085 Departments and Services
 59A-5.011 Surveillance, Prevention, and
 Control of Infection
 59A-5.012 Medical Records

PURPOSE AND EFFECT: The Agency proposes to revise the rules related to ambulatory surgical center licensure. These revisions will revise or repeal existing rules to conform to current statutory requirements.

SUBJECT AREA TO BE ADDRESSED: The revisions will conform rules to requirements of the streamlined and consistent set of basic licensing requirements in Chapter 408, Part II, Florida Statutes.

RULEMAKING AUTHORITY: 395.1055, 408.819 FS.

LAW IMPLEMENTED: 252.35, 252.38, 381.0035, 381.026, 395.001, 395.002, 395.003, 395.004, 395.009, 395.0161, 395.0193, 395.1011, 395.1065, 395.301, 395.3025 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: March 24, 2010, 10:00 a.m.

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

Pursuant to the provisions of 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: Kaylyn Boles, Bureau of Health Facility Regulation, 2727 Mahan Drive, M.S. #28A, Tallahassee, FL 32308 or at (850)922-0791. If you are 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: Kaylyn Boles, Bureau of Health Facility Regulation, 2727 Mahan Drive, M.S. #28A, Tallahassee, FL 32308 or at (850)922-0791
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NOS.: RULE TITLES:
 59A-11.002 Definitions
 59A-11.003 Licensure Procedures
 59A-11.004 Investigations and License, Life
 Safety and Validation Inspections

59A-11.009 Risk Status Criteria for the
 Acceptance of Clients and
 Continuation of Care
 59A-11.010 Informed Consent
 59A-11.012 Prenatal Care
 59A-11.016 Postpartum Care
 59A-11.019 Reports
 59A-11.023 Physical Environment, Water Supply
 and Fire Safety
 59A-11.024 Food Service

PURPOSE AND EFFECT: The Agency proposes to revise the rules related to birth center standards and licensure. These revisions will revise or repeal existing rules to conform to current statutory requirements.

SUBJECT AREA TO BE ADDRESSED: The revisions will conform rules to requirements of the streamlined and consistent set of basic licensing requirements in Chapter 408, Part II, Florida Statutes.

RULEMAKING AUTHORITY: 383.309 FS.

LAW IMPLEMENTED: 383.04, 383.06, 383.11, 383.14, 383.305, 383.308, 383.309, 383.31, 383.312, 383.313, 383.318, 383.324, 383.327, 383.335 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: March 24, 2010, 1:30 p.m.

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

Pursuant to the provisions of 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: Kaylyn Boles, Bureau of Health Facility Regulation, 2727 Mahan Drive, M.S. #28A, Tallahassee, FL 32308 or at (850)922-0791. If you are 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: Kaylyn Boles, Bureau of Health Facility Regulation, 2727 Mahan Drive, M.S. #28A, Tallahassee, FL 32308 or at (850)922-0791
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: 59A-13.004
 RULE TITLE: License Procedure

PURPOSE AND EFFECT: The Agency for Health Care Administration proposes to revise the rule related to Prescribed Pediatric Extended Care licensure. These revisions will revise or repeal existing rules to conform to current statutory requirements.

SUBJECT AREA TO BE ADDRESSED: The revisions will conform rules to requirements of the streamlined and consistent set of basic licensing requirements in Chapter 408, Part II, Florida Statutes.

RULEMAKING AUTHORITY: 400.914(1) FS.

LAW IMPLEMENTED: 400.914 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: Thursday, March 25, 2010, 10:00 a.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room B, Tallahassee, FL 32308
 Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 hours before the workshop/meeting by contacting: Jacquie Williams, Long-Term Care Unit, Agency for Health Care Administration, 2727 Mahan Drive, M.S. #33, Tallahassee, FL 32308 or at (850)488-5861. If you are 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: Jacquie Williams, Long-Term Care Unit, Agency for Health Care Administration, 2727 Mahan Drive, M.S. #33, Tallahassee, FL 32308 or at (850)488-5861

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NOS.: 59A-17.101, 59A-17.102
 RULE TITLES: Definitions, Licensure

PURPOSE AND EFFECT: The Agency for Health Care Administration proposes to revise the rule related to Transitional Living Facilities (TLF) licensure. These revisions will revise or repeal existing rules to conform to current statutory requirements.

SUBJECT AREA TO BE ADDRESSED: The revisions will conform rules to requirements of the streamlined and consistent set of basic licensing requirements in Chapter 408, Part II, Florida Statutes.

RULEMAKING AUTHORITY: 400.805, 400.805(5)(a)-(b) FS.

LAW IMPLEMENTED: 400.805(5)(a)-(b) 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, March 23, 2010, 10:00 a.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room C, Tallahassee, FL 32308
 Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 hours before the workshop/meeting by contacting: Jacquie Williams, Long-Term Care Unit, Agency for Health Care Administration, 2727 Mahan Drive, M.S. #33, Tallahassee, FL 32308 or at (850)488-5861. If you are 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: Jacquie Williams, Long-Term Care Unit, Agency for Health Care Administration, 2727 Mahan Drive, M.S. #33, Tallahassee, FL 32308 or at (850)488-5861

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NOS.: 59A-25.001, 59A-25.002, 59A-25.005
 RULE TITLES: Definitions, Licensure Requirements, Compliance

PURPOSE AND EFFECT: To update statutory references and forms referenced to conform to current statutes and remove items that are now in statutes; to remove the licensing application forms and background screening process rule items since they are in Chapter 59A-35, F.A.C., Health Care Licensing Procedures

SUBJECT AREA TO BE ADDRESSED: Updating the rules to conform to current statutes; removing items in Chapter 59A-35, F.A.C., Health Care Licensing Procedures

RULEMAKING AUTHORITY: 400.935, 408, Part II FS.

LAW IMPLEMENTED: 400.935 FS.

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

DATE AND TIME: Wednesday, March 31, 2010, 2:00 p.m. – 4:00 p.m.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Terri Hardesty, (850)414-6010. If you are 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: Terri Hardesty, Home Care Unit, Bureau of Health Facility Regulation, HQAHOMEHEALTH@ahca.myflorida.com or (850)414-6010

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE AT THE AGENCY WEBSITE: http://ahca.myflorida.com/licensing_cert.shtml, select “Home Medical Equipment Provider.” Text will be available on this site by March 18, 2010.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NOS.:	RULE TITLES:
59A-27.002	Registration and Change in Registration Information
59A-27.003	Inspections
59A-27.004	Penalties and Enforcement Procedures
59A-27.005	Pool Administration
59A-27.006	Procedures and Records

PURPOSE AND EFFECT: To update statutory references and forms referenced to conform to current statutes and remove items that are now in statutes; to remove the licensing application forms and background screening process rule items since they are in Chapter 59A-35, F.A.C., Health Care Licensing Procedures.

SUBJECT AREA TO BE ADDRESSED: Updating the rules to conform to current statutes; removing items in Chapter 59A-35, F.A.C., Health Care Licensing Procedures

RULEMAKING AUTHORITY: 400.980, 408, Part II FS.

LAW IMPLEMENTED: 400.980 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Ceather Watkins, Home Care Unit, Bureau of Health Facility Regulation, HQAHOMEHEALTH@ahca.myflorida.com or (850)414-6010

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE AT THE AGENCY WEBSITE: http://ahca.myflorida.com/licensing_cert.shtml, select “Health Care Services Pool.” Text will be available on this site by March 10, 2010

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NOS.:	RULE TITLES:
59A-33.001	Definitions
59A-33.002	Licensure, Application Process, General Requirements
59A-33.003	Initial License Applications Applicability
59A-33.004	Renewal License Applications
59A-33.005	Change of Ownership License Applications
59A-33.006	Certificates of Exemption and Exempt Status
59A-33.007	AHCA Forms Availability, Information and Website
59A-33.008	Medical or Clinic Director
59A-33.009	Financial Instability
59A-33.010	Cessation of Business, Billing and Medical Records Retention, Suspended and Revoked Licenses
59A-33.011	Magnetic Resonance Imaging Exemption for Chief Financial Officer
59A-33.012	Survey Requirements and Process
59A-33.013	Medical and Clinic Directorships Maximum Number of Clinics

PURPOSE AND EFFECT: The purpose of this rule development is to conform the rules and forms of the Health Care Clinic Unit to current statutes. These rules and forms are amended to make conform them with amendments to Part X, Ch. 400, Florida Statutes, the Health Care Clinic Act and Part II, Ch. 408, Florida Statutes, the Health Care Licensing Procedures Act, as they are amended by Ch. 2006-192; Ch. 2006-192; Ch. 2007-5; Ch. 2009-223; Ch. 2006-305; Ch. 2008-4; Ch. 2009-223 and creating s. 408.8065 by s. 4, Ch. 2009-193 and s. 8, Ch. 2009-223; forms AHCA FORM 3110-0013 JULY 06, for health care clinic licensures will be update; AHCA Form 3110-0014 July 06 for exemption from health care clinic licensing will be update; and new forms for reporting proof of financial ability to operate will be created.

SUBJECT AREA TO BE ADDRESSED: Conforming Rules and Forms of the Health Care Clinic Unit based upon amendments to Part X, Ch. 400 and Part II, Ch. 408, Florida Statutes.

RULEMAKING AUTHORITY: 400.497 FS.

LAW IMPLEMENTED: 400.497, 400.474(6)(f) FS.

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

DATE AND TIME: March 17, 2010, 10:00 a.m. – 12:00 Noon

PLACE: 2727 Mahan Drive, Building 3, Conference Room B, Tallahassee, FL 32308

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Roger Bell, Health Care Clinic Unit, Bureau of Health Facility Regulation, BELLR@AHCA.MYFLORIDA.COM or (850)488-1365 or (850)412-4409

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE AT THE AGENCY WEBSITE: http://ahca.myflorida.com/licensing_cert.shtml, select "health care clinic unit". Text will be available March 3, 2010.

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 NO.: RULE TITLE:

61C-3.001 Sanitation and Safety Requirements

PURPOSE AND EFFECT: The purpose and effect of this rule development is to remove the requirement that newly constructed or extensively remodeled public lodging establishments comply with the more stringent and costly Food Code sanitation requirements relating to glassware, tableware, and utensils. The proposed rule development would allow public lodging establishments to continue to comply with sanitation requirements by using ordinary household dishwashers in lieu of installing commercial dishwashers or three-compartment sinks.

SUBJECT AREA TO BE ADDRESSED: The proposed rule development will address minimum sanitation requirements for glassware, tableware, and utensils in newly constructed or extensively remodeled public lodging establishments.

RULEMAKING AUTHORITY: 509.032, 509.2112 FS.

LAW IMPLEMENTED: 509.032, 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, Department of Business and Professional Regulation, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011, (850)488-1133

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Landscape Architecture

RULE NO.: RULE TITLE:

61G10-11.010 Seals

PURPOSE AND EFFECT: The Board proposes to amend the rule for consideration of other types of seals.

SUBJECT AREA TO BE ADDRESSED: Seals.

RULEMAKING AUTHORITY: 481.306 FS.

LAW IMPLEMENTED: 481.321 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: Juanita Chastain, Executive Director, Board of Landscape Architecture, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Landscape Architecture

RULE NO.: RULE TITLE:

61G10-12.001 Application and Examination Fees

PURPOSE AND EFFECT: The Board proposes to amend the rule to update examination fees.

SUBJECT AREA TO BE ADDRESSED: The examination fees will be updated.

RULEMAKING AUTHORITY: 481.306, 481.307 FS.

LAW IMPLEMENTED: 481.307 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: Juanita Chastain, Executive Director, Board of Landscape Architecture, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

RULE NO.: 64B3-6.001
RULE TITLE: Manner of Application

PURPOSE AND EFFECT: The Board proposes the rule amendment to incorporate an updated version of the application form.

SUBJECT AREA TO BE ADDRESSED: Manner of Application.

RULEMAKING AUTHORITY: 483.805(4) FS.

LAW IMPLEMENTED: 456.013, 483.815, 483.823 FS.

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

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

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

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: 64B13-4.004
RULE TITLE: Manner of Application

PURPOSE AND EFFECT: The Board proposes the rule amendment to modify and incorporate by reference an updated application form and to modify the initial licensure fee.

SUBJECT AREA TO BE ADDRESSED: Incorporate an updated licensure form.

RULEMAKING AUTHORITY: 456.033, 463.006(1)(b), (2) FS.

LAW IMPLEMENTED: 456.013(7), 456.033, 463.006(1)(b), (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, IF AVAILABLE, IS: Joe Baker, Jr., Executive Director, Board of Optometry/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

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

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

RULE NO.: 64B20-3.007
RULE TITLE: Active Status License Fee

PURPOSE AND EFFECT: The Board proposes the rule amendment to reduce the renewal fee.

SUBJECT AREA TO BE ADDRESSED: Active Status License Fee.

RULEMAKING AUTHORITY: 468.1145(1) FS.

LAW IMPLEMENTED: 456.036, 468.1145(8) 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: Kaye Howerton, Executive Director, Board of Speech Language Pathology, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

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

**Section II
Proposed Rules**

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Aquaculture

RULE NOS.: 5L-1.001, 5L-1.007, 5L-1.008, 5L-1.013
RULE TITLES: General Requirements and Intent Container Identification, Terminal Sale Date; Prohibitions Shellfish Handling Plant Operation

PURPOSE AND EFFECT: These amendments propose to further protect the health of oyster consumers and ensure the State of Florida meets the requirements of the National Shellfish Sanitation Program (NSSP) as it relates to *Vibrio vulnificus*. The proposed rule amendments significantly impact commercial harvesting and processing of oysters.

SUMMARY: These proposed amendments apply to commercial oyster harvesting and processing in Florida in order to protect the health of oyster consumers and to provide continued limited access to oyster resources during warmer months. Specifically, restrictions on oyster harvesting times are proposed from May through October. Additionally, these proposed amendments describe additional container identification requirements. To compensate for these restrictions, three different oyster cooling options for harvesters and processors are proposed by these amendments, provided written approval from the Department is obtained prior to implementing the certified dealer's HACCP plan. Furthermore, the Model Ordinance 2007 of the National Shellfish Sanitation Program, Guide for the Control of Molluscan Shellfish published by the U.S. Department of Health and Human Services, Public Health Service, Food and Drug Administration is adopted, thereby replacing the 1999 version adopted previously.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The agency has determined that this rule will have an impact on small businesses. A SERC has been prepared by the agency. A written comment received by an oysterman association representing approximately 20 fishermen and 3 wholesalers indicated the proposed rule amendments may reduce their landings by a minimum of 50%. The agency could not estimate the cost to any state or local government entities. No good faith written proposals were received for a lower cost regulatory alternative to the proposed rule which would have substantially accomplished the objectives and were supported by a majority of workshop participants.

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.

RULEMAKING AUTHORITY: 597.020 FS.

LAW IMPLEMENTED: 597.020 FS.

A HEARING WILL BE HELD AT THE DATES, TIMES AND PLACES SHOWN BELOW:

Three hearings will be held. They are as follows:

DATE AND TIME: March 19, 2010, 4:00 p.m. EST

PLACE: Franklin County Courthouse Annex, Commission Meeting Room, 34 Forbes St., Apalachicola, FL 32320

DATE AND TIME: March 22, 2010, 4:00 p.m. EST

PLACE: South Ponte Vedra Civic Association, 2724 South Ponte Vedra Blvd, Ponte Vedra Beach, FL 32082

DATE AND TIME: March 23, 2010, 5:00 p.m. EST

PLACE: Senator George G. Kirkpatrick Marine Lab, 11350 S.W. 153rd Court, Cedar Key, FL 32625

Pursuant to the provisions of 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: Chris Brooks, Division of Aquaculture, at (850)488-4033. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Chris Brooks, Division of Aquaculture, 1203 Governor's Square Boulevard, 5th Floor, Tallahassee, Florida 32301, phone: (850)488-4033

THE FULL TEXT OF THE PROPOSED RULES IS:

5L-1.001 General Requirements and Intent.

(1) through (5) No change.

(6) Adoption of Federal Regulations and Standards – To the extent not inconsistent with the rules herein, the following are hereby adopted as rules under Section 597.020, F.S.:

(a) No change.

(b) The Purpose, the Definitions, and Chapters 1 through 13, and 15 through 16 of the "Model Ordinance 2007 1999" of the National Shellfish Sanitation Program, Guide for the Control of Molluscan Shellfish published by the U.S. Department of Health and Human Services, Public Health Service, Food and Drug Administration 2007 1999, except for:

1. Definition number (14)(d) Reshipper; and

2. Definition number (90)(84) Reshipper.

Interested persons may obtain copies of the pertinent sections of the Codes of Federal Regulations referenced in paragraph (a) above by contacting the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402; www.gpo.gov. Copies of the Pertinent sections of the U.S. Department of Health and Human Services, Public Health Service, Food and Drug Administration, Guide For The Control Of Molluscan Shellfish referenced in paragraph (b) above may be obtained by contacting the U.S. Government Printing Office or at the website:

<http://www.fda.gov/Food/FoodSafety/Product-SpecificInformation/Seafood/FederalStatePrograms/NationalShellfishSanitationProgram/ucm046353.htm>.

Copies of all referenced documents are available for examination at the Florida Department of Agriculture and Consumer Services, Division of Aquaculture, 1203 Governors Square Boulevard, 5th Floor, Tallahassee, Florida 32301, www.FloridaAquaculture.com.

Rulemaking Specific Authority 597.020 FS. Law Implemented 597.020 FS. History--New 1-4-87, Amended 8-10-88, 7-9-89, 11-5-92, Formerly 16R-7.001, Amended 7-3-95, 2-6-97, 6-23-99, Formerly 62R-7.001, Amended 8-9-00, 5-29-02,_____.

5L-1.007 Container Identification, Terminal Sale Date; Prohibitions.

(1) Shucked shellfish container – The packer’s or repacker’s shellfish processing plant certification license number preceded by the state abbreviation must be embossed, imprinted, lithographed, or otherwise permanently and legibly recorded on the external body of containers or on the lid if the lid becomes an integral part of the container during the sealing process (Example: FL-872-SP). Containers shall permanently indicate type of product, quantity, and name and address of packer, repacker, or distributor. Containers of fresh shellfish, with a capacity of less than 64 ounces, shall further clearly and permanently bear the terminal sale date, by the numerical month, day, and last digit of the year. Containers of fresh shellfish with a capacity of 64 ounces or more, shall bear the actual shucking date by numerical month, day, and last digit of the year, in that order (Example: 01015). Reusable bulk storage containers shall be identified with state of origin, harvest date, and shuck date. Containers of frozen or previously frozen shellfish shall further clearly and permanently bear the date of shucking by numerical month, day, and last digit of the year, in that order (Example: 02097). Previously frozen shucked shellfish shall also have the freeze date and the thaw date following the same format. The terminal sale date for previously frozen shucked shellfish will be calculated by adding the day of shucking plus amount of time under refrigeration if not frozen, and adding the days that the product has been held thawed. Repacked shellfish containers shall also bear an appropriate code identifying the original packer. If oysters exceed the requirements time limit for refrigeration found in subsections 5L-1.008(5), (6), (7), (8) or (9), F.A.C., the shucked shellfish container may be identified with the language “FOR POST HARVEST PROCESSING COOKING ONLY”.

(2) No change.

(3) The commercial harvester’s tags shall contain legible waterproof indelible information arranged in the specific order as follows:

(a) through (b) No change.

(c) The time of harvest (recorded as the time when the first shellfish is removed from the water for that specific bag or container);

(d) through (g) No change.

(h) The identification of the cooling option if used, including complete on-board cooling option (5L-1.008(7)), partial on-board cooling option (5L-1.008(8)), or rapid cooling option (5L-1.008(9)) for oysters harvested during the months of May through October.

(4) Bulk tagging is allowed for those aquaculturists operating with an aquaculture certificate. A bulk tag, containing the information required in paragraphs (3)(a)-(g) and (h), where applicable, along with the name of the certified shellfish dealer which the product is consigned to, shall be completed at each harvest location.

(5) Bulk tagging, by a certified shellfish dealer, while washing, packing, during depuration, wet storing, staging and intrastate transport of shellfish is permissible up to final packaging only when the lot container (i.e., pallet), contains shellfish which are harvested on the same day, from the same harvest area, and have the same intended use (i.e., for halfshell consumption, for shucking, or for further processing), and is tagged as follows:

(a) through (e) No change.

(f) The identification of the cooling option if used, including complete on-board cooling option (5L-1.008(7)), partial on-board cooling option (5L-1.008(8)), or rapid cooling option (5L-1.008(9)) for oysters harvested during the months of May through October.

(6) The dealer’s tag shall contain legible, waterproof, indelible information arranged in the specific order as follows:

(a) through (g) No change.

(h) If shellstock exceeds the requirements time limit for refrigeration found in subsections 5L-1.008(5), ~~and (6), (7), (8) or (9)~~, F.A.C., the shellstock dealer tag shall be identified with the language “FOR SHUCKING ONLY BY A CERTIFIED DEALER” or “FOR POST HARVEST PROCESSING COOKING ONLY”.

(i) through (j) No change.

(7) through (12) No change.

Rulemaking Specific Authority 597.020 FS. Law Implemented 597.020 FS. History--New 1-4-87, Amended 5-21-87, 8-10-88, 7-9-89, 8-30-89, 5-6-93, 9-14-93, 8-21-94, Formerly 16R-7.010, Amended 9-1-95, 5-8-96, 2-6-97, 10-12-97, 2-12-98, 2-25-98, 7-1-98, 11-13-98, 12-28-98, 3-18-99, 7-1-99, Formerly 62R-7.010, Amended 6-19-00, 8-9-00, 10-14-01, 5-29-02, 8-17-04, 9-28-04, 7-28-08, 7-29-08,_____.

5L-1.008 Shellfish Handling.

(1) through (4) No change.

(5) Throughout the year, it is harvester’s responsibility that shellfish shall be harvested between sunrise and sunset as established by the U.S. Weather Service. During the months of November, December, January, February, and March, the harvester shall assure that shellfish shall be delivered to a certified shellfish dealer by 10:00 p.m. of the same day as harvest. During the months of April, May, and October, harvesters shall assure that ~~oysters or~~ clams shall be delivered to a certified shellfish dealer within twelve (12) hours of the time of harvest. During the month of April, the harvester shall assure that oysters shall be delivered to a certified shellfish dealer within twelve (12) hours of the time of harvest. During the months of ~~May, June, and July, August, and September,~~ the

harvesters shall assure that oysters shall be delivered to a certified shellfish dealer by 11:30 a.m. unless authorized in a certified dealer HACCP plan for the complete on-board cooling option detailed in subsection 5L-1.008(7), F.A.C. or authorized in a certified shellfish dealer HACCP plan for the partial on-board cooling option detailed in subsection 5L-1.008(8), F.A.C. or authorized in a certified shellfish dealer HACCP plan for the rapid cooling option detailed in subsection 5L-1.008(9), F.A.C. within five (5) hours of the time of harvest. During the months of August, September, and October, the harvesters shall assure that oysters shall be delivered to a certified shellfish dealer by 12:00 p.m. unless authorized by the Department as detailed in subsection 5L-1.008(7), F.A.C. for complete on-board cooling or authorized in a certified shellfish dealer HACCP plan for the partial on-board cooling option detailed in subsection 5L-1.008(8), F.A.C. or authorized in a certified shellfish dealer HACCP plan for the rapid cooling option detailed in subsection 5L-1.008(9), F.A.C. During the months of June, July, August, and September, the harvester shall assure that clams shall be delivered to a certified shellfish dealer within ten (10) hours of the time of harvest, or within the same day as harvest, whichever is earlier. All shellfish shall be delivered directly to a certified shellfish dealer possessing a shellfish processing plant certification license.

(6) Once received by a certified shellfish dealer, the shellstock lot shall be immediately processed and placed under temperature control and until sale to final consumer, the shellstock shall be maintained at an environmental temperature of 45° F or less and not be permitted to remain outside of temperature control for more than 2 hours cumulative at points of transfer within the processing plant such as loading docks or in the plant during processing except for the process described in paragraph 5L-1.013(3)(b), F.A.C. All certified shellfish dealers handling oysters must have a cooling system capable of reducing the internal temperature of shellstock oysters to 55 degrees F or less within 8-hours.

(7) Complete On-Board Cooling Option – On-board cooling equipment includes but is not limited to systems using ice, mechanical refrigeration or vacuum cooling. If a commercial oyster harvester is using on-board cooling, the maximum time oysters can remain outside the cooling system is 1 hour and the harvester must demonstrate to the department that the on-board cooling system is capable of reducing the internal temperature of oysters to 55 degrees F or less within 9 hours or less. Commercial harvesters using complete on-board cooling systems must deliver the oysters to a certified shellfish dealer no later than 4 p.m. Certified shellfish dealers electing to purchase oysters from harvesters using complete on-board cooling systems must develop and demonstrate in their HACCP plan that the cooling rates on-board a vessel and in the certified shellfish dealer cooling system provide a safety level equivalent to product meeting subsection 5L-1.008(5), F.A.C. in order to be labeled in compliance with subsection

5L-1.007(6), F.A.C. Certified shellfish dealers electing to purchase oysters from harvesters using such complete on-board cooling systems must list the harvester name, harvester license number, the maximum time oysters can be unrefrigerated on-board a vessel and the total number of hours required to reduce the internal temperature of oysters to 55 degrees F or less in their HACCP plan. Written approval must be received from the department prior to using such an on-board cooling system.

(8) Partial On-Board Cooling Option – Partial on-board cooling equipment includes but is not limited to systems using ice, mechanical refrigeration or vacuum cooling. If a commercial oyster harvester is using partial on-board cooling, the maximum time oysters can remain outside the cooling system is 1 hour and the harvester must demonstrate to the department that the on-board cooling system is capable of reducing the internal temperature of oysters to 65 degrees F or less within 7 hours or less. Commercial harvesters using partial on-board cooling systems must deliver the oysters to a certified shellfish dealer no later than 3 p.m. Certified shellfish dealers electing to purchase oysters from harvesters using on-board cooling systems must develop and demonstrate in their HACCP plan that the cooling rates on-board a vessel and in the certified shellfish dealer cooling system provide a safety level equivalent to product meeting subsection 5L-1.008(5), F.A.C. in order to be labeled in compliance with subsection 5L-1.007(6), F.A.C. Certified shellfish dealers electing to purchase oysters from harvesters using such on-board cooling systems must list the harvester name, harvester license number, the maximum time oysters can be unrefrigerated on-board a vessel and the total number of hours required to reduce the internal temperature of oysters to 55 degrees F or less in their HACCP plan. Prior to implementing the HACCP plan the certified shellfish dealer must have written approval from the Department.

(9) Rapid Cooling Option – Rapid cooling equipment includes but is not limited to systems using ice, mechanical refrigeration or vacuum cooling. If a certified shellfish dealer elects to rapidly cool oysters, the maximum cool down time to 55 degrees F or less must not exceed 2 hours. Commercial oyster harvesters working with certified shellfish dealers using the rapid cooling option must deliver oysters to the certified shellfish dealer no later than 2 p.m. The certified shellfish dealers must develop and demonstrate in their HACCP plan that the cooling rates in combination with extended harvest times assure a safety level equivalent to product meeting subsection 5L-1.008(5), F.A.C., in order to be labeled in compliance with subsection 5L-1.007(6), F.A.C. Certified shellfish dealers electing this option, must list the harvester name, harvester license number, the maximum time oysters can be unrefrigerated on-board vessel and the total number of hours required to reduce the internal temperature of oysters to

55 degrees F or less in their HACCP plan. Prior to implementing the HACCP plan the certified shellfish dealer must have written approval from the Department.

(10)(7) Shellfish leaving a certified shellfish dealer must be transported in an enclosed, refrigerated conveyance with doors closed securely. The refrigeration unit must be capable of maintaining an ambient temperature of 45 degrees F or less at all times.

Rulemaking Specific Authority 597.020 FS. Law Implemented 597.020 FS. History--New 1-4-87, Amended 5-21-87, 8-10-88, 7-9-89, Formerly 16R-7.011, Amended 7-3-95, 2-6-97, 3-18-99, 6-23-99, Formerly 62R-7.011, Amended 8-9-00, 5-29-02, 7-29-08,_____.

5L-1.013 Plant Operation.

(1) through (2) No change.

(3) Upon acceptance of shellstock from a licensed harvester, certified aquaculturist or certified shellfish dealer, the receiving certified shellfish dealer shall determine the appropriate use of the shellfish through examination of the shellfish labeling as follows:

(a) Shellfish which fails to meet the requirements of subsection 5L-1.008(5), F.A.C., or is labeled in compliance with paragraph 5L-1.007(6)(h), F.A.C., shall only be used for shucking by a certified shellfish dealer, or labeled "For Post Harvest Processing ~~Cooking~~ Only", or shall undergo an alternative post harvest processing method to assure a safety level equivalent to product meeting subsection 5L-1.008(5), F.A.C.

(b) No change.

(c) Post Harvest Processing, including but not limited to such processes as frozen storage, hydrostatic high pressure, mild pasteurization, and irradiation, shall consist of those methods which have demonstrated through validation studies ~~that the process renders shellfish at least as safe as shellfish meeting the requirements of Chapter XVI of the National Shellfish Sanitation Program, Guide for the Control of Molluscan Shellfish, 2007 subsection 5L-1.008(5) and (6), F.A.C.~~ Prior to initiating post harvest processing, a certified shellfish dealer shall provide validation and obtain written approval from the Department.

(4) Shellfish shall be segregated by the certified shellfish dealer in accordance with its intended use as determined in paragraphs (3)(a)-(c) ~~and (b)~~ above and identified per subsection 5L-1.007(5) or (6), F.A.C.

(5) through (14) No change.

Rulemaking Specific Authority 597.020 FS. Law Implemented 597.020 FS. History--New 1-4-87, Amended 5-21-87, 8-10-88, Formerly 16R-7.016, Amended 7-3-95, 5-8-96, 2-6-97, 6-23-99, Formerly 62R-7.016, Amended 8-9-00, 5-29-02, 7-29-08,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Sherman Wilhelm, Director, Division of Aquaculture
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Charles Bronson, Commissioner, Department of Agriculture and Consumer Services
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 11, 2010
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 13, 2009

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-208.504
 RULE TITLE: Criteria for Assignment to Staff Housing

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to include in the list of priority positions staff members who are duty wardens and whose duty station is an institution.

SUMMARY: The proposed rule adds to the list of priority positions staff members who are duty wardens and whose duty station is an institution.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The agency has determined that this rule will not have an impact on small business. A SERC has not been prepared by the agency.

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.

RULEMAKING AUTHORITY: 944.09, 945.025 FS.

LAW IMPLEMENTED: 20.315, 944.09, 944.10, 945.025 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: Kendra Lee Jowers, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-208.504 Criteria for Assignment to Staff Housing.

The warden shall assign staff housing based upon the best interests of the institution and the following:

- (1) Houses, Apartments and Mobile Homes.

(a) To the extent that houses, apartments and mobile homes are available, certain priority staff of a major institution shall be required to live at the institution of their assignment so that emergencies can be resolved with a minimum of delay. An institution with insufficient housing for its priority staff may be allocated such housing at a nearby institution by the Regional Director. The following priority staff are listed in the order of priority by which the assignment of at least one employee in each category shall be considered by the warden. The warden also has authority to recommend that these personnel live off the grounds. Only the Secretary may alter these priorities based upon proof of an employee's significant personal hardship or ~~in~~ the best interests of the Department.

1. through 4. No change.

5. A staff member who is a Duty Warden and whose duty station is an institution.

5. through 8. renumbered 6. through 9. No change.

(b) No change.

(2) Mobile Home Spaces.

(a) No change.

(b) Employees or occupants of personally owned mobile homes must provide proof of ownership by title or registration. Compliance with this requirement shall be noted on Form DC2-808A, Staff Housing Agreement ~~the staff housing agreement, Form DC2-808A.~~ Form DC2-808A is incorporated by reference in Rule 33-208.506, F.A.C.

(c) through (d) No change.

(3) Rooms in Officer Quarters.

(a) through (b) No change.

(c) The warden of a major institution shall designate one or more rooms in an officer quarters for use by department employees temporarily visiting the institution on official duty when so requested by the Secretary ~~secretary~~ to meet the housing needs of such employees.

(4) No change.

(5) Any occupant of staff housing, including officers quarters, state mobile homes and personally owned mobile homes, who is not on the priority or non-priority list shall be permitted to remain an occupant of staff housing provided that he or she abides by the provisions of this rule. This rule provision shall apply to all occupants who reside in any type of staff housing prior to and on the effective date of this amendment.

Rulemaking Specific Authority 944.09(4), 945.025(4) FS. Law Implemented 20.315, 944.09(4), 944.10, 945.025(4) FS. History--New 9-1-88, Amended 9-5-89, Formerly 33-26.004, 33-602.504, Amended 8-16-00, 4-8-02, 1-19-03, 3-30-05, 9-5-06,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
George Sapp, Deputy Secretary of Institutions
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Richard Davison, Deputy Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 11, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 22, 2010

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-501.301
RULE TITLE: Law Libraries

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to: clarify the grounds for suspension or revocation of an inmate law clerk certification; clarify the process for reinstating a law clerk certification that was suspended due to inactivity; specify that inmates identified as members or possible members of a security threat group shall not be assigned to work in a law library; and generally amend for grammatical accuracy.

SUMMARY: The proposed rule clarifies the grounds for suspension or revocation of an inmate law clerk certification, elucidates the process for reinstating a law clerk certification that was suspended due to inactivity, makes clear that inmates identified as members or possible members of a security threat group shall not be assigned to work in a law library, and generally amends for grammatical accuracy.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The agency has determined that this rule will not have an impact on small business. A SERC has not been prepared by the agency.

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.

RULEMAKING AUTHORITY: 944.09, 944.11 FS.

LAW IMPLEMENTED: 20.315, 944.09, 944.11 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: Kendra Lee Jowers, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-501.301 Law Libraries.

(1) No change.

(2) Definitions.

(a) Central office library services: ~~the refers to~~ library services section in the bureau of institutional programs in the department's central office headquarters.

(b) Deadline: ~~refers to~~ any requirement imposed by law, court rule, or court order that imposes a maximum time limit on the filing of legal documents with the court.

(c) Illiterate: ~~refers to inmates who demonstrate~~ academic competence below the 9th grade level, as measured by the Test of Adult Basic Education as provided in Rule 6A-6.014, F.A.C.

(d) Incompetence or incompetent: ~~refers to~~ oral or written statements or conduct that demonstrates to departmental staff that an inmate law clerk does not have ability or knowledge to research and use the law library collection, to provide inmates with accurate information on the law and civil or criminal procedure, or to assist inmates in the preparation of legal documents or legal mail.

(e) Inmate law clerk: ~~refers to~~ any inmate whom that an institution has assigned to work in a law library in departmental inmate work assignment code L04. Inmate law clerks have successfully completed the department's law clerk training program, or have equivalent legal training, and have "LEGAL" or "LAW" certificate entries recorded in the department's offender database.

(f) Inmate law clerk trainee: ~~refers to~~ any inmate whom that an institution has assigned to work in a law library in departmental inmate work assignment code L03. Inmates must meet all of the qualifications established in paragraph (7)(d) to be assigned as a law clerk trainee.

(g) Inmate library clerk: ~~refers to~~ any inmate whom that an institution has assigned to work in the law library in departmental work assignment code L01.

(h) Interstate Corrections Compact: ~~refers to~~ an interstate agreement that permits the state State of Florida to transfer custody of Florida inmates to other state correctional systems in accordance with Sections 941.55-.57, F.S.

(i) Law library collection: ~~refers to~~ print and digital/non-print publications that include the following information: the Florida Constitution and Florida Statutes; the U.S. Constitution and U.S. Code; Florida court decisions; U.S. Supreme Court, federal circuit court, and federal district court decisions; Florida and federal practice digests; forms manuals; and secondary source materials providing research guidance in the areas of federal habeas corpus, Florida post-conviction and post-sentence remedies, and prisoner's rights. Law library collection shall also include current copies of departmental rules and regulations as provided in paragraph (5)(b).

(j) Law library supervisor: ~~refers to~~ a library program specialist, librarian specialist, library technical assistant, and, whenever these positions are vacant, any other employee whom that the warden or designee appoints to oversee operation of the institution's law library program.

(k) Legal assistance: ~~refers to~~ those services that the law library program or inmate law clerks provide to the inmate population. They include: providing inmates access to law library materials; assisting inmates in conducting legal research; assisting inmates with the preparation of legal documents and legal mail and administrative actions filed with the Florida Parole Commission or the Florida Bar; assisting

inmates with the preparation of grievances filed with the Department of Corrections; providing inmates with access to grievance and court forms; providing indigent inmates with access to legal writing supplies pursuant to Rule 33-210.102, F.A.C.; and providing copying services to inmates pursuant to Rule 33-501.302, F.A.C.

(l) Library services administrator: ~~the~~ refers to departmental employee in the bureau of institutional programs who is responsible for statewide coordination of library and law library services.

(m) Official state holiday: ~~refers to~~ any day that the governor or the state legislature of the state of Florida designates a state holiday.

(n) Open population inmates: ~~refers to~~ inmates housed in general population at an a institution or unit with a law library and any inmates housed at satellite correctional facilities if law libraries are not located there.

(o) Personal legal papers: ~~refers to~~ legal documents, legal correspondence, research notes, and transcripts relating to ongoing civil or criminal litigation where the inmate is a named plaintiff or defendant.

(p) Primary source material: ~~refers to~~ legal research materials that constitute the law or have the force of law. These include constitutions, statutes, treaties, administrative rules, court rules, and court decisions.

(q) Priority access: ~~refers to~~ the act of providing an inmate with exceptional access to the law library collection, inmate law clerks, interlibrary loan services, or to copying services.

(r) Research items: ~~refers to~~ photocopies of cases, ~~and~~ statutes, ~~and~~ tables of contents, sections, or chapters from other reference titles in the institution's law library collection; that ~~which~~ are loaned to inmates for legal research purposes. These do not include the inmate's personal legal papers, pleadings, or transcripts.

(s) Satellite correctional facilities: ~~refers to~~ a medium or minimum custody correctional facility, such as an annex, work camp, road prison, forestry camp, or drug treatment center. Satellite correctional facilities do not include work release centers.

(t) Working day: ~~refers to~~ any weekday, i.e., Monday to Friday, except when the day is an official state holiday.

(3) Law Library Access – General.

(a) Hours of Operation. Law libraries shall be open for inmate use a minimum of 25 hours per week, except weeks that ~~which~~ include official state holidays. Only times that inmates have access to the law library collection and inmate law clerks, or when inmate law clerks are providing research assistance to close management, death row, other special status populations, shall be counted. The law library's operating schedule shall be designed to permit inmates access to legal materials consistent with:

1. Inmates' ~~The inmate's~~ security classification and housing assignments ~~assignment~~;

2. through 4. No change.

(b) Inmates at satellite correctional facilities without law libraries shall be provided access to the law library and inmate law clerks by means of correspondence, except as otherwise provided in paragraphs (3)(d), (e), and (f).

(c) Inmates who are temporarily transferred to correctional or medical facilities outside the department may secure legal assistance and ~~for~~ access to legal research materials by submitting a written request to the library services administrator in the central office; or the law library supervisor at the institution from which they were transferred. Inmates who are serving sentences imposed by the Florida courts by virtue of the Interstate Corrections Compact may secure legal assistance and access to legal research materials by writing the library services administrator in the central office. Correspondence should be directed to the Florida Department of Corrections, Attention: Library Services, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

(d) Law libraries shall provide interpreters for any language, other than English, ~~that is~~ native to 5 percent or more of the statewide inmate population. ~~Inmates~~ Such inmates at satellite correctional facilities who require an interpreter shall be provided an opportunity to visit the law library within 1 week of submitting an oral request or Form DC6-236, Inmate Request, for legal assistance to the law library supervisor or other facility staff. Form DC6-236 is incorporated by reference in Rule 33-103.019, F.A.C.

(e) No change.

(f) Inmates who must meet deadlines imposed by law, court rule, or court order shall be given priority in the use of the law library and related legal services. However, the inmate shall be responsible for notifying the department of the deadline in a timely manner. Department staff shall respond to a request for special access to meet a deadline within 3 working days of receipt of the request, not including the day of receipt. This period shall not be shortened due to the failure of the inmate to give timely notice of the deadline.

1. through 4. No change.

(g) No change.

(h) Inmates who mutilate, deface, or pilfer law library materials shall be subject to formal disciplinary action as provided in Rules 33-601.301-.314, F.A.C., and penalties for infraction may include a temporary suspension of the inmate's privilege of on-site use of the law library of up to 30 days. The disciplinary team ~~that~~ which presides over the disciplinary hearing shall determine the length of the suspension after considering the inmate's past record of rule infractions while in the law library, assessing the material damage to the legal research collection, and determining whether the damage to the collection was intentional or inadvertent. Inmates who have been suspended from the law library shall conduct business through correspondence or through inmate law clerks rather

than through personal visits to the law library. However, steps shall be taken to ensure that the inmate is not denied access to legal material during this suspension.

(4) Law Library Access for Inmates in Administrative Confinement, Disciplinary Confinement, Close Management, Protective Management, on Death Row, and in Medical or Mental Health Units.

(a) Inmates in administrative confinement, disciplinary confinement, ~~and~~ close management, and maximum management shall be permitted to have access to their personal legal papers and law books, to correspond with the law library, to have the law library deliver legal materials to their cells, and, as provided in paragraphs (3)(e) and (f), to visit with inmate law clerks. Efforts shall be made to accommodate the research needs of inmates who have filing deadlines imposed by law, court rule, or court order.

1. through 2. No change.

(b) through (e) No change.

(f) Inmates shall be limited to possession of no more than 15 research items from the law library. Research items shall be loaned for a maximum of 21 days. Inmates who fail to return research items within 21 days shall be subject to disciplinary action as provided in Rules 33-601.301-.314, F.A.C. Institutions shall also limit the accumulation of research materials when possession of same in an inmate's cell creates a safety, sanitation, or security hazard.

(5) Law Library Collections.

(a) through (e) No change.

(f) Requests for the addition or deletion of titles in law library collections shall be submitted in writing to the library services administrator in the central office. The library services administrator shall review all requests and make a recommendation to the chief of the bureau of institutional programs. Requests shall be reviewed according to the material's primary research value and whether it substantively provides additional information, or merely duplicates what is in the current collection. If the recommendation is approved, the materials shall be ordered and placed in law library collections.

(g) through (h) No change.

(6) Interlibrary Loan Services.

(a) Inmates at satellite correctional facilities without law libraries, who need access to legal materials in law library collections, shall submit Form DC5-152, Law Library Interlibrary Loan Request, or Form DC6-236, Inmate Request, to the law library supervisor at the main unit of the institution. Form DC5-152 is incorporated by reference in subsection (11) of this rule.

1. through 3. No change.

(b) through (c) No change.

1. Inmates needing such materials are to submit Form DC5-152, Law Library Interlibrary Loan Request, to the institution's law library supervisor. Form DC5-152, ~~Law~~

~~Library Interlibrary Loan Request~~, is to include the full and complete citation of the material needed; and a written justification on why the material is needed. If any deadlines apply, the date of the deadline is to be noted on Form DC5-152-~~Law Library Interlibrary Loan Request~~. The law library supervisor is then to forward the request to the library services administrator in the central office. The correct mailing address is: Department of Corrections, Attention: Library Services, 2601 Blair Stone Road, Tallahassee, FL 32399-2500.

2. The library services administrator or designee shall review the request and either approve it or disapprove it. If the request is disapproved, the reason for disapproval will be noted on the request and the request shall be returned to the requesting law library. The law library supervisor will provide a copy of Form DC5-152, Law Library Interlibrary Loan Request, to the inmate. If the request is approved, the request shall be forwarded to the Florida State University law library for completion. When the completed work is received from the Florida State University law library, it shall be mailed to the requesting law library. The law library supervisor will provide a copy of Form DC5-152, ~~Law Library Interlibrary Loan Request~~, and the requested material to the inmate.

(d) Inmates with deadlines imposed by law, court rule, or court order shall be given priority in the handling of interlibrary loan requests, and such requests shall be submitted separately from requests not involving deadlines.

(e) through (f) No change.

(7) Use of Inmates as Clerks in Law Libraries.

(a) Inmate library clerks: law libraries shall be assigned inmates as library clerks to perform work of a clerical nature. Duties of library clerks include circulating legal materials, maintaining law library files, keeping the law library clean and orderly, and assisting the law library supervisor in collecting statistics, preparing reports and correspondence, and other job tasks related to program operations. Library clerks who are assigned only such work shall not be required to complete the law clerk training program. Inmates assigned as library clerks shall not assist inmates in the preparation of legal documents and legal mail; and shall not be assigned to conduct confinement visits unless accompanied by an inmate law clerk.

(b) Inmate law clerk trainees: inmates who have no formal training in legal research and who wish to work as inmate law clerks in law libraries shall be assigned as law clerk trainees; and shall be required to attend and successfully complete the law clerk training program. Inmates assigned as law clerk trainees shall not assist inmates in the preparation of legal documents and legal mail; and shall not be assigned to conduct confinement visits unless accompanied by an inmate law clerk.

(c) Inmate law clerks: law libraries shall be assigned inmates as inmate law clerks to assist inmates in the research and use of print and digital or non-print resources in the law library collection; and in the drafting of legal documents, legal mail, administrative actions filed with the Florida Parole

Commission, the Florida Bar, and other administrative bodies, and inmate grievances filed with the Department of Corrections. A minimum of 2 inmate law clerks shall be assigned to law libraries in adult institutions, and a minimum of 1 inmate law clerk shall be assigned to law libraries in youthful offender institutions. Institutions shall assign additional inmate law clerks to the law library as needed to ensure that illiterate and impaired inmates are provided research assistance.

(d) Qualifications. Inmate law clerks shall:

1. Have a high school diploma, general educational development, or Test of Adult Basic Education (TABE) ~~total battery~~ subtest scores of grade 9.0 or higher in reading and language; or otherwise demonstrate that he or she possesses the reading and language skills necessary to read and understand the law, to conduct legal research, and to assist other inmates in legal research and the preparation of legal documents.

2. through 3. No change.

4. Display a willingness to work and cooperate with others and the ability to perform the general duties of an inmate law clerk, including good oral and written communication skills, good comprehension, and intelligence.

(e) Law clerk training program. Central office library services shall develop a training program to provide inmates who work in law libraries with knowledge of legal research and writing, use of specific legal research materials to include digital or non-print resources in the law library collection, the law and rules of criminal law and post-conviction remedies, prisoners' civil rights, and other subject matter identified as necessary for an inmate law clerk to provide meaningful assistance to inmates. Central office library services will document an inmate's successful completion of the law clerk training program in the department's offender database. Central office library services shall revoke or suspend certification for commission of acts prohibited by this section or for failure to satisfactorily perform the duties assigned to an inmate law clerk.

(f) Inmates, who have prior educational or work experience in the law ~~and~~, ~~or~~ who possess current knowledge of the law, knowledge of legal research materials, and knowledge of how to use them; may be certified by the office of library services without having to complete the law clerk training program. Admissible educational achievements or work experiences include:

1. Receipt of an associate or bachelor's degree in paralegal research or pre-law;

2. Receipt of a juris doctorate degree; or

3. One or more years of verifiable work experience as a paralegal working under the direct supervision of an attorney; ~~or~~

~~4. Successful completion of a written examination developed by the office of library services that verifies that an inmate possesses current knowledge of the law, knowledge of legal research materials and how to use them, and can communicate effectively in writing.~~

(g) At the time of an inmate's assignment to work in the law library, the law library supervisor shall advise the inmate that he or she is not to disclose any information about an inmate's legal case to other inmates.

(h) Incompetence. The law library supervisor shall immediately remove an inmate law clerk from his or her work assignment in the law library upon demonstration that the inmate law clerk is incompetent. When a law library supervisor removes an inmate law clerk for incompetence, he or she will immediately inform the library services administrator, to include providing a report detailing the reason(s) for removal. The library services administrator will review the matter to determine whether the removal should be temporary, as when a performance deficiency can be corrected through completion of additional training, or should be permanent. If the library services administrator determines that the performance deficiencies cannot be corrected through additional training, he or she will revoke the inmate's law clerk certification. Central office library services shall also have the authority to order the removal of an inmate law clerk from his or her work assignment in the law library for incompetence.

(i) ~~Prohibited conduct: inmate law clerks.~~ Violation of any of the provisions of this section shall result in the immediate removal of the inmate law clerk from his or her work assignment in the law library, and disciplinary action pursuant to Rules 33-601.301-.314, F.A.C. The library services administrator will be informed whenever an institution removes an inmate law clerk from the law library for the clerk's violation ~~any of any of the following rules of conduct reasons:~~

1. through 7. No change.

8. Inmate law clerks shall not display an unwillingness to work and cooperate with others or refuse or fail to perform the general duties of that work assignment. ~~Such conduct shall be defined as a failure to follow departmental rules and procedures relating to law library program operations, or violation of the rules of prohibited conduct, Rule 33-601.314, F.A.C., while in the law library or performing work-related tasks.~~

(j) Upon receipt of notice that an inmate law clerk has been found guilty of a disciplinary report infraction concerning violation of any of the provisions of subsection (7), the library services administrator will review the matter to determine whether the inmate's law clerk certificate should be revoked. The determination as to whether the inmate's certificate shall be revoked shall be based on a consideration of the following factors:

1. The findings of the disciplinary report;

2. Discussions with institution staff about the infraction;

3. A record of prior counseling or disciplinary action ~~for violation of the provisions of subsection (7)~~;

4. A record of multiple violations; and

5. A determination that the violations were intentional rather than inadvertent.

If the library services administrator determines that revocation is warranted, the inmate's law clerk training certificate shall be revoked and his or her certificate entry will be deleted from the offender database.

(o) Central office library services shall suspend the law clerk certificate of an inmate when 4 years have passed since he or she worked in a law library as an inmate law clerk. Central office library services shall reinstate the law clerk certificate once an inmate recompletes training pursuant to paragraph (7)(e) or otherwise demonstrates, pursuant to paragraph (7)(f), that he or she has the requisite educational experience to continue as a law clerk if the inmate demonstrates, through successful completion of a written examination, that he or she still possesses current knowledge of the law, knowledge of legal research materials and how to use them, and can communicate effectively in writing.

(p) Inmate law clerks must secure prior, written approval from the law library supervisor, on Form DC5-153, Personal Legal Papers Authorization, to retain their own or another inmate's personal legal papers in the law library. Form DC5-153 is incorporated by reference in subsection (11) of this rule. At a minimum, the following information shall be documented on Form DC5-153: the committed name and DC number of the inmate who owns the papers; a list of all documents and papers to be retained in the law library and the number of pages for each; and; the committed name and DC number of the inmate law clerk who is assisting the inmate. The inmate shall then sign and date the form and submit it to the law library supervisor for approval. If the law library supervisor approves the request, he or she shall sign the form and enter the date when the personal legal papers must be removed from the law library. Inmates who do not remove their personal legal papers from the law library by that date shall be subject to formal disciplinary action as provided in Rules 33-601.301-.314, F.A.C.

1. Only those personal legal papers that are specifically needed for research; or to prepare the necessary legal documents or mail; shall be stored in the law library. The personal legal papers may be retained in the law library for only as long as it takes to prepare the needed legal documents or legal mail or for 20 calendar days, whichever is shorter.

2. No change.

(q) Inmate law clerks shall not be permitted to conduct legal research or prepare legal documents and legal mail on personal legal matters during work hours unless:

1. through 2. No change.

(8) No change.

(9) Grievance and Court Forms.

(a) Law libraries shall provide inmates access to Form DC6-236, Inmate Request, and Form DC1-303, Request for Administrative Remedy or Appeal. Form DC1-303 is incorporated by reference in Rule 33-103.019, F.A.C. Inmates shall not be required to submit a Form DC6-236, ~~Inmate Request~~, in order to secure grievance forms. Inmates who request more than 5 grievance forms at a time may be required to explain how the forms will be used.

(b) No change.

(10) No change.

(11) Forms. The following forms are hereby incorporated by reference. A copy of any of these forms is available from the Forms Control Administrator, ~~Office of Research, Planning and Support Services~~, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

(a) through (b) No change.

Rulemaking Authority 944.09, 944.11 FS. Law Implemented 20.315, 944.09, 944.11 FS. History—New 4-6-93, Amended 7-3-94, 11-2-94, 4-28-96, 9-30-96, 12-7-97, Formerly 33-3.0055, Amended 2-15-01, 11-4-01, 12-23-03, 1-7-07, 1-6-09, 6-16-09, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: George Sapp, Deputy Secretary of Institutions
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Richard Davison, Deputy Secretary
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 11, 2010
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 22, 2010

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-601.101
RULE TITLE: Incentive Gain Time

PURPOSE AND EFFECT: Rule amended to clarify that only inmates who are found guilty of disciplinary reports on or after July 15, 2009 are eligible for the shortened ineligibility periods that were promulgated on that date. The change is necessary to clarify that the reduced periods of ineligibility are not, and were not intended to be, retroactive from the date of their promulgation. Language in the rule stating that “[a]ny inmate who is found guilty of a disciplinary report on or after April 21, 1996... shall be eligible to earn incentive gain time as follows” was placed in the rule only to ensure prospective application of a prior rule change in accordance with *Britt v. Chiles*, 704 So. 2d 1046 (Fla. 1997); this language is no longer necessary and will be amended to state that inmates found guilty of a disciplinary report on or after July 15, 2009 shall be eligible to earn incentive gain time pursuant to the provisions of the rule.

SUMMARY: The proposed rule clarifies that only inmates who are found guilty of disciplinary reports on or after July 15, 2009 are eligible for the shortened ineligibility periods that were promulgated on that date. The change is necessary to

clarify that the reduced periods of ineligibility are not, and were not intended to be, retroactive from the date of their promulgation. Language in the rule stating that “[a]ny inmate who is found guilty of a disciplinary report on or after April 21, 1996... shall be eligible to earn incentive gain time as follows” was placed in the rule only to ensure prospective application of a prior rule change in accordance with *Britt v. Chiles*, 704 So. 2d 1046 (Fla. 1997); this language is no longer necessary and will be amended to state that inmates found guilty of a disciplinary report on or after July 15, 2009 shall be eligible to earn incentive gain time pursuant to the provisions of the rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The agency has determined that this rule will not have an impact on small business. A SERC has not been prepared by the agency.

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.

RULEMAKING AUTHORITY: 944.09, 944.275, 944.281 FS.
LAW IMPLEMENTED: 944.09, 944.275, 944.281, 944.801(3)(i)5. FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kendra Lee Jowers, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-601.101 Incentive Gain Time.

(1) through (5) No change.

(6) Inmates in disciplinary confinement status are not eligible for a work/program rating even if assigned to work or programs while in disciplinary confinement. Inmates in disciplinary confinement are eligible for a security rating award which can be modified by the correctional probation officer in accordance with paragraph 33-601.101(3)(b), F.A.C.

(a) Disciplinary or court action. An inmate is not eligible to receive incentive gain time for the month in which there is an infraction of the rules of the Department or the laws of the State for which he is found guilty. Additionally, those inmates on escape status and detained by other agencies may not be awarded incentive gain time for the period of time out of custody even though lodged in another confinement facility. Any inmate who is found guilty of a disciplinary report on or after ~~July 15, 2009 April 21, 1996~~ and who is serving a sentence imposed for an offense committed on or after October 1, 1995 shall be eligible to earn incentive gain time as follows:

1. through (8) No change.

Rulemaking Authority 944.09, 944.275, 944.281 FS. Law Implemented 944.09, 944.275, 944.281, 944.801(3)(i)5. FS. History—New 2-26-80, Amended 1-12-83, 1-31-85, 10-7-85, Formerly 33-11.065, Amended 4-28-87, 7-12-89, 7-17-90, 10-16-90, 10-14-91, 2-17-93, 4-17-94, 7-17-94, 4-21-96, 6-1-97, 10-7-97, 3-11-98, 5-12-98, 7-9-98, 9-17-98, Formerly 33-11.0065, Amended 7-15-09,

NAME OF PERSON ORIGINATING PROPOSED RULE:
George Sapp, Deputy Secretary of Institutions
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Richard Davison, Deputy Secretary
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 8, 2010
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 22, 2010

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need

RULE NO.: 59C-1.0355
RULE TITLE: Hospice Programs
PURPOSE AND EFFECT: Proposed rule updated to reflect changes to the hospice rule as currently defined in Chapter 59C-1, F.A.C.

SUMMARY: Changes are to the dates of material incorporated by reference in the rule as adopted July 21, 2009, and the clarification of the web site of the publications.

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.

RULEMAKING AUTHORITY: 408.034(3), (5), 408.15(8) FS.

LAW IMPLEMENTED: 408.034(3), 408.035, 408.036(1)(d), 408.043(2), 400.606(4), (5) FS.

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

DATE AND TIME: March 22, 2010, 1:30 p.m.
PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room B, Tallahassee, Florida 32308

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Calvin J. Vice, Sr., PhD, Certificate of Need, (850)488-8672

THE FULL TEXT OF THE PROPOSED RULE IS:

- 59C-1.0355 Hospice Programs.
- (1) through (3) No change.

(4) Criteria for Determination of Need for a New Hospice Program.

(a) Numeric Need for a New Hospice Program. Numeric need for an additional hospice program is demonstrated if the projected number of unserved patients who would elect a hospice program is 350 or greater. The net need for a new hospice program in a service area is calculated as follows:

$$(HPH) - (HP) > 350$$

where:

(HPH) is the projected number of patients electing a hospice program in the service area during the 12 month period beginning at the planning horizon. (HPH) is the sum of $(U65C \times P1) + (65C \times P2) + (U65NC \times P3) + (65NC \times P4)$

where:

U65C is the projected number of service area resident cancer deaths under age 65, and P1 is the projected proportion of U65C electing a hospice program.

65C is the projected number of service area resident cancer deaths age 65 and over, and P2 is the projected proportion of 65C electing a hospice program.

U65NC is the projected number of service area resident deaths under age 65 from all causes except cancer, and P3 is the projected proportion of U65NC electing a hospice program.

65NC is the projected number of service area resident deaths age 65 and over from all causes except cancer, and P4 is the projected proportion of 65NC electing a hospice program.

The projections of U65C, 65C, U65NC, and 65NC for a service area are calculated as follows:

U65C	=	(u65c/CT)	×	PT
65C	=	(65c/CT)	×	PT
U65NC	=	(u65nc/CT)	×	PT
65NC	=	(65nc/CT)	×	PT

where:

u65c, 65c, u65nc, and 65nc are the service area's current number of resident cancer deaths under age 65, cancer deaths age 65 and over, deaths under age 65 from all causes except cancer, and deaths age 65 and over from all causes except cancer.

CT is the service area's current total of resident deaths, excluding deaths with age unknown, and is the sum of u65c, 65c, u65nc, and 65nc.

PT is the service area's projected total of resident deaths for the 12-month period beginning at the planning horizon.

"Current" deaths means the number of deaths during the most recent calendar year for which data are available from the Department of Health Office of Vital Statistics at least 3 months prior to publication of the fixed need pool.

"Projected" deaths means the number derived by first calculating a 3-year average resident death rate, which is the sum of the service area resident deaths for the three most recent

calendar years available from the Department of Health Office of Vital Statistics at least 3 months prior to publication of the fixed need pool, divided by the sum of the July 1 estimates of the service area population for the same 3 years. The resulting average death rate is then multiplied by the projected total population for the service area at the mid-point of the 12-month period which begins with the applicable planning horizon. Population estimates for each year will be the most recent population estimates from the Office of the Governor at least 3 months prior to publication of the fixed need pool. The following materials are incorporated by reference within this rule; Department of Health Office of Vital Statistics Florida Vital Statistics Annual Report ~~2008~~ ~~2007~~, Deaths, and the Office of the Governor Florida Population Estimates And Projections by AHCA District 2000 To 2020, released September, ~~2009~~ ~~2008~~. These publications are available on the Agency website at http://ahca.myflorida.com/MCHQ/CON_FA/Publications/index.shtml, http://ahca.myflorida.com/MCHQ/CON_FA/index.shtml.

The projected values of P1, P2, P3, and P4 are equal to current statewide proportions calculated as follows:

$$P1 = (Hu65c/Tu65c)$$

$$P2 = (H65c/T65c)$$

$$P3 = (Hu65nc/Tu65nc)$$

$$P4 = (H65nc/T65nc)$$

where:

Hu65c, H65c, Hu65nc, and H65nc are the current 12-month statewide total admissions of hospice cancer patients under age 65, hospice cancer patients age 65 and over, hospice patients under age 65 admitted with all other diagnoses, and hospice patients age 65 and over admitted with all other diagnoses. The current totals are derived from reports submitted under subsection (8) of this rule.

Tu65c, T65c, Tu65nc, and T65nc are the current 12-month statewide total resident deaths for the four categories used above.

(HP) is the number of patients admitted to hospice programs serving an area during the most recent 12-month period ending on June 30 or December 31. The number is derived from reports submitted under subsection (8) of this rule.

350 is the targeted minimum 12-month total of patients admitted to a hospice program.

(b) through (9) No change.

Rulemaking Authority 408.034(3), (5), 408.15(8) FS. Law Implemented 408.034(3), 408.035, 408.036(1)(d), 408.043(2), 400.606(4), (5) FS. History—New 4-17-95, Amended 7-30-95, 7-21-09, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Calvin J. Vice, Sr., PhD

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Thomas W. Arnold

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 10, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 8, 2010

DEPARTMENT OF MANAGEMENT SERVICES

Division of Building Construction

RULE NOS.: 60D-15.001
60D-15.002

RULE TITLES: Definitions and Incidental Policies
Agencies Procedures for Contracting with Continuing Contract Entities

PURPOSE AND EFFECT: The purpose of these new rules is: (1) to establish rules in conformity with statute changes in Chapter 2009-227, Laws of Florida (2) to adopt standards and requirements for state agencies use of construction management entities under continuing contract with the Department of Management Services.

SUMMARY: New administrative procedures for state agency's use of construction management entities that are under continuing contract with the Department of Management Services. This includes definition; standards for state agency's contracting with construction management entities; requirements for project management and reporting contracting activity. New administrative procedures for state agency's use of construction management entities that are under continuing contract with the Department of Management Services. This includes definition; standards for state agency's contracting with construction management entities; requirements for project management and reporting contracting activity. This proposed rule change does impact state agencies procedures when using a construction management entity under contract with the Department of Management Services. The Division of Real Estate Development and Management has consulted with the Small Business Regulatory Advisory Council and has determined that this rulemaking has no impact on small business as defined in Section 288.703, Florida Statutes, nor on small counties or small cities as defined in Section 120.52, Florida Statutes, since the rule by its own terms only applies to state agencies.

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.

RULEMAKING AUTHORITY: 255.32 FS.

LAW IMPLEMENTED: 255.32 FS.

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

DATE AND TIME: March 31, 2010, 1:30 p.m. – 4:30 p.m.

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 48 hours before the workshop/meeting by contacting: Tom Berger, Department of Management Services, 4050 Esplanade Way, Tallahassee, Florida 32399-0950, phone: (850)487-9921. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Tom Berger, Deputy Director, Division of Real Estate Development and Management, phone: (850)487-9921, Email: Tom.Berger@dms.myflorida.com

THE FULL TEXT OF THE PROPOSED RULES IS:

UTILIZATION OF CONSTRUCTION MANAGEMENT ENTITIES

60D-15.001 Definitions and Incidental Policies.

(1) “Activation” means an agency negotiation for a specific project with a construction management entity under continuing contract with the Department, which results in an agency contract.

(2) “Agency contract” means a proprietary construction project contract between a state agency and a construction management entity under continuing contract with the Department.

(3) “Agency Project Manager” means a full-time-equivalent state employee who is currently licensed by the Florida Department of Business and Professional Regulation as an architect, engineer, or a general contractor (as defined in Section 489.105(3)(a), Florida Statutes).

(4) “Competitive negotiation standards” means the methodology established in Rule 60D-5.0091, Florida Administrative Code, for determining fair, competitive and reasonable costs and the process of secession negotiations with the next most qualified continuing contract entity.

(5) “Continuing contract entity” means a construction management entity under a Department contract.

(6) “Continuing contract type” means any general, distinctive or specialized construction, renovation or repair activity identified by the Department as a state need.

(7) “Department” means the Department of Management Services.

(8) “Department contract” means a continuing contract between the Department and a construction management entity established under Section 255.32, Florida Statutes.

Rulemaking Authority 255.32 FS. Law Implemented 255.32 FS. History—New _____.

60D-15.002 Agencies Procedures for Contracting with Continuing Contract Entities.

(1) All state agencies serving as the managing agency of a state-owned facilities or a state construction site are authorized to utilize the services of any current Department contract through activation.

(2) All agency activations shall be implemented through an agency contract that is exclusive between the agency and a continuing contract entity.

(3) All agency activations shall be executed in compliance with any terms and conditions within the Department’s contract with each individual continuing contract entity.

(4) All activations shall be determined by the contracting agency. Determination shall be based on the needs of the individual project and any qualifications and performance data of the continuing contract entity on file with the activating agency.

(5) All agencies shall negotiate individual project fees with the selected continuing contract entity in accordance with competitive negotiation standards established in Rule 60D-5.0091, Florida Administrative Code. After negotiating with a continuing contract entity an agency pursuant to Section 255.32(4), Florida Statutes can require the construction management entity to offer a guaranteed maximum price and a guaranteed completion date. The agency shall require the construction management entity to secure an appropriate surety bond in conformity with Section 255.05, Florida Statutes. The agency shall require the construction management entity to hold all construction subcontracts for the project. Under no circumstance shall an agency contract with a continuing contract entity when the estimated construction costs per individual project exceed \$2 million.

(6) All agency contracts shall have an assigned Agency Project Manager for administering project funds and providing project management oversight, from the identification of a project through its final completion. Agency Project Managers assigned to a project are required to monitor the construction management entity for:

(a) Compliance with state regulations governing the advertisement and competitive bidding of all the subcontracted parts of the project established in Chapter 60D-5, Florida Administrative Code; and

(b) Compliance with the agency contract at the construction site.

(7) All agencies shall report quarterly to the Department on form number FP-01 “Agency Continuing Contract Activity Quarterly Report”, which is hereby incorporated by reference and is available at the address below in subsection (11) or website http://dms.myflorida.com/business_operations/real_estate_development_management/building_construction/forms_and_documents.

(8) All agencies shall submit to the Department on July 1 of each year any needs identified for the establishment of a continuing contract type.

(9) Before contracting with a continuing contract entity, an agency shall first submit a list of employees qualified to serve as Agency Project Managers as defined by Rule 60D-15.001, Florida Administrative Code. All submitted list shall be accompanied by a copy of each employee's active license that qualifies them as a Agency Project Manager. An agency cannot contract with a continuing contract entity unless the agency employs a Department approved Agency Project Manager.

(10) The Department shall consider Agency Project Managers for continuing contract selection committees only upon notification of an Agency Project Manager's availability to serve on a selection committee.

(11) All correspondence with the Department shall be directed to the following address:

Department of Management Services
Division of Real Estate Development and Management
Building Construction Contracts Administrator
4050 Esplanade Way
Tallahassee, Florida 32399-0950

Rulemaking Authority 255.32 FS. Law Implemented 255.32 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Mr. Tom Berger, Deputy Director, Division of Real Estate Development and Management.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ms. Linda H. South, Secretary, Department of Management Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 12, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 31, 2009

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Architecture and Interior Design

RULE NO.: 61G1-12.004
RULE TITLE: Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances

PURPOSE AND EFFECT: The Board proposes the rule amendment to add a penalty for failure to timely report conviction and to remove core course reference.

SUMMARY: A penalty for failure to timely report a conviction will be added to the rule; a core course reference will be deleted from the rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared. The Board determined the proposed rule will not have an impact on small business.

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.

RULEMAKING AUTHORITY: 455.2273 FS.

LAW IMPLEMENTED: 455.227(1), 455.2273 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony Spivey, Executive Director, Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G1-12.004 Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances.

(1) No change.

(2) The following disciplinary guidelines shall be followed by the board in imposing disciplinary penalties upon licensees for violation of the below mentioned statutes and rules:

(a) through (aa) No change.

VIOLATION	PENALTY RANGE	
	MINIMUM	MAXIMUM
(bb) Failure to timely report criminal conviction (more than 30 days late) (455.227(1)(t)), F.S. provide proof of completion of the core courses or passing the equivalency test of the Building Code Training Program (481.215(5); F.S.)	Reprimand Fine based on length of time since proof was to have been submitted with a \$500 minimum plus \$100/month to \$5000 maximum with suspension until proof of compliance is submitted	\$5000 fine and one (1) year suspension

(3) No change.

Rulemaking Specific Authority 455.2273 FS. Law Implemented 455.227(1), 455.2273 FS. History—New 12-11-86, Formerly 21B-12.004, Amended 5-16-94, 10-20-96, 10-7-99, 6-8-00, 9-10-03, 12-12-04, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Architecture and Interior Design

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Architecture and Interior Design

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 29, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 25, 2009

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Architecture and Interior Design

RULE NO.: 61G1-12.005
 RULE TITLE: Citations

PURPOSE AND EFFECT: The Board proposes the rule amendment to add a penalty for failure to timely report conviction and to remove core course reference.

SUMMARY: A penalty for failure to timely report a conviction will be added to the rule; a core course reference will be deleted from the rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared. The Board determined the proposed rule will not have an impact on small business.

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.

RULEMAKING AUTHORITY: 455.224, 455.225 FS.

LAW IMPLEMENTED: 455.224 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony Spivey, Executive Director, Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G1-12.005 Citations.

(1) through (2) No change.

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

(a) through (c) No change.

(d) Failure to timely report criminal conviction (up to 30 days late) (455.227(1)(t), F.S.) provide proof of completion of the core courses or passing the equivalency test of the Building Code Training Program	\$250 fine \$500 fine and suspension until proof of compliance is submitted.
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(e) No change.

(4) through (5) No change.

Rulemaking Specific Authority 455.224, 455.225 FS. Law Implemented 455.224 FS. History—New 12-22-91, Amended 1-3-93, 3-28-93, Formerly 21B-12.005, Amended 11-16-93, 5-4-97, 2-25-98, 12-3-98, 6-30-99, 12-12-04, 1-16-07, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Architecture and Interior Design

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Architecture and Interior Design

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 29, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 25, 2009

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Architecture and Interior Design

RULE NO.: 61G1-21.003
 RULE TITLE: Continuing Education – Approval of Subjects and Providers

PURPOSE AND EFFECT: The Board proposes the rule amendment in order to incorporate a revised handbook.

SUMMARY: A revised handbook will be incorporated into the rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared. The Board determined the proposed rule will not have an impact on small business.

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.

RULEMAKING AUTHORITY: 455.217(3), 455.2179, 481.215(4) FS.

LAW IMPLEMENTED: 481.215(4) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony Spivey, Executive Director, Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G1-21.003 Continuing Education – Approval of Subjects and Providers.

The approval of continuing education courses and providers is covered in-depth by the Board’s publication “Interior Design Continuing Education Handbook Instructions, Applications and General Information for Interior Design Continuing Education Providers and Courses” (“the Handbook”) (2010 2007), which is hereby incorporated by reference, effective January, 2010 June, 2007, a copy of which may be obtained from the Board office. The Handbook contains three forms for use with the handbook. The applicant shall submit the applicable form, (DBPR ID 4002/Revised 6/07), Interior Design Continuing Education Provider and Course

Application, (DBPR ID 4002-Part A/Revised 6/07), Interior Design Education Course Evaluation Summary Form, or (DBPR ID 4002-Part B/Revised 6/07), Provider Course Evaluation Summary Form, which are hereby incorporated by reference, effective June, 2007, copies of which may be obtained from the Board office. The Board office is located at 1940 North Monroe Street, Tallahassee, FL 32399-0751.

Rulemaking Specific Authority 4558.2177(3), 455.2179, 481.215(4) FS. Law Implemented 481.215(4) FS. History–New 11-29-90, Formerly 21B-21.003, Amended 9-14-93, 6-22-95, 10-8-96, 10-16-08, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Architecture and Interior Design
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Architecture and Interior Design
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 29, 2010
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 25, 2009

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Electrical Contractors’ Licensing Board

RULE NO.: 61G6-8.002
 RULE TITLE: Special Assessment Fee
 PURPOSE AND EFFECT: The Board proposes to impose an assessment to reduce budgetary deficit.

SUMMARY: An assessment will reduce the budgetary deficit.
 SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A Statement of Estimated Regulatory Cost has been prepared and is available by contacting Juanita Chastain, Executive Director, at the address listed below.

- The estimated number of individuals likely to be required to comply with this rule amendment is approximately 12,000 licensed electrical contractors.
- There will be no additional costs incurred by the agency for enforcing the proposed change to the rule.
- No small county or small city will be impacted by the proposed rule.
- More than 5,000 small businesses will be affected by the proposed rule.
- Licensees will be required to pay a one-time assessment of \$75.00.

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.

RULEMAKING AUTHORITY: 455.219(2), 489.507(3) FS.
 LAW IMPLEMENTED: 455.219(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: Juanita Chastain, Executive Director, Electrical Contractors’ Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G6-8.002 Special Assessment Fee.

(1) In order to eliminate the current cash deficit in the operating funds of the Board and to maintain the Board’s financial integrity, each active and voluntary inactive license, including all certified or registered electrical contractors, who received their initial license or registration prior to the effective date of this rule shall pay a one-time special assessment fee of ~~seventy-five~~ ~~twenty-five~~ dollars (\$75.00 ~~25.00~~) no later than 5:00 p.m. on August 31, ~~2010~~ 2006.

(2) No change.

Rulemaking Specific Authority 455.219(2), 489.507(3) FS. Law Implemented 455.219(2) FS. History–New 6-29-06, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Electrical Contractors’ Licensing Board
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Electrical Contractors’ Licensing Board
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 22, 2010
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 5, 2010

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Landscape Architecture

RULE NO.: 61G10-18.001
 RULE TITLE: Continuing Education Credit Requirements

PURPOSE AND EFFECT: The Board proposes to amend the rule to conform language to core curriculum requirements.
 SUMMARY: The rule will conform to core curriculum requirements.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared. The Board determined the proposed rule will not have an impact on small business.

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.

RULEMAKING AUTHORITY: 455.2124, 489.306, 481.313 FS.

LAW IMPLEMENTED: 481.313, 553.841 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: Juanita Chastain, Executive Director, Board of Landscape Architecture, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G10-18.001 Continuing Education Credit Requirements.

Every person licensed pursuant to Chapter 481, Part II, F.S., must obtain at least sixteen (16) continuing education credits per biennium. There shall be no carryover of hours permitted from one licensure renewal biennium to the next.

(1) Upon renewal ~~after a licensee has completed the core curriculum course on the Uniform Building Code or passed the equivalency test of the Building Code Training Program~~, the licensee shall take the following continuing education courses per biennium:

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

(2) A first time Florida license; licensed 12 to 24 months prior to the end of a biennial period, shall ~~take the core curriculum courses or pass the equivalency test of the Building Code Training Program established by Section 553.841, F.S., within two (2) years of initial licensure and shall~~ complete the following eight (8) hours of continuing education as a condition of renewal.

- (a) through (c) No change.
- 1. through 3. No change.
- (3) through (7) No change.

Rulemaking Authority 455.2124, 481.306, 481.313 FS. Law Implemented 481.313, 553.841 FS. History—New 9-19-01, Amended 7-3-03, 3-1-05, 11-12-07, 9-6-09, 12-28-09, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Landscape Architecture
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Landscape Architecture
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 16, 2009
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 6, 2009

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

RULE NOS.:	RULE TITLES:
64B3-9.001	Application Fees
64B3-9.002	Initial Licensure Fees
64B3-9.004	Active Status Renewal Licensure Fee

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify the application fees.

SUMMARY: The fees for the applications will be clarified.
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Costs was prepared. The Board determined the proposed rule will not have an impact on small business.

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.

RULEMAKING AUTHORITY: 456.025, 456.036, 483.805(4), 483.807(1) FS.

LAW IMPLEMENTED: 456.025, 456.036, 483.807, 483.815 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Joe Baker, Jr., Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

THE FULL TEXT OF THE PROPOSED RULES IS:

64B3-9.001 Application Fees.

- (1) No change.
- (2) Licensure application – \$100.
- (a) Director – \$90
- (b) Supervisor – \$70
- (c) Technologist – \$50
- (d) Technician – \$25
- (3) through (5) No change.

Rulemaking Specific Authority 456.025, 483.807(1) FS. Law Implemented 456.025, 483.807, 483.815 FS. History—New 12-7-93, Formerly 61F3-9.001, 59O-9.001, Amended 5-26-98, 5-13-99, 6-10-99, 3-9-00, 4-29-02, 9-15-05, _____.

64B3-9.002 Initial Licensure Fees.

- (1)(a) Director – \$65
- (b) Supervisor – \$55
- (c) Technologists – \$45
- (d) Technician – \$25
- (e) Public Health Technician – \$100

~~For all clinical laboratory personnel licenses – \$100.~~

- (2) through (3) No change.

Rulemaking Specific Authority 456.025, 483.805(4), 483.807(1) FS. Law Implemented 456.025, 483.807 FS. History–New 12-7-93, Formerly 61F3-9.002, 59O-9.002, Amended 6-10-99, 4-7-02, _____.

64B3-9.004 Active Status Renewal Licensure Fee.

- (1) Director – \$~~130~~ 150.
- (2) Supervisor – \$~~110~~ 130.
- (3) Technologist – \$~~90~~ 110.
- (4) Technician – \$~~50~~ 75.
- (5) through (6) No change.

Rulemaking Specific Authority 456.025(4), 456.036, 483.807(1) FS. Law Implemented 456.025(4), 456.036, 483.807 FS. History–New 12-7-93, Formerly 61F3-9.004, Amended 12-26-94, Formerly 59O-9.004, Amended 5-26-98, 3-9-00, 5-16-02, 5-25-06, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Clinical Laboratory Personnel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Clinical Laboratory Personnel

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 9, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 31, 2009

DEPARTMENT OF HEALTH

Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

RULE NO.:	RULE TITLE:
64B4-3.006	Security and Monitoring Procedures for Licensure Examination

PURPOSE AND EFFECT: The Board proposes the rule repeal due to the fact that the department no longer conducts the licensing exam.

SUMMARY: The Department no longer conducts the licensing exam, causing the rule to be repealed.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared. The Board determined the proposed rules will not have an impact on small business.

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.

RULEMAKING AUTHORITY: 456.017, 491.004(5) FS.

LAW IMPLEMENTED: 456.017 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B4-3.006 Security and Monitoring Procedures for Licensure Examination.

~~The Board adopts by reference Rule 64B-1.010, F.A.C., of the Department of Health as its rule governing licensure examination security and monitoring.~~

Rulemaking Specific Authority 456.017, 491.004(5) FS. Law Implemented 456.017 FS. History–New 8-18-93, Formerly 61F4-3.006, 59P-3.006, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 9, 2010

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

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.:	RULE TITLE:
6A-6.030121	Exceptional Education Eligibility for Students with Language Impairments

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. 36, No. 6, February 12, 2010 issue of the Florida Administrative Weekly.

Subparagraph (6)(a)2. of Rule 6A-6.030121 has been amended to read:

2. Prior to obtaining consent for evaluation, intensive interventions are demonstrated to be effective but require sustained and substantial effort that may include the provision of exceptional student education; ~~or and~~

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

Board Acupuncture

RULE NO.: 64B1-6.005
 RULE TITLE: Standards for Approval of Continuing Education Credit
 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, FS, published in Vol. 35, No.21, of the May 29, 2009, issue and the Notice of Change published in Vol. 35, No. 51, of the December 24, 2009 issue of the Florida Administrative Weekly. The change is in response to stated comments from the public at the rule hearing on February 5, 2010.

64B1-6.005(6) shall read as:

(6) Continuing education programs ~~related to laboratory test or imaging findings~~ shall be designed to provide course content on the clinical relevance of ~~laboratory and diagnostic tests and procedures as well as~~ biomedical sciences ~~physical examination findings~~ and to advance, extend or enhance the licensee's skills and knowledge in biomedical sciences ~~related to the safe and beneficial use of laboratory test and imaging findings.~~

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

RULE NOS.: 64B3-9.001, 64B3-9.002, 64B3-9.004
 RULE TITLES: Application Fees, Initial Licensure Fees, Active Status Renewal Licensure Fee
 NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 7, February 19, 2010 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.: 64B5-2.0151
 RULE TITLE: Review Procedure And Methodology For Certification of Foreign Dental Education Programs
 NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 34, No. 39, September 26, 2008 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: 64B13-5.002
 RULE TITLE: Criteria for Approval
 NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 35, No. 35, September 4, 2009 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

RULE NO.: 64B20-2.001
 RULE TITLE: Licensure by Certification of Credentials
 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. 35, No. 50, December 18, 2009 issue of the Florida Administrative Weekly.

The change is in response to concerns stated by the Joint Administrative Procedures Committee in a letter dated January 27, 2010 and the language voted on by the Board at its meeting on December 3, 2009. The change is as follows:

64B20-2.001(1) shall read as:

"Any person desiring to be licensed as a speech-language pathologist..... can be obtained from the Board of Speech-Language Pathology and Audiology, Department of Health, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256 or on the Board's website at <http://www.doh.state.fl.us/mqa/speech/index.html>.

The Department shall....."
 Form DH-SPA-1, Page 9, question 5. shall read as:

~~F. In the last five years, have you been treated for or had a recurrence of a diagnosed addictive disorder?~~

~~F.G.~~ No change.

~~G.H.~~ No change.

Form DH-SPA-1, Page 11

Reference to "Title 42 USCS subsection 666(a)(13)" is being corrected to "Title 42 USCA subsection 666(a)(13)".

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kaye Howerton, Executive Director, Board of Speech-Language Pathology and Audiology/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

RULE NO.: 64B20-2.003
 RULE TITLE: Provisional License; Requirements
 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. 35, No. 50, December 18, 2009 issue of the Florida Administrative Weekly.

The change is in response to concerns stated by the Joint Administrative Procedures Committee in a letter dated February 9, 2009 and to the language voted on by the Board at its meeting on December 3, 2009. The change is as follows:

64B20-2.003(2) shall read as:

“(2) Any person desiring to receive a provisional license.....and can be obtained from the Board of Speech-Language Pathology and Audiology, Department of Health, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256 or on the Board’s website at <http://www.doh.state.fl.us/mqa/speech/index.html>.

The Department”

Form DH-SPA-2 Page 7, question 5. shall read as:

~~F. In the last five years, have you been treated for or had a recurrence of a diagnosed addictive disorder?~~

~~E.G. No change.~~

~~G.H. No change.~~

Form DH-SPA-2, Page 9

Reference to “Title 42 USCS subsection 666(a)(13)” is being corrected to “Title 42 USCA subsection 666(a)(13)”.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kaye Howerton, Executive Director, Board of Speech-Language Pathology and Audiology/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

RULE NO.: 64B20-4.001
 RULE TITLE: Certification of Assistants
 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. 35, No. 50, December 18, 2009 issue of the Florida Administrative Weekly.

The change is in response concerns stated by the Joint Administrative Procedures Committee in a letter dated January 27, 2010 and to the language voted on by the Board at its meeting on December 3, 2009. The change is as follows:

64B20-4.001(1) shall read as:

“(1) Any person desiring to be certified as a speech-language pathology assistant or audiology assistant....., and can be obtained from the Board of Speech-Language Pathology and Audiology, Department of Health, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256 or at the Board’s website at <http://www.doh.state.fl.us/mqa/speech/index.html>. Such application and.....”

Form DH-SPA-3 Page 8, question 5. shall read as:

~~F. In the last five years, have you been treated for or had a recurrence of a diagnosed addictive disorder?~~

~~E.G. No change.~~

~~G.H. No change.~~

Form DH-SPA-3, Page 10

Reference to “Title 42 USCS subsection 666(a)(13)” is being corrected to “Title 42 USCA subsection 666(a)(13)”.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kaye Howerton, Executive Director, Board of Speech-Language Pathology and Audiology/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Family Safety and Preservation Program

RULE NO.: 65C-35.001
 RULE TITLE: Definitions

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 36, No. 3, January 22, 2010 issue of the Florida Administrative Weekly. subsection 65C-35.001(15), F.A.C., makes reference to the “Medical Report” form CF-FSP5339 dated October 2009, which is incorporated by reference. The form date is incorrect and should read January 2010.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Agency for Persons with Disabilities

RULE NOS.: 65G-4.0026
 RULE TITLES: Tier Waivers
 65G-4.0027 Tier One Waiver
 65G-4.0028 Tier Two Waiver
 65G-4.0029 Tier Three Waiver
 65G-4.00291 Tier Four Waiver

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 35, No. 49, December 11, 2009 issue of the Florida Administrative Weekly.

The proposed rules were renumbered as follows:

65G-4.0021 renumbered 65G-4.0026

65G-4.0022 renumbered 65G-4.0027

65G-4.0023 renumbered 65G-4.0028

65G-4.0024 renumbered 65G-4.0029

65G-4.0025 renumbered 65G-4.00291

Section IV Emergency Rules

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Family Safety and Preservation Program

RULE NO.:	RULE TITLE:
65CER10-1	Substitute Care of Children

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Currently, Chapter 65C-13, Florida Administrative Code, does not have measurement standards for food holding temperatures, vermin control, water supply, garbage and rubbish disposal or sewage. Due to the lack of standards to define satisfactory in the above-mentioned areas, Department of Health will immediately cease to inspect these areas in family foster homes. The intent of this emergency rule revision is to create the necessary verbiage that will appropriately reflect standards for the inspection of these vital areas and ensure the continued safety and well-being of the children served by Department of Children and Families. This emergency rule revision will allow the Department of Health to create a form, specifically for the inspection of family foster homes; the inspection form will include all areas of health and safety previously mentioned in this statement.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: Chapter 65C-13, Florida Administrative Code is the most efficient means of

providing guidance to protect the health, safety, and welfare of children found to be dependent as defined by Chapter 39, F.S., and who have been placed in licensed out-of-home care.

SUMMARY: The new rule provides standards for the measurement of food holding temperatures, vermin control, water supply, sewage, and garbage.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Stacey Cleveland, Family Safety Program Office, 1317 Winewood Boulevard, Building 1, Room 30IT, Tallahassee, Florida 32399. Phone: (850)921-8833 Email: Stacey_Cleveland@dcf.state.fl.us

THE FULL TEXT OF THE EMERGENCY RULE IS:

65CER10-01 (65C-13.030) Substitute Care of Children Standards for Licensed Out-of-Home Caregivers.

(1) General Requirements.

(a) Generally, there should be no more than five children in a licensed home, including the family's own children.

(b) There shall be no more than two children under the age of two years in a home, including the licensed out-of-home caregiver's children.

(c) Therapeutic foster homes are limited to the placement of two children.

(d) Serving as a licensed out-of-home caregiver is a privilege and public trust. Applicants do not have an inherent right to a license as an out-of-home caregiver.

(e) Each licensed out-of-home caregiver applicant shall sign a Bilateral Service Agreement as defined in subsection 65C-30.001(11), F.A.C. The agreement shall be reviewed, and discussed with a licensing counselor prior to initial licensure and again at each re-licensure. The document must be signed by a representative from the supervising agency and the potential or licensed out-of-home caregiver.

(2) Utilization of Foster Home.

(a) Placement of a child in a home licensed by the Agency for Persons with Disabilities shall be approved by the Agency for Persons with Disabilities prior to placement. A home licensed by the Agency for Persons with Disabilities may be utilized for placement of children eligible for both programs without obtaining a separate license if the child is receiving Supplemental Security Income (SSI).

(b) Licensed Out-of-Home Caregivers Wishing To Offer Child Care.

1. Licensed out-of-home caregivers that have contracted with a lead agency are authorized by Section 409.1671(5)(b), F.S., to provide child care as a Licensed Family Day Care Home, as defined in Section 402.302(7), F.S., if they choose to do so and meet the requirements for licensing. A dually licensed foster home cannot provide care for more than five children, including biological, foster, and adopted children. Therapeutic or Medical Foster Homes can not be dually licensed.

2. All licensing standards and requirements for family foster homes and family day care homes shall be met and maintained.

3. Licensed out-of-home caregivers shall limit their operation as a Family Day Care Home as follows:

a. Hours of operation shall only occur between 6:00 a.m. and 7:00 p.m.;

b. Based on the premise that the foster care maintenance assistance is for the care of a foster child for a twenty-four hour period and includes the provision of daily supervision for the foster child, the out-of-home caregiver shall not be paid both the foster care board rate and child care subsidy for the same child;

c. A foster home providing child care under this section shall be inspected a minimum of twice per year, once by daycare licensing staff and once by the supervising agency's licensing specialist. The inspection is to assess the impact of the child care operation on the fostering experience;

d. Where foster homes are also licensed as a Family Day Care Home, the department shall make every effort to coordinate inspections with a licensing counselor from the child-care licensing program; and

e. Complaint investigations shall be conducted in conjunction with a representative from child care licensing.

(3) Emergency Shelter Family Foster Homes.

(a) Emergency shelter care providers shall have the ability to receive and supervise children twenty-four hours per day.

(b) Emergency shelter care providers shall maintain a shelter log for the child that documents the child's name, date of birth, and prescribed medications; the name of the child's services worker; and the dates the child entered and exited provider's care.

(c) A family foster home may designate a certain number of beds for the purpose of shelter care as well as foster care.

(d) Emergency shelter parents shall familiarize each child with the evacuation plan.

(4) Personal Standards.

(a) A licensed out-of-home caregiver shall be a stable, responsible, and mature individual who is at least twenty-one years of age.

(b) At least one licensed out-of-home caregiver in the home shall be able to read, write and speak English and be able to effectively communicate with both any children placed in the home and with the supervising agency.

(c) A licensed out-of-home caregiver shall not operate the home as an adult boarding or rooming home or an adult daycare facility.

(d) The licensed out-of-home caregiver shall obtain written approval from the supervising agency prior to conducting any childcare or business in the home.

(e) A licensed out-of-home caregiver shall have a stable income sufficient to make timely payment for current shelter, food, utility costs, and other debts without relying on board payments unless the licensed out-of-home caregiver enters into an agreement with a lead agency to provide specialized care. Applicants shall have a source of income independent of child support or alimony.

(f) Childcare. Childcare for children in the custody of the department shall be with a licensed or registered child care provider. The cost of child care shall be assumed by the licensed out-of-home caregiver to the extent that subsidized child care is unavailable.

(g) Health History. A licensed out-of-home caregiver and any household members shall provide written statements from a physician regarding their general health, and whether they have any specific illness, disability, alcohol or other drug dependence, infectious diseases and other relevant health conditions that could threaten the safety of children in the home upon request by the department or supervising agency.

(h) Screening. Screening of licensed out-of-home caregivers and other household members shall meet the screening requirements set forth in Rule 65C-13.023, F.A.C.

(5) Physical Environment.

(a) The home shall be inspected by a representative of the environmental health office of the local public health department and receive a satisfactory inspection result for water supply, food holding temperature, plumbing, vermin and vector control, sewage, and garbage and rubbish disposal, prior to initial licensing and annually prior to re-licensing.

1. Water Supply. When water is accessible to those in care, the water temperature shall not exceed 120 degrees Fahrenheit to avoid scalding. Adequate hot water shall be provided at a minimum of 100 degrees Fahrenheit.

a. Routine Testing. Licensed out-of-home caregivers not served by a municipal water supply shall test the water and submit bacteriological water test results to the local county health department.

(I) Before license approval.

(II) At least every 12 months.

(III) Upon relocation.

(IV) Before having the well placed in service after construction, repair, or modification, or

(V) After an emergency situation, such as a flood, that may introduce contaminants to the system.

b. Test results must be negative for bacteriological contamination.

c. Positive test results require the facility to use potable water from a source approved by law for the purpose of drinking, cooking, and oral contact, until test results are negative. In addition, wells that test positive shall be disinfected, flushed, and tested for bacterial contamination.

d. Laboratory test results must be submitted to the local county health department, in writing, by the testing laboratory.

e. Testing can be obtained through the local county health department or a certified independent laboratory.

2. Food Holding Temperature. Food storage equipment shall be provided to keep all potentially hazardous foods at safe temperatures, 41 degrees Fahrenheit or below or 140 degrees Fahrenheit or above. Refrigeration units used for the storage of potentially hazardous foods shall be provided with a numerically scaled indicating thermometer accurate to plus or minus 3 degrees Fahrenheit. The thermometer shall be located in the warmest or coldest part of the units as may be applicable and of such type and so situated that the temperature can be easily and readily observed by the licensed out-of-home caregiver and any inspector.

3. Vector Control.

a. Effective control measures shall be utilized to minimize the presence of rodents, flies, cockroaches, and other vectors and vermin on the premises.

b. The creation, maintenance, or causing of any condition capable of causing vectors and vermin will not be permitted. The home shall be effectively maintained rodent-proof and rodent free. All outside openings shall be effectively sealed or screened with 16 mesh screening or equivalent, to prevent entry of insects, rodents, or other vectors and vermin.

4. Sewage. Any home not on a municipal sewage system and having an onsite sewage treatment and disposal system or septic tank, shall meet applicable standards in Chapter 64E-6 of the Florida Administrative Code.

5. Garbage and Rubbish Disposal. All garbage, trash, and rubbish from the kitchen area shall be collected daily and placed in garbage receptacles. Garbage or trash containing diapers or any odor-causing agent shall also be collected daily and placed in garbage receptacles. Garbage or trash consisting only of paper items must be collected weekly and placed in garbage receptacles. Garbage shall be removed from garbage receptacles frequently enough to prevent a sanitary nuisance, as defined in Chapter 386, F.S. Wet garbage shall be collected and stored in impermeable, leak proof, fly tight containers pending disposal. All containers, storage areas and surrounding premises shall be kept clean and free of vectors and vermin.

(b) Family foster homes located in counties designated by the Department of Community Affairs Florida Radon Protection Map Categories as “intermediate” or “Elevated Radon Potential” areas shall be tested to determine the level of indoor radon as required in Section 404.056, F.S. Radon levels shall be at a level which does not affect the safety and well-being of children in the homes. Re-testing of licensed family foster homes for radon gas shall take place as required in Section 404.056, F.S.

(c) Outdoor Area.

1. The exterior of the home and premises shall be free from objects, materials, and conditions which constitute a danger to children. All garbage and trash shall be covered and removed regularly. There shall not be large, potentially dangerous items stored in the safe outdoor play area such as old refrigerators, stacks of lumber and unregistered vehicles or boats.

2. The home shall have a safe outdoor play area on the property or within reasonable walking distance. All outdoor play equipment shall be kept in good repair. If the home is located on a busy street, there shall be a safety plan for supervision.

(d) Water Safety and Supervision.

1. Children shall be supervised visually at all times when they are in close proximity to any body of water. Access to swimming pools and bodies of water shall be restricted when supervision is not available, and children shall never be left to swim alone.

2. Children who are placed in family foster homes which are adjacent to any body of water or that have swimming pools shall be instructed in water safety as appropriate for their age.

3. Wading pools shall be set up and maintained according to the manufacturer’s instructions. Wading pools shall be emptied and stored when not in use and shall be filled with clean water before each use.

(e) Swimming Pools.

1. Swimming pools shall have a barrier on all sides at least four feet high. The barrier shall consist of a house plus a fence on the remaining three sides or a four-sided fence.

2. All access through the barrier shall have one of the following safety features: alarm, key lock, self-locking doors, bolt lock, or other lock that is not accessible to children.

3. When the swimming pool is not in use all entry points shall be locked.

4. Above ground pools with steps or ladders shall have them secured, locked, or removed when the pool is not in use.

5. If the pool cannot be emptied after each use, the pool shall have a working pump and filtering system.

6. Hot tubs and spas shall be required to have a safety cover that is locked when not in use.

7. Swimming pools shall be equipped with one of the following life saving devices: ring buoy; rescue tube; flotation device with a rope; or a shepherd’s hook of sufficient length to cover the area.

(f) Interior Environment.

1. The home shall have sufficient space and furnishings and be accessible to all members of the family.

2. Each child shall be provided with adequate storage space for personal belongings and a designated space for hanging clothes in or near the bedroom occupied by the child.

3. Bath and toilet facilities shall be clean and in good working order with a door for privacy.

4. The door of each bathroom shall have a lock that may be opened from the outside in an emergency.

5. The home shall be clean and free of hazards to the health and physical well-being of the family.

~~6. The home shall have a continuous supply of clean drinking water tested and approved by the local health department if the source of water is not from a municipal water supply. If the water is not approved, the licensed out of home caregiver shall agree to use bottled water for cooking and drinking until a satisfactory water report is obtained.~~

~~7. The home shall have an adequate supply of hot water. Hot water accessible to children shall not exceed 120 degrees Fahrenheit.~~

~~6.8.~~ Each foster home shall have a working telephone in the home and accessible at all times. Emergency telephone numbers shall be posted by the telephone. Licensed out-of-home caregivers shall immediately notify the supervising agency if their telephone number changes.

~~7.9.~~ All toys and equipment shall be in safe condition and kept clean and sanitary.

~~8.10.~~ All rooms used by children shall be at a comfortable temperature. Rooms shall be dry and well ventilated.

~~9.11.~~ All doors and windows used for ventilation shall be screened.

~~10.12.~~ Rooms used by children shall be clean and well lit for activities such as homework, board games, and other educational or recreational opportunities.

~~11.13.~~ When children are present, rooms shall be free of tobacco smoke.

(g) Sleeping Arrangements.

1. Bedrooms shall have adequate space for the number of children sleeping in the room. A minimum of forty square feet per child is required. Homes that are licensed prior to the promulgation of this rule shall be exempt from this requirement.

2. An adult shall be within hearing distance and accessible to the rooms where children under six years of age are sleeping.

3. Each child shall be provided with a clean, comfortable, permanent bed and mattress of his or her own. The bed shall be of sufficient size to comfortably accommodate the child.

4. Infants shall have their own crib, which shall be maintained in good and safe condition and have a clean and comfortable mattress that fits snugly in the crib frame. Cribs shall not be placed close to windows with curtains or cords in which the child might become entangled.

5. Bunk beds shall be safe and sturdy. Bunk beds shall be equipped with safety rails on the upper tier for a child under the age of ten or for any child whose physical, mental, or emotional condition indicates the need for such protection. Beds shall not be bunked higher than two tiers.

6. A licensed out-of-home caregiver shall provide each foster child with clean linens. A foster child shall not be required to sleep on linens soiled by urine or excrement. Waterproof mattress covers should be provided for all beds and cribs of children experiencing enuresis or encopresis. Plastic garbage bags must not be used as mattress covers.

7. Children of any age shall not sleep on a living room sofa, cot, or foldaway bed except in extenuating circumstances.

8. The entry to the foster child's bedroom shall not be located to require the foster child to pass through another bedroom or bathroom in order to enter his or her bedroom.

9. Children may never share a bed with an adult, regardless of age.

10. Children may not share a bed.

11. Children over 36 months of age may not share a bedroom with a child of the opposite sex.

12. Children over the age of twelve months shall not share a bedroom with an adult. The only exception to this would be if one of the children sharing a bedroom reaches his or her eighteenth birthday and the out-of-home caregiver and the supervising agency approve this sleeping arrangement. This exception applies only to the circumstances described above and not to any new placements in the home.

13. Infants twelve months of age or younger may share a bedroom with an adult provided the infant sleeps in his or her own crib.

14. Children over the age of twelve months may share a bedroom with an adult when it is deemed medically necessary. A doctor's note shall be placed in the licensing file of the department and the supervising agency.

(h) Foster Home Safety.

1. The licensed out-of-home caregiver shall make every effort to identify and immediately correct any hazard to the safety of foster children while in the home or while being transported.

2. All poisonous chemicals shall be in a locked location. Hooks, child safety latches, and other baby proof devices do not qualify as locked storage for poisonous chemicals. Cleaning materials shall be made inaccessible to children.

3. Each foster family home shall have a first aid kit available and accessible to all caregivers.

4. All medications shall be stored in a location that is locked and inaccessible to children. Hooks, child safety latches and other baby proof devices do not qualify as locked storage for medications.

5. Alcoholic beverages shall be stored in a location out of reach to children.

6. Dangerous weapons shall be secured in a location inaccessible to children. Storage of guns shall comply with the requirements in Section 790.174, F.S. Weapons and ammunition shall be locked and stored separately and in a place inaccessible to children.

7. Animals requiring vaccinations shall be current in all vaccinations. All animals shall be well cared for and maintained. The foster family home shall have a secure method to restrict children's access to potentially dangerous animals.

(i) Fire Safety.

1. The home shall be safe from fire hazards. All combustible items shall be stored away from sources of heat. Exits, stairways and hallways shall be free of obstacles that would hamper an emergency evacuation. The home shall have at least two exits. All doors with locks shall be capable of being opened from the inside.

2. All equipment such as heating and cooling units, washers, dryers, refrigeration systems, stoves, and hoods shall be properly installed, vented and maintained.

3. Each bedroom shall have two means of exit in case of emergency. Bedrooms above ground level must have a means of escape that will allow for safe exit. If the home is equipped with burglar bars, the caregiver shall demonstrate that the burglar bars can be released to allow exit. A key placed near a window does not qualify as an approved emergency release method. Age appropriate training on opening of the burglar bars shall be provided to each child upon placement.

4. The licensed out-of-home caregiver shall have an evacuation plan posted in a conspicuous place in the home. The plan shall specifically provide for the safe exit of children who are incapable of understanding the plan or participating in drills. This plan should be shared with all children as appropriate to their age and level of understanding upon placement in the home.

5. Fire drills shall be conducted a minimum of two times a year. The licensed out-of-home caregiver shall maintain a log of fire drills conducted, including the date, beginning and ending time, specific location, and participants' names.

6. Each floor in the home shall have a fully charged, unexpired 2A10BC fire extinguisher. One of the fire extinguishers shall be adjacent to the kitchen. There shall also be at least one operating smoke alarm on each floor. There shall be a smoke alarm in each bedroom area.

7. The home shall not be heated by un-vented gas fired space heaters or oil heaters unless they are equipped with an oxygen depletion sensor and the home has a carbon monoxide alarm. All gas-fired devices shall be equipped with an automatic pilot gas shut-off control. All electrical wiring shall meet required building codes.

8. All fireplaces, space heaters, steam radiators, and hot surfaces shall be shielded against accidental contact. Access by children under six years of age shall be restricted by a barrier.

9. Extension cords shall not extend from one room to another with the exception of situations involving emergency loss of power due to a natural or manmade disaster. Multiple electric outlet adapters shall not be used for more than two extensions at one time.

10. Volatile materials shall not be stored where water heaters are located or near other sources of heat. Attic space shall not be used for the storage of volatile materials.

(j) Transportation Safety.

1. The licensed out-of-home caregiver shall have transportation available twenty-four hours a day. All vehicles used to transport children shall be in safe condition, in compliance with applicable motor vehicle laws of the state, and equipped with seat belts and approved car seats for children as required under Section 316.613(1)(a), F.S. Vehicles shall be smoke-free when foster children are being transported. The licensed out-of-home caregiver shall have the ability to safely transport the number of children in his or her care.

2. The licensed out-of-home caregiver shall have all vehicles insured. The licensed out-of-home caregiver shall not allow foster children to be transported by any person not possessing a valid driver's license or auto insurance.

3. The licensed out-of-home caregiver shall not have driving violations less than five years old on file with the Department of Motor Vehicles, which relate to driving under the influence of alcohol or drugs. A copy of the licensed out-of-home caregiver's driving record shall be provided to the licensing authority at the time of initial licensure and at each re-licensure.

4. The licensed out-of-home caregiver shall not transport foster children in vehicles such as truck beds, motorcycles, or any other high-risk method of transportation. The licensed out-of-home caregiver shall not transport children on his or her lap.

(k) Disaster Plans.

1. Each licensed out-of-home caregiver shall make a written plan for evacuation in the event of a natural or man made disaster. The plan shall be kept up to date.

2. The plan shall include where the family intends to go and information as to how the family may be reached and must be shared with the supervising agency.

Rulemaking Specific Authority 409.175 FS. Law Implemented 409.175 FS. History—New 4-6-08, Amended 2-16-10.

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: February 16, 2010

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF LAW ENFORCEMENT

NOTICE IS HEREBY GIVEN THAT on February 12, 2010, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of paragraph 11B-27.00213(4)(b), F.A.C., from Angelo Rainey. The Petitioner wishes to waive that portion of the rule requiring those who have failed to complete a temporary employment authorization to wait four years before beginning a new temporary employment authorization. Petitioner contends that the application of the rule to his situation would violate the principles of fairness because it would affect him in a manner different from the way that it affects other similarly situated persons who are subject to the rule.

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, (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 December 23, 2009, the St. Johns River Water Management District's Governing Board has issued an order.

The District granted a variance under Section 120.542, F.S. (SJRWMD FOR #2008-123), to Calvary Chapel of Melbourne, Inc. (Petitioner). The Petition for Variance was received by SJRWMD on September 10, 2009. Notice of receipt of the petition requesting the variance was published in the Florida Administrative Weekly, Vol. 35, No. 44 on November 6, 2009. No public comment was received. This order provides a temporary variance from subparagraph 40C-41.063(1)(c)1., Florida Administrative Code and Section 11.1.3 of the Applicant's Handbook: Management and Storage of Surface Waters (February 1, 2005). These rules provide in pertinent part that a surface water management system may not result in an increase in the amount of water being diverted from the Upper St. Johns River Hydrologic Basin to intercoastal receiving waters. Generally, the Order sets forth the basis of

the Governing Board's decision to grant the variance as follows: 1) requiring Petitioner to comply with these rules onsite would create a technological hardship, and 2) Petitioner's financial contribution to the C-1 Rediversion Project or an Alternative Rediversion Project will accomplish the purpose of Chapter 373, Florida Statutes, to prevent harm to the water resources, by facilitating the project's implementation. The C-1 Rediversion Project is a restoration project designed to allow water that would be diverted from the St. Johns River to coastal receiving waters by the Melbourne-Tillman Water Control District canal system to drain once again to the St. Johns River.

A copy of the Order may be obtained by contacting: Gail L. Hankinson, Assistant General Counsel, Office of General Counsel, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177-2529, (386)329-4391.

NOTICE IS HEREBY GIVEN THAT on February 5, 2010, the Southwest Florida Water Management District, received a petition for rule waiver from Crystal Bay at Kingsway Condominium Association, Inc. Crystal Bay at Kingsway Way Condominium Association, Inc., seeks a waiver of Section 6.4.1 of the Basis of Review for Environmental Resource Permit Applications incorporated by reference into the District's rules by way of subsection 40D-4.091(1), F.A.C. Said section lists the dimensional criteria that are acceptable to the District for retention and detention areas utilized for surface water management systems and related protection measures for public safety. The petitioner requests a variance from the public safety requirement that a six foot (6') chain link fence or other protection sufficient to prevent accidental incursion into the retention or detention area be installed due to economic/financial hardship and violation of principles of fairness.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Cathleen C. Kenney, Staff Attorney, Southwest Florida Water Management District, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211. Any interested person or other agency may submit written comments on the petition within 14 days of the date this notice is published.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT on February 11, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That order granted a variance to: Matt Paradiso, Ft. Myers News-Press, Ft. Myers, FL, to not comply with Rule 3.11.1(a)(2), ASME A17.3, 1996 edition until November 31, 2012 (VW 2010-015).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on February 11, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That order granted a variance to: John P. Caparosa, Inlet Harbor Club, Boynton Beach, FL, to not comply with Rules 3.11.3, 2.7.4, 3.10.4(t) and 3.3.2, ASME A17.3, 1996 edition until July 1, 2011 (VW 2009-681).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on February 2, 2010, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for a Routine Variance for Paragraph 61C-4.010(6), (7), Florida Administrative Code, from Black Fig, Tallahassee, FL. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom be provided for use by customers. They are requesting to utilize bathrooms located within another business in the same mall within 3900 feet for customer use only.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Lydia.Gonzalez@dbpr.state.fl.us, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

NOTICE IS HEREBY GIVEN THAT on February 12, 2010, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for Section 509.221(1)(b), Florida Statutes, subsection 61C-1.004(1), paragraph 61C-1.004(1)(d), Florida Administrative Code, and Paragraph 5-202.11(A), 2001 FDA Food Code from Frozeberry, Orlando, FL. The above referenced F.A.C. addresses the requirement that each establishment discharge sewage into an approved collection system and have an approved plumbing system installed. They are requesting to utilize holding tanks to provide potable water and to collect waste water.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Lydia.Gonzalez@dbpr.state.fl.us, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

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

NOTICE IS HEREBY GIVEN THAT on February 5, 2010, the Board of Dentistry, received a petition for variance or waiver from Edwin A. Bayo, Esq. on behalf of Laura Hernandez, D.D.S., seeking a variance or waiver of paragraph 64B5-2.013(3)(i), F.A.C., which states: "As provided in Section 466.006(4)(b)3., F.S., if an applicant fails to pass the Practical or Clinical Examination in three (3) attempts, the applicant shall not be eligible for reexamination unless she or he completes additional educational requirements.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sue Foster, Executive Director, at the above address or telephone (850)245-4474.

NOTICE IS HEREBY GIVEN THAT on February 16, 2010, the Board of Medicine, received a petition for waiver or variance filed by Salvatore M. Lاراia, M.D., from subsection 64B8-4.009(5), F.A.C., with regard to the requirement for submission of documentation of medical education directly from Petitioner's medical school. Comments on this petition should be filed with: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Larry McPherson, Jr., Executive Director, Board of Medicine, at the above address, or telephone (850)245-4131.

NOTICE IS HEREBY GIVEN THAT on February 10, 2010, the Department of Health, Bureau of Radiation Control, received a petition for Digirad Imaging Solutions, Inc. The petitioner is seeking a variance of Rule 64E-5.614, F.A.C., which requires a medical use licensee authorized to administer radiopharmaceuticals to possess a dose calibrator and use it to measure the amount of activity administered to each patient or human research submit. The petitioner is also seeking a variance of Rule 64E-5.616, F.A.C., which requires a medical use licensee to determine by assay or direct measurement within 30 minutes before each radiopharmaceutical dosage and record the activity of each dosage before medical use.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Paul E. Vause, Jr., Environmental Administrator, Bureau of Radiation Control, Radioactive Materials Program, Bin #C21, 4052 Bald Cypress Way,

Tallahassee, FL 32399-1741, (850)245-4545. Comments on this petition should be filed with the Bureau of Radiation Control within 14 days of this notice.

NOTICE IS HEREBY GIVEN THAT on February 10, 2010, the Department of Health has issued an order.

The order was issued in response to a petition for a variance filed on September 9, 2009, by Daniel Hernandez, Esq., representing Infiltrator Systems, Inc., regarding the "Infiltrator Quick4 Equalizer 36 LP Chamber". Petitioner sought a variance from subsection 64E-6.009(7), Florida Administrative Code, which requires innovative system testing to be completed before alternative system component and design approval is granted and that the request for approval include the results of the innovative testing. Notice of the petition was published in the September 25, 2009, 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 32399-1703.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE IS HEREBY GIVEN THAT on January 21, 2010, the Department of Children and Families, received a petition for waiver of subsection 65C-15.017(3), Florida Administrative Code, from Directions For Mental Health Inc., and Kristina Weston, assigned Case No.: 10-002W. Subsection 65C-15.017(3), F.A.C., require agency staff responsible for performing casework services shall have a bachelor's or master's degree in social work or related area of study from an accredited college or university.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 1317 Winewood Blvd., Bldg. 2, Room 204, Tallahassee, FL 32299-0700.

NOTICE IS HEREBY GIVEN THAT on January 21, 2010, the Department of Children and Families, received a petition for waiver of subsection 65C-15.017(3), Florida Administrative Code, from Directions For Mental Health, Inc. and Courtney Barry, assigned Case No.: 10-003W. Subsection

65C-15.017(3), F.A.C., require agency staff responsible for performing casework services shall have a bachelor's or master's degree in social work or related area of study from an accredited college or university.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 1317 Winewood Blvd., Bldg. 2 Room 204, Tallahassee, FL 32399-0700.

NOTICE IS HEREBY GIVEN THAT on January 21, 2010, the Department of Children and Families, received a petition for waiver of subsection 65C-15.017(3), Florida Administrative Code, from Directions For Mental Health, Inc. and Nathan Scott, assigned Case No.: 10-007W. Subsection 65C-15.017(3), F.A.C., require agency staff responsible for performing casework services shall have a bachelor's or master's degree in social work or related area of study from an accredited college or university.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 1317 Winewood Blvd., Bldg. 2, Room 204, Tallahassee, FL 32399-0700.

NOTICE IS HEREBY GIVEN THAT on January 21, 2010, the Department of Children and Families, received a petition for waiver of subsection 65C-15.017(3), Florida Administrative Code, from Directions For Mental Health, Inc. and Kirsten Sutton, assigned Case No.: 10-008W. Subsection 65C-15.017(3), F.A.C., require agency staff responsible for performing casework services shall have a bachelor's or master's degree in social work or related area of study from an accredited college or university.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Department of Children and Families, 1317 Winewood Blvd., Bldg. 2, Room 204, Tallahassee, FL 32399-0700.

NOTICE IS HEREBY GIVEN THAT on January 21, 2010, the Department of Children and Families, received a petition for waiver of subsection 65C-15.017(3), Florida Administrative Code, from Directions For Mental Health, Inc. and Sarah Marissa Racioppi Miller, assigned Case No.: 10-009W. Subsection 65C-15.017(3), F.A.C., require agency staff responsible for performing casework services shall have a bachelor's or master's degree in social work or related area of study from an accredited college or university.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 1317 Winewood Blvd., Bldg. 2, Room 204, Tallahassee, FL 32399-0700.

NOTICE IS HEREBY GIVEN THAT on January 21, 2010, the Department of Children and Families, received a petition for waiver of subsection 65C-15.017(3), Florida Administrative Code, from Directions For Mental Health, Inc. and Toni Denise Lamar, assigned Case No.: 10-010W. Subsection 65C-15.017(3), F.A.C., require agency staff responsible for performing casework services shall have a bachelor's or master's degree in social work or related area of study from an accredited college or university.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 1317 Winewood Blvd., Bldg. 2, Room 204, Tallahassee, FL 32399-0700.

NOTICE IS HEREBY GIVEN THAT on January 21, 2010, the Department of Children and Families, received a petition for subsection 65C-15.017(3), Florida Administrative Code, from Directions For Mental Health Inc., and Angela Lee Arten. Subsection 65C-15.017(3), F.A.C., require agency staff responsible for performing casework services shall have a bachelor's or master's degree in social work or related area of study from an accredited college or university.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 1317 Winewood Blvd., Bldg. 2, Room 204, Tallahassee, FL 32399-0700.

FLORIDA HOUSING FINANCE CORPORATION

NOTICE IS HEREBY GIVEN THAT on January 22, 2010, the Florida Housing Finance Corporation has issued an order.

NAME OF THE PETITIONER: CREATIVE CHOICE HOMES XXVIII, LTD

DATE PETITION WAS FILED: December 21, 2009

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Chapter 67-48, Florida Administrative Code.

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: January 22, 2010.

THE GENERAL BASIS FOR THE DECISION: The petition was withdrawn.

A copy of the Order may be obtained by contacting: Della Harrell, Corporation Clerk at (850)488-4197 or e-mail: Della.Harrell@floridahousing.org.

NOTICE IS HEREBY GIVEN THAT on January 22, 2010, the Florida Housing Finance Corporation has issued an order.

NAME OF THE PETITIONER: CREATIVE CHOICE HOMES XXIX, LTD

DATE PETITION WAS FILED: December 21, 2009

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Chapter 67-48, Florida Administrative Code.

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: January 22, 2010.

THE GENERAL BASIS FOR THE DECISION: The petition was withdrawn.

A copy of the Order may be obtained by contacting: Della Harrell, Corporation Clerk at (850)488-4197 or e-mail: Della.Harrell@floridahousing.org.

NOTICE IS HEREBY GIVEN THAT on January 22, 2010, the Florida Housing Finance Corporation has issued an order.

NAME OF THE PETITIONER: MBCDC: VILLA MARIA, LLC

DATE PETITION WAS FILED: December 3, 2009

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Subsection 67-40.020(1), Florida Administrative Code.

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: Florida Administrative Weekly, December 18, 2009, Vol. 35, No.50

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: January 22, 2010.

THE GENERAL BASIS FOR THE DECISION: The purpose of the underlying statute is to make loans to Eligible Housing Providers and Eligible Home Buyers for the construction of affordable housing. The waiver will further this purpose.

A copy of the Order may be obtained by contacting: Della Harrell, Corporation Clerk at (850)488-4197 or e-mail: Della.Harrell@floridahousing.org.

NOTICE IS HEREBY GIVEN THAT on January 22, 2010, the Florida Housing Finance Corporation has issued an order.

NAME OF THE PETITIONER: North Central Heights, LLC

DATE PETITION WAS FILED: November 19, 2009

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Paragraph 67-48.0072(4)(c), Florida Administrative Code.

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: Florida Administrative Weekly, December 4, 2009, Vol. 35, No. 48

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: January 22, 2010.

THE GENERAL BASIS FOR THE DECISION: The purpose of the underlying statute is to make loans to Eligible Housing Providers and Eligible Home Buyers for the construction of affordable housing. The waiver will further this purpose.

A copy of the Order may be obtained by contacting: Della Harrell, Corporation Clerk at (850)488-4197 or e-mail: Della.Harrell@floridahousing.org.

NOTICE IS HEREBY GIVEN THAT on February 15, 2010, the Florida Housing Finance Corporation, received a petition for Emergency Waiver of Certain Set-Aside Requirements Contained in Application Instructions Adopted by Rule 67-21.003, F.A.C., from Summit Housing Partners, LLC. The petition is seeking a permanent waiver to certain set-aside requirements contained in Application Instructions adopted by Rule 67-21.003, F.A.C.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Della Harrell, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. The Petition has also been posted on Florida Housing's website: 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.

Section VI

Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

The **Division of Historical Resources**, Bureau of Historic Preservation announces a workshop to which all persons are invited.

DATE AND TIME: March 1, 2010, 2:00 p.m. – 3:00 p.m.

PLACE: Webinar via Webex

GENERAL SUBJECT MATTER TO BE CONSIDERED: Webinar will introduce 2010 Small Matching Grant Panelists to the Online Application Review System, give them information about the review process, and answer questions.

A copy of the agenda may be obtained by contacting: Historic Preservation Grants Staff by phone 1(800)847-PAST or (850)245-6333, by Fax (850)245-6437, by mail: Bureau of Historic Preservation, R. A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250 or by email: bhpgiants@flheritage.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 24 hours before the workshop/meeting by contacting: Lynnsey Weissenberger (see contact information 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).

For more information, you may contact: Lynnsey Weissenberger (see contact information above).

The **National Register Review Board** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 24, 2010, 1:00 p.m. – conclusion

PLACE: R. A. Gray Building, 500 S. Bronough St., Room 307, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting to review National Register nominations.

A copy of the agenda may be obtained by contacting: Pam Stanley at (850)245-6302.

Pursuant to the provisions of 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: Pam Stanley at (850)245-6302. If you are 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: Pam Stanley at (850)245-6302.

The **Division of Historical Resources**, Bureau of Historic Preservation, Florida Folklife Council announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 25, 2010, 9:00 a.m.

PLACE: R. A. Gray Building, First Floor, Gallery for Innovation & the Arts, Tallahassee, Florida 32399-0250

GENERAL SUBJECT MATTER TO BE CONSIDERED: To advise and assist the Division of Historical Resources and the state folklorist with respect to folk arts, Folklife, and the goals of the Florida Folklife Program, and to elect new officers for the coming year.

A copy of the agenda may be obtained by contacting: Susanne Hunt of the Bureau of Historic Preservation at (850)245-6333 or email: shunt@dos.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: Susanne Hunt at (850)245-6333 or email: shunt@dos.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Susanne Hunt at (850)245-6333 or email: shunt@dos.state.fl.us.

The **Florida Historical Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 25, 2010, 9:00 a.m. – conclusion

PLACE: R. A. Gray Building, 500 S. Bronough St., Room 307, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business meeting.

A copy of the agenda may be obtained by contacting: Pam Stanley at (850)245-6302.

Pursuant to the provisions of 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: Pam Stanley at (850)245-6302. If you are 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: Pam Stanley at (850)245-6302.

The **Division of Library and Information Services** announces an additional public hearing to which all persons are invited.

DATE AND TIME: Friday, March 5, 2010, 10:00 a.m.

PLACE: R. A. Gray Building, 1st Floor, Archives Conference Room, 500 South Bronough Street, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: An additional hearing will be held on proposed Rule 1B-2.011, F.A.C., Library Grant Programs, published in Vol. 35, No. 51, December 24, 2009 issue of the Florida Administrative Weekly.

A copy of the agenda may be obtained by contacting: Marian Deeney, R. A. Gray Building, 500 South Bronough Street, Tallahassee, FL 32399, (850)245-6620 or email: mdeeney@dos.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: Marian Deeney, R. A. Gray Building, 500 South Bronough Street, Tallahassee, FL 32399, (850)245-6620 or email: mdeeney@dos.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 Department 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: Marian Deeney, R. A. Gray Building, 500 South Bronough Street, Tallahassee, FL 32399, (850)245-6620 or email: mdeeney@dos.state.fl.us.

DEPARTMENT OF LEGAL AFFAIRS

The Florida **Commission on the Status of Women** announces a telephone conference call to which all persons are invited.

DATE AND TIME: February 17, 2010, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Women's Hall of Fame Committee.

DATE AND TIME: February 18, 2010, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Executive Committee.

DATE AND TIME: February 18, 2010, 11:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Full Commission Meeting.

DATE AND TIME: February 25, 2010, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Outreach Task Force.

NOTE: In the absence of quorum, items on this agenda will be discussed as workshop, and notes will be recorded although no formal action will be taken. If you have any questions, please call (850)414-3300.

A copy of the agenda may be obtained by contacting: Florida Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax: (850)921-4131.

Pursuant to the provisions of 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: Florida Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax: (850)921-4131. If you are 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 Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax: (850)921-4131.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The **Animal Industry Technical Council (AITC)** announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 11, 2010, 1:00 p.m. – 4:00 p.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4100956#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Animal Industry Technical Council (AITC) will hold its quarterly meeting by teleconference.

For more information, please call: Anne Vuxton at (850)410-0914.

A copy of the agenda may be obtained by contacting: Anne Vuxton at (850)410-0914.

Pursuant to the provisions of 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: Anne Vuxton at (850)410-0914. If you are 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 Agriculture and Consumer Services** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Monday, March 22, 2010, 10:00 a.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4102667#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Consumers' Council will be meeting to discuss proposed legislation for the 2010 Florida session addressing issues of interest to consumers; and issues to advise and assist the department.

A copy of the agenda may be obtained by contacting: LuAnn F. Stiles, Director, Division of Consumer Services, 2005 Apalachee Parkway, Tallahassee, Florida 32399-6500, (850)922-2966.

Pursuant to the provisions of 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: LuAnn F. Stiles at (850)922-2966. If you are 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 **Clam Industry Task Force** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 17, 2010, 10:00 a.m.

PLACE: Division of Aquaculture Conference Room, 1203 Governor's Square Blvd., 5th Floor, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss issues affecting the Florida clam industry.

A copy of the agenda may be obtained by contacting: Mark Berrigan at (850)488-5471.

Pursuant to the provisions of 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: Anne Cerwin at (850)488-5471. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Mark Berrigan or Anne Cerwin at (850)488-5471.

DEPARTMENT OF EDUCATION

The Florida **Department of Education** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 10, 2010, 1:00 p.m. – 3:00 p.m.

PLACE: Workforce Plus – Leon, Town South Plaza, 2525 South Monroe Street, Suite 3A, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: The State Apprenticeship Advisory Council will hold a meeting to discuss general items relating to apprenticeship in Florida. The agenda includes follow-up actions from previous Council meetings on subjects of committee structure, assignments and responsibilities. The program will include an apprenticeship update relative to apprentices and programs registered in Florida.

A copy of the agenda may be obtained by contacting: Juanita Warren at (850)245-0454 or e-mail: Mrs. Warren at Juanita.Warren@fldoe.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Juanita Warren at (850)245-0454 or e-mail: Mrs. Warren at Juanita.Warren@fldoe.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The Florida **Department of Education**, Office of Independent Education and Parental Choice announces a workshop to which all persons are invited.

DATE AND TIME: March 5, 2010, 9:00 a.m. – 4:00 p.m.

PLACE: Nova Southeastern University, 4850 Millenia Blvd., Room 335, Orlando, Florida 32839

GENERAL SUBJECT MATTER TO BE CONSIDERED: To convene a workgroup of charter school stakeholders to develop recommendations for a model charter school contract.

A copy of the agenda may be obtained by contacting: Florida Department of Education, Attn.: Jacqueline Hitchcock, 325 West Gaines Street, Suite 522, Tallahassee, Florida 32399-0400, (850)245-0861.

Pursuant to the provisions of 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 Education, Attn.: Jacqueline Hitchcock, 325 West Gaines Street, Suite 522, Tallahassee, Florida 32399-0400, (850)245-0861. If you are 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 Education, Attn.: Jacqueline Hitchcock, 325 West Gaines Street, Suite 522, Tallahassee, Florida 32399-0400, (850)245-0861.

The Board of Trustees of the **Florida School for the Deaf and the Blind** announces a public meeting to which all persons are invited.

DATE AND TIME: Saturday, March 13, 2010, 9:00 a.m.

PLACE: Center for Leadership Development, Moore Hall, FSDB Campus

GENERAL SUBJECT MATTER TO BE CONSIDERED: Matters pertaining to the Florida School for the Deaf and the Blind.

A copy of the agenda may be obtained by contacting: L. Daniel Hutto, President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084-2799, (904)827-2210.

Pursuant to the provisions of 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: L. Daniel Hutto at (904)827-2210. If you are 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: L. Daniel Hutto, President, at the afore mentioned address.

DEPARTMENT OF COMMUNITY AFFAIRS

The **Department of Community Affairs**, “the Department” announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 5, 2010, 1:00 p.m.

PLACE: Meetings to be conducted using Communications Media Technology, specifically Conference Call: 1(888)808-6959, Conference Code: 1967168#. Kelly Training Room, 3rd Floor, 2555 Shumard Oak Boulevard, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discuss proposed changes to the Florida Building Code, legislative issues, and general subject matters.

A copy of the agenda may be obtained by contacting: Robert Lorenzo, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824.

Pursuant to the provisions of 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: Robert Lorenzo, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824 or

Fax (850)414-8436. If you are 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: Robert Lorenzo, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824 or Fax (850)414-8436, Website: www.floridabuilding.org.

The **Florida Building Commission**, "the Commission" announces a telephone conference call to which all persons are invited.

DATES AND TIME: March 8, 2010; March 15, 2010; March 29, 2010; April 12, 2010; April 19, 2010; April 26, 2010, 10:00 a.m. – until Completion

PLACE: Meetings to be conducted using Communications Media Technology, specifically Conference Call: 1(888)808-6959, Conference Code: 1967168#. Public point of access: Room 210L, 2555 Shumard Oak Boulevard, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Legislative updates and other old and new business approved by the Commission Chair.

A copy of the agenda may be obtained by contacting: Mr. Rick Dixon, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824 or Fax (850)414-8436. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Mr. Rick Dixon, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs,

2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824 or Fax (850)414-8436, Website: www.floridabuilding.org.

DEPARTMENT OF REVENUE

The **Department of Revenue** announces a public hearing to which all persons are invited.

DATE AND TIME: March 9, 2010, during a regular meeting of the Governor and Cabinet, 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 the rules listed below. These proposed rule amendments were noticed in the December 31, 2009 (Vol. 35, No. 52, pp. 6720-6733), Florida Administrative Weekly.

- Rule 12-3.007, F.A.C. (Delegation of Authority) – General; Procedure.
- Rule 12-13.009, F.A.C. (Closing Agreements) – Compromise and Settlement
- Rule 12A-1.005, F.A.C. (Admissions), Rule 12A-1.085, F.A.C. (Exemption for Qualified Production Companies), and Rule 12A-1.097, F.A.C. (Public Use Forms), as corrected in the Florida Administrative Weekly on January 29, 2010 (Vol. 36, No. 4, p. 496) – Sales and Use Tax.
- Rule 12B-8.001, F.A.C. (Premium Tax; Rate and Computation) – Insurance Premium Taxes, Fees and Surcharges.
- Rule 12C-1.0221, F.A.C. (Returns, Notices, and Elections; Signing and Verification) – Corporate Income Tax.
- Rule 12C-1.0186, F.A.C. (Credit for Florida Alternative Minimum Tax), Rule 12C-1.0187, F.A.C. (Credits for Contributions to Nonprofit Scholarship Funding Organizations), and Rule 12C-1.051, F.A.C. (Forms) – Corporate Income Tax.
- Rule 12C-1.0191, F.A.C. (Capital Investment Tax Credit Program), Rule 12C-1.0192, F.A.C. (Renewable Energy Technologies Investment Tax Credit), Rule 12C-1.0193, F.A.C. (Florida Renewable Energy Production Credit), and Rule 12C-1.051, F.A.C. (Forms) – Corporate Income Tax.

A Notice of Change to Rule 12C-1.051, F.A.C. (Forms), published in the February 12, 2010 (Vol. 36, No. 6, p. 725), Florida Administrative Weekly.

A copy of the agenda and the meeting materials may be obtained by going to the Department's Internet site at <http://dor.myflorida.com/dor/rules> or by contacting Larry Green at (850)922-4830.

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the 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 **Department of Revenue** announces a public meeting to which all persons are invited.

DATE AND TIME: March 9, 2010, during a regular meeting of the Governor and Cabinet, 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval to publish Notices of Proposed Rule for the following rule sections.

- Rule 12-19.005, F.A.C. (Confidentiality of Reports; Disclosure of Information) – Reports of Large Currency Transactions.
- Rule 12A-1.060, F.A.C. (Registration) – Sales and Use Tax.
- Rule 12A-1.002, F.A.C. (Practitioners of the Healing Arts) – Sales and Use Tax.
- Rule 12A-1.015, F.A.C. (Industrial Gases) – Sales and Use Tax.
- Rule 12A-1.020, F.A.C. (Licensed Practitioners; Drugs, Medical Products and Supplies) – Sales and Use Tax.
- Rule 12A-1.021, F.A.C. (Prosthetic and Orthopedic Appliances) – Sales and Use Tax.
- Rule 12A-1.0215, F.A.C. (Veterinary Sales and Services) – Sales and Use Tax.
- Rule 12A-1.097, F.A.C. (Public Use Forms) – Sales and Use Tax.

A copy of the agenda and the meeting materials may be obtained by going to the Department's Internet site at <http://dor.myflorida.com/dor/rules> or by contacting Larry Green at (850)922-4830.

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the 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).

DEPARTMENT OF TRANSPORTATION

The **Department of Transportation**, District One announces a hearing to which all persons are invited.

DATE AND TIMES: Tuesday, March 23, 2010, Open House, 6:00 p.m.; Public Hearing, 7:00 p.m.

PLACE: George Mullen Activity Center, 4956 City Center Boulevard, North Port, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This hearing is being held to allow persons an opportunity to express their views concerning the location, conceptual design,

and social, economic and environmental impacts of the Project Development and Environment Study for U.S. 41 from Enterprise Drive to South Sumter Boulevard in Charlotte and Sarasota Counties; Financial Project ID 422710-1-22-01. The proposed improvements to U.S. 41 consist of upgrading the existing four-lane roadway to a six-lane divided roadway from Enterprise Drive to South Sumter Boulevard.

A copy of the agenda may be obtained by contacting Mr. Aaron Kaster, Project Manager, FDOT District One Office, P. O. Box 1249, Bartow, FL 33831.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing is asked to advise the agency at least 7 days before the hearing by contacting: Mr. Kaster at (863)519-2495 or by writing to the address 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).

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

The **Department of Highway Safety and Motor Vehicles** announces a public meeting to which all persons are invited.

DATE AND TIME: March 9, 2010, 9:00 a.m.

PLACE: Governor and Cabinet Meeting Room, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose is to repeal Rules 15C-4.001 through 15C-4.009, F.A.C., Private Recreational Vehicle Inspections, because they are obsolete. The rules will be presented to the Governor and Cabinet for approval.

A copy of the agenda may be obtained by contacting: Rachel Goodson, Office of Cabinet Affairs, Executive Office of the Governor, Tallahassee, FL, (850)488-5152.

The **Department of Highway Safety and Motor Vehicles** announces a public meeting to which all persons are invited.

DATE AND TIME: March 9, 2010, 9:00 a.m.

PLACE: Governor and Cabinet Meeting Room, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose is to repeal Rules 15C-6.001 through 15C-6.007, F.A.C., Motor Vehicle Emissions Inspection, because they are obsolete. The rules will be presented to the Governor and Cabinet for approval.

A copy of the agenda may be obtained by contacting: Rachel Goodson, Office of Cabinet Affairs, Executive Office of the Governor, Tallahassee, FL, (850)488-5152.

The **Department of Highway Safety and Motor Vehicles** announces a public meeting to which all persons are invited.

DATE AND TIME: March 10, 2010, 9:00 a.m.

PLACE: Governor and Cabinet Meeting Room, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose is to repeal Rules 15C-5.001 through 15C-5.012, F.A.C., Motor Vehicle Inspection, because they are obsolete. The rules will be presented to the Governor and Cabinet for approval.

A copy of the agenda may be obtained by contacting: Rachel Goodson, Office of Cabinet Affairs, Executive Office of the Governor, Tallahassee, FL, (850)488-5152.

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 **State Board of Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: March 5, 2010, 2:00 p.m.

PLACE: The Hermitage Centre, 1801 Hermitage Blvd., Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business of the Audit Committee.

A copy of the agenda may be obtained by contacting: Loveleen Verma, SBA, 1801 Hermitage Blvd., Suite 100, Tallahassee, FL 32308.

Pursuant to the provisions of 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: James Linn. If you are 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 **Participant Local Government Advisory Council (PLGAC)** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 17, 2010, 11:00 a.m. – 1:00 p.m.

PLACE: Raymond O. Shelton School Administrative Center, 2nd Floor, Staff Conference Room, 901 East Kennedy Boulevard, Tampa, Florida 33602

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled meeting of the Participant Local Government Advisory Council (PLGAC). The PLGAC is a six-member advisory council, which reviews the administration of the Local Government Investment Pool Trust

Fund (aka Florida PRIME) and makes recommendations regarding such administration to the Trustees. The Council operates under Section 218.409(10)(a), Florida Statutes.

A copy of the agenda may be obtained by contacting: Diane Bruce, State Board of Administration of Florida at (850)413-1253 or diane.bruce@sbafla.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: James Linn at (850)413-1166. If you are 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 public meeting to which all persons are invited.

DATE AND TIME: March 18, 2010, 9:00 a.m. – 1:00 p.m. (ET)

PLACE: Room 116 (Hermitage Conference Room), 1801 Hermitage Boulevard, Tallahassee, FL 32308. Conference Call: 1(888)808-6959, Conference Code: 4765251363#

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Advisory Council to the Florida Hurricane Catastrophe Fund to obtain approval for the premium formula for the 2010 Contract Year, to obtain approval to file Rule 19-8.028, F.A.C. (Reimbursement Premium Formula) for Notice of Proposed Rulemaking and to file this rule for adoption if no member of the public timely requests a rule hearing. In addition, other general business of the Council may be addressed.

A copy of the agenda may be obtained by contacting: Tracy Allen, Florida Hurricane Catastrophe Fund, P. O. Drawer 13300, Tallahassee, FL 32317-3300, tracy.allen@sbafla.com, (850)413-1341.

Pursuant to the provisions of 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: Tracy Allen at the email or number 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 telephone conference call to which all persons are invited.

DATE AND TIME: March 25, 2010, 10:00 a.m. – 12:00 Noon (ET)

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4765251363#

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Advisory Council to the Florida Hurricane Catastrophe Fund to obtain approval for the premium formula for the 2010 Contract Year, to obtain approval to file Rule 19-8.028, F.A.C. (Reimbursement Premium Formula) for Notice of Proposed Rulemaking and to file this rule for adoption if no member of the public timely requests a rule hearing. In addition, other general business of the Council may be addressed. This meeting will be held only if it is determined to be necessary during the meeting on March 18, 2010.

A copy of the agenda may be obtained by contacting: Tracy Allen, Florida Hurricane Catastrophe Fund, P. O. Drawer 13300, Tallahassee, FL 32317-3300, tracy.allen@sbafla.com, (850)413-1341.

Pursuant to the provisions of 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: Tracy Allen at the email or number 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).

PUBLIC SERVICE COMMISSION

The Florida **Public Service Commission** announces its regularly scheduled conference to which all interested persons are invited.

DATE AND TIME: March 16, 2010, 9:30 a.m.

PLACE: Betty Easley Conference Center, Joseph P. Cresse Hearing Room 148, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider those matters ready for decision.

LEGAL AUTHORITY AND JURISDICTION: Chapters 120, 350, 364, 366 and 367, F.S.

Persons who may be affected by Commission action on certain items on the conference agenda may be allowed to address the Commission, either informally or by oral argument, when those items are taken up for discussion at the conference, pursuant to Rules 25-22.0021 and 25-22.0022, F.A.C.

A copy of the agenda may be obtained by any person who requests a copy and pays the reasonable cost of the copy (\$1.00, see Copying Charges for Commission Records), by contacting: Office of Commission Clerk at (850)413-6770 or writing: Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850. The agenda and recommendations are also accessible on the PSC Website: <http://www.floridapsc.com> at no charge.

Persons deciding to appeal any decisions made by the Commission with respect to any matter considered at this conference will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and

evidence upon which appeal is based. In accordance with the Americans with Disabilities Act, persons needing a special accommodation at this conference should contact the Office of Commission Clerk no later than 48 hours prior to the conference at (850)413-6770 or via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD) Florida Relay Service. Assistive Listening Devices are available at the Office of Commission Clerk, Betty Easley Conference Center, Room 110.

The Florida **Public Service Commission** announces its Internal Affairs Meeting for March 16, 2010, to which all interested persons are invited.

DATE AND TIME: March 16, 2010, Immediately following the Commission Conference which commences at 9:30 a.m. in Joseph P. Cresse Hearing Room 148

PLACE: Betty Easley Conference Center, 4075 Esplanade Way, Conference Room 140, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and make decisions on matters which affect the operation of the Commission.

A copy of the agenda of the Internal Affairs Meeting may be obtained by contacting: Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation at this conference should contact: Office of Commission Clerk no later than 48 hours prior to the conference at (850)413-6770 or via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD) Florida Relay Service. Assistive Listening Devices are available at the Office of Commission Clerk, Betty Easley Conference Center, Room 110.

*In the event of a change or cancellation, notice will be published at the earliest practicable time on the Commission's website: <http://www.psc.state.fl.us/agendas/internalaffairs/>.

EXECUTIVE OFFICE OF THE GOVERNOR

The **Office of Drug Control** announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 4, 2010, 1:30 p.m. – 2:30 p.m.

PLACE: Room 2105, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Prescription Drug Monitoring Program Direct Support Organization.

A copy of the agenda may be obtained by contacting: Claude Shipley at (850)414-8820.

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 2 days before the workshop/meeting by contacting: Claude Shipley at (850)414-8820. 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)414-8820.

REGIONAL PLANNING COUNCILS

The **Southwest Florida Regional Planning Council**, Lee County MPO announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 12, 2010, 1:30 p.m.

PLACE: Southwest Florida Regional Planning Council, 1st Floor, Conference Room, 1926 Victoria Avenue, Fort Myers, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Minor Update of the Lee County Local Coordinating Board Transportation Disadvantaged Service Plan (TDSP) and Annual CTC Evaluation Report.

A copy of the agenda may be obtained by contacting: Ms. Deborah Kooi at (239)338-2550, ext. 210 or email: dkooi@swfrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Mr. Brian Raimondo at (239)338-2550, ext. 211 or email: braimondo@swfrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Visit our website: www.mpo-swfl.org.

The **Southwest Florida Regional Planning Council**, Lee County MPO announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 12, 2010, 1:30 p.m.

PLACE: Southwest Florida Regional Planning Council, 1st Floor, Conference Room, 1926 Victoria Avenue, Fort Myers, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Lee County MPO Transportation Disadvantaged Local Coordinating Board will be holding their quarterly board meeting.

A copy of the agenda may be obtained by contacting: Mrs. Deborah Kooi at (239)338-2550, ext. 210 or email: dkooi@swfrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Mr. Brian Raimondo at (239)338-2550, ext. 211 or braimondo@swfrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Visit our website: www.mpo-swfl.org

The **Southwest Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, March 15, 2010, 10:30 a.m.

PLACE: Glades County Courthouse, BOCC Conference Room, 500 Avenue "J", S. W., Moore Haven, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Glades-Hendry Joint Local Coordinating Board will be discussing a minor update of the Transportation Disadvantaged Service Plan (TDSP) and Annual CTC Evaluation Report.

A copy of the agenda may be obtained by contacting: Mrs. Deborah Kooi at (239)338-2550, ext. 210 or email: dkooi@swfrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Mr. Brian Raimondo at (239)338-2550, ext. 211 or braimondo@swfrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Visit our website: www.swfrpc.org.

The **Southwest Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, March 15, 2010, 10:30 a.m.

PLACE: Glades County Courthouse, 500 Avenue "J", S.W., Moore Haven, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The SWFRPC's Joint Glades/Hendry Local Coordinating Board for the Transportation Disadvantaged will hold its quarterly meeting.

A copy of the agenda may be obtained by contacting: Mrs. Deborah Kooi at (239)338-2550, ext. 210 or email: dkooi@swfrpc.

Pursuant to the provisions of 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: Mr. Brian Raimondo at (239)338-2550, ext. 211 or braimondo@swfrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Visit our website: www.swfrpc.org.

WATER MANAGEMENT DISTRICTS

The **R. O. Ranch Inc.**, a non-profit corporation announces a public meeting to which all persons are invited.

DATE AND TIMES: March 4, 2010, Workshop, 3:00 p.m.; Board of Directors Meeting, 7:00 p.m.

PLACE: Suwannee River Water Management District Headquarters, Live Oak, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Workshop and regular monthly Board of Directors meeting to discuss the development of equestrian facilities on Suwannee River Water Management District properties.

A copy of the agenda may be obtained by contacting: Pennie Flickinger, Administrative Assistant at (386)362-1001 or pff@srwmd.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Pennie Flickinger, Administrative Assistant at (386)362-1001 or pff@srwmd.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Brian Kauffman, Facilities Director at (386)362-1001 or bck@srwmd.org.

The **Suwannee River Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: March 9, 2010, 9:00 a.m.

PLACE: SRWMD Headquarters, 9225 County Road 49, Live Oak, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board Meeting – to consider District business and conduct public hearings on regulatory and land acquisition matters. A workshop will follow the Board meeting.

PUBLIC HEARING:

DATE AND TIME: March 9, 2010, 9:00 a.m.

PLACE: Live Oak, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public hearing in accordance with Section 373.59, F.S., concerning the proposed acquisition of the Kevin and Patrice Jackson Conservation Easement, 150 acres +/- Lafayette County, Florida with Funds from the Florida Forever Trust Fund; also the proposed acquisition of the Suwannee River Development LLC/Ace Ranch Conservation Easement, 678 acres +/- in Lafayette County, Florida, with Funds from the Florida Forever Trust Fund.

A copy of the agenda may be obtained by contacting: Lisa Cheshire or Kristel Callahan at (386)362-1001 or 1(800)226-1066 (Florida Only) or on the District's website: www.mysuwanneeriver.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 2 days before the workshop/meeting by contacting: Lisa Cheshire at (386)362-1001 or 1(800)226-1066 (Florida only). If you are 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: Monday, March 8, 2010, 2:00 p.m.

PLACE: Lecanto Government Building, 3600 West Sovereign Path, Room 166, Lecanto, Florida 34461

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of Task Force business for the Citrus County Task Force of the Citrus/Hernando Waterways Restoration Council.

A copy of the agenda may be obtained by contacting: Southwest Florida Water Management District, 2379 Broad Street, Brooksville, Florida 34604, (352)796-7211 or 1(800)423-1476 (Florida Only), extension 4227 or online at www.watermatters.org/waterways.

Pursuant to the provisions of 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: (352)796-7211 or 1(800)423-1476 (Florida Only), extension 4702, TDD (Florida Only) 1(800)231-6103 or email: ADACoordinator@swfwmd.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 **South Florida Water Management District** announces a public meeting to which all persons are invited.

Workshop Meeting

DATE AND TIME: March 10, 2010, 12:00 Noon

PLACE: Florida Seminole Veterans Building, Brighton Seminole Indian Reservation, 800 E. Harney Pond Rd., Okeechobee, FL 34974

Regular Business Meeting

DATE AND TIME: March 11, 2010, 9:00 a.m.

PLACE: Florida Seminole Veterans Building, Brighton Seminole Indian Reservation, 800 E. Harney Pond Rd., Okeechobee, FL 34974

All or part of these meetings may be conducted as a teleconference in order to permit maximum participation by Governing Board members. The Governing Board may take official action at the meeting on any item appearing on the agenda and on any item that is added to the agenda as a result of a change to the agenda approved by the presiding officer of the meeting pursuant to Section 120.525, Florida Statutes. If Workshop items are not discussed on 3/10, the items may be discussed on 3/11.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board to discuss and consider District business, including regulatory and non-regulatory matters, and may include an amendment to the District's Fiscal Year 2010 budget to revise revenues and expenditures.

A copy of the agenda may be obtained by contacting: Jacki McGorty at (561)682-2087 or website: https://my.swfwmd.gov/portal/page/portal/pg_grp_sfwmnd_governingboard/pg_sfwmnd_governingboard_agendasminutes.

Pursuant to the provisions of 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.

COMMISSION FOR THE TRANSPORTATION DISADVANTAGED

The **Commission for the Transportation Disadvantaged** announces a public meeting to which all persons are invited.

DATE AND TIME: March 23, 2010, 6:00 p.m. – until completion

PLACE: Hotel Duval, 415 North Monroe Street, Tallahassee, FL 32301, (850)224-6000

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss regular Commission business.

A copy of the agenda may be obtained by contacting: 605 Suwannee Street, MS #49, Tallahassee, Florida 32399, (850)410-5700.

Pursuant to the provisions of 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: Amy Priest, 605 Suwannee Street, M.S. #49, Tallahassee, FL 32399, (850)410-5700. If you are 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 Priest, 605 Suwannee Street, M.S. #49, Tallahassee, Florida 32399, (850)410-5700.

REGIONAL WATER AUTHORITIES

The **Tampa Bay Water Regional Water Supply Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, March 8, 2010, 8:30 a.m.

PLACE: 2575 Enterprise Road, Clearwater, FL 33763 (Pursuant to Section 2.04 of the Amended and Restated Interlocal Agreement, all Board Members will be given the opportunity to participate in the meeting in person or by telephone conference call.)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Special Board Meeting to approve the consultant ranking and authorize negotiations for Design Criteria Professional Services for the C. W. Bill Young Regional Reservoir Renovation Project. Since the next regular meeting of the

Board of Directors is not scheduled until April 19, 2010, a special meeting of the Board is being called in order to support the schedule for Request for Design Builder Qualifications.

A copy of the agenda may be obtained by contacting: Tampa Bay Water at (727)796-2355 or can be accessed on the web at: www.tampabaywater.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Records Department at (727)796-2355. If you are 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: Records Department at (727)796-2355.

AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 10, 2010, 2:00 p.m. – 4:30 p.m.

PLACE: Agency for Health Care Administration, Building 3, Conference Room D, 2727 Mahan Drive, Tallahassee, Florida
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Members of a Technical Advisory Panel formed by the Agency will examine need for any changes to two existing Agency rules: subsection 59A-7.020(15) and Rule 59A-7.037, F.A.C., in accordance with Section 483.245(1), Florida Statutes. That subsection states that it is unlawful for any person to pay or receive any commission, bonus, kickback, or rebate or engage in any split-fee arrangement in any form whatsoever with any dialysis facility, physician, surgeon, organization, agency, or person, either directly or indirectly, for patients referred to a clinical laboratory licensed under Chapter 483, Part I, Florida Statutes.

A copy of the agenda may be obtained by contacting: Karen Rivera, Laboratory Unit, 2727 Mahan Drive, Building 1, Mail Stop 32, Tallahassee, Florida 32308, (850)487-3109.

Pursuant to the provisions of 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: Karen Rivera, Laboratory Unit, 2727 Mahan Drive, Building 1, Mail Stop 32, Tallahassee, Florida 32308,

(850)487-3109. If you are 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 ENVIRONMENTAL PROTECTION

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

NOTICE OF CHANGE – The **Department of Environmental Protection**, Office of Coastal and Aquatic Managed announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 11, 2010, 9:00 a.m. – 4:00 p.m.

PLACE: 116 Knott Building, 100 West St. Augustine Road, Tallahassee, FL 32399, Conference Call: 1(888)808-6959, Conference Code: 4513843#

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. This meeting replaces the monthly teleconference scheduled for March 8, 2010 which has been cancelled.

A copy of the agenda may be obtained by contacting: Becky Prado by e-mail: rebecca.prado@dep.state.fl.us, by phone (850)245-2094 or by mail: 3900 Commonwealth Blvd., M.S. #235, Tallahassee, FL 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Becky Prado at rebecca.prado@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 Florida **Department of Environmental Protection, Division of Recreation and Parks** announces a public meeting to which all persons are invited.

DATE AND TIME: March 18, 2010, 2:00 p.m. – 4:00 p.m.

PLACE: Peace River Manasota Regional Water Supply Authority, 6311 Atrium Drive, Suite 100, Lakewood Ranch, FL 34202

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct Council Business for administering the Myakka River as a Wild and Scenic River.

A copy of the agenda may be obtained by contacting: Natalie Balcer at (941)486-2052 or email: natalie.balcer@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: Natalie Balcer at (941)486-2052 or email: natalie.balcer@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**, Bureau of Petroleum Storage Systems announces a public meeting to which all persons are invited.

DATE AND TIME: March 22, 2010, 10:00 a.m. – until completion

PLACE: Room 433, Bob Martinez Building, 2600 Blair Stone Road, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: A sealed bid public auction of used petroleum remediation equipment is announced. A list of equipment, bid form and instructions can be found at <http://www.dep.state.fl.us/waste/categories/pcp/pages/announcements.htm>. The equipment is located at WRS-Compass, 221 Hobbs Street, Tampa, Florida 33619. The equipment may be inspected during the hours of 8:00 a.m. to 5:00 p.m., March 1, 2010 through March 12, 2010. A public bid opening will be conducted on March 22, 2010 as indicated above. For more information contact James Treadwell at (850)245-8862 or John Wright at (850)245-8888. Pursuant to the provisions of 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 **Department of Environmental Protection** announces a workshop to which all persons are invited.

DATE AND TIME: March 31, 2010, 11:00 a.m.

PLACE: Room 611, Bob Martinez Center, 2600 Blair Stone Road, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To present the Department's recommendations and receive public comment on proposed revisions to the intended use of available funds in the Clean Water State Revolving Fund (CWSRF) Program during Fiscal Year (FY) 2010. These funds include the Federal Clean Water Act appropriations, State matching funds, repayments, and fees Funds may be used to finance wastewater, stormwater or non-point source preconstruction and/or construction projects through direct loans, and to cover the administrative costs of the program, under State Revolving Fund Rule, Chapter 62-503, Florida

Administrative Code. Service fees may also be used for other water quality activities. Revision of the Plan is made necessary by the proposed use of funds in the CWSRF Service Fee Account by other water quality programs and to indicate use of the 4% administrative set-aside from the capitalization grant. No new projects are proposed as a result of these changes. A copy of the proposed FY 2010 Intended Use Plan may be obtained by contacting: Gary Powell, Bureau of Water Facilities Funding, 2600 Blair Stone Road, Mail Station #3505, Tallahassee, Florida 32399-2400, (850)245-8383; or e-mail: gary.powell@dep.state.fl.us. The agenda and associated documents will also be posted on the Bureau's web page at www.dep.state.fl.us/water/wff/cwsrf not later than March 17, 2010.

A copy of the agenda may be obtained by contacting: Gary Powell at the same contact information as shown above.

Pursuant to the provisions of 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: Gary Powell at the same contact information as shown 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).

For more information, you may contact: Tim Banks at (850)245-8358 or e-mail: timothy.banks@dep.state.fl.us.

The **Department of Environmental Protection** announces a hearing to which all persons are invited.

DATE AND TIME: March 31, 2010, 2:30 p.m.

PLACE: Room 611, Bob Martinez Center, 2600 Blair Stone Road, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To receive testimony and public comment and take final action on management of the Small Community Grants priority lists under Chapter 62-505, Florida Administrative Code (F.A.C.). Eligible grant amounts may be adjusted for projects already listed on a Small Community Grants priority list which remain incompletely funded. Additionally, some grant projects may need adjustment as a result of the principal forgiveness loans awarded pursuant to the American Recovery and Reinvestment Act of 2009 (ARRA).

Prior to Department action at the hearing, all interested persons will have the opportunity to testify regarding the lists and any proposed actions. The Department may adopt, modify, or deny the proposed actions at the hearing.

After the hearing, the Department will file the written Record of Final Agency Action. A copy of the Record of Final Agency Action will be made available to persons sponsoring the projects at issue and to any person submitting a timely written request. Such written requests must be submitted at the hearing or must be filed with: Department's Bureau of Water Facilities

Funding, 2600 Blair Stone Road, Mail Station #3505, Tallahassee, Florida 32399-2400, no later than 5:00 p.m. on the first working day after the public hearing.

A copy of the agenda may be obtained by contacting: Gary Powell at the same contact information as shown above, or at (850)245-8383 or e-mail: gary.powell@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: Gary Powell at the same contact information as shown 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).

For more information, you may contact: Tim Banks at (850)245-8358 or e-mail: timothy.banks@dep.state.fl.us.

DEPARTMENT OF HEALTH

The **Correctional Medical Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: March 11, 2010, 1:00 p.m. – 3:00 p.m.

PLACE: 4030 Esplanade Way, Building 4030, Room 258, Tallahassee, FL 32399, Conference Call: 1(888)808-6959 (Toll Free), Conference Code: 5391969#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Continued discussion of issues relating to correctional health care in the Florida Department of Corrections.

A copy of the agenda may be obtained by contacting: Correctional Medical Authority at (850)245-4557.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Correctional Medical Authority at (850)245-4557. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Correctional Medical Authority at (850)245-4557.

The Florida **Board of Nursing**, North Probable Cause Panel announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 9, 2010, 10:00 a.m. – 12:00 Noon

PLACE: Department of Health, Tallahassee at Meet Me Number: 1(888)808-6959, Conference Code: 2454640#

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: The Board. If you are 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: Rick García, Executive Director, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3257.

The Florida **Board of Nursing**, Full Board announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 12, 2010, 2:30 p.m.

PLACE: Department of Health, Tallahassee at Meet Me Number: 1(888)808-6959, Conference Code: 1439710#

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the Nursing Program Application.

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 office 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.

For more information, you may contact: Rick García, Executive Director.

The **Department of Health, Board of Psychology** announces a public meeting to which all persons are invited.

DATE AND TIME: July 23, 2010, 9:00 a.m. or soon thereafter

PLACE: Embassy Suites, 3974 N. W. South River Drive, Miami, FL 33142, (305)634-5000

GENERAL SUBJECT MATTER TO BE CONSIDERED: 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, Florida 32399-3255, (850)245-4373, ext. 3482.

Pursuant to the provisions of 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.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The **Department of Children and Families**, Circuit 14 announces a public meeting to which all persons are invited.

DATE AND TIME: March 9, 2010, 9:00 a.m. – 11:00 a.m. (CST)

PLACE: 4636 Highway 90, RIM Plaza, Suite K, Marianna, Florida 32446

GENERAL SUBJECT MATTER TO BE CONSIDERED: Department of Children and Families, Circuit 14, (Bay, Calhoun, Gulf, Holmes, Jackson, and Washington Counties) will be re-establishing a Community Alliance in Circuit 14 to provide a forum for community participation and governance of community based services funded by the Department. These services include mental health, substance abuse, child welfare (foster care, adoption, etc.) and child and adult protective investigations and child care licensing.

A copy of the agenda may be obtained by contacting: Debra Portera at (850)413-8968 or Debra_Portera@dcf.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Shirley Little at (850)872-7648 or by email: Shirley_Little@dcf.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 Children and Families**, Circuit 2 announces a public meeting to which all persons are invited.

DATE AND TIME: March 10, 2010, 9:00 a.m. – 11:00 a.m. (EST)

PLACE: Leonard Wesson Elementary School, Media Library, 2813 South Meridian Street, Tallahassee, FL 32311

GENERAL SUBJECT MATTER TO BE CONSIDERED: Department of Children and Families, Circuit 2 (Franklin, Gadsden, Jefferson, Leon, Liberty and Wakulla Counties) will be re-establishing a Community Alliance in Circuit 2 to provide a forum for community participation and governance of community-based services funded by the Department. These services include mental health, substance abuse, child welfare (foster care, adoptions, etc.), child and adult protective investigations and child care licensing.

A copy of the agenda may be obtained by contacting: Debra Portera at (850)413-8968 or by email: Debra_Portera@dcf.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Anissa Pitti at (850)488-9217 or by email: Anissa_Pitti@dcf.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 Children and Family Services** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, March 12, 2010, 9:00 a.m. – 10:00 a.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4883169#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The co-chairs of the Advisory Committee on Economic Security will give the full committee an update on the recommendations sent to Secretary George Sheldon. The future direction of the committee will also be discussed.

A copy of the agenda may be obtained by contacting: ACCESS Florida Headquarter's Office at (850)488-3169.

The **Department of Children and Family Services** announces a public meeting to which all persons are invited.

DATE AND TIME: March 3, 2010, 9:00 a.m.

PLACE: Florida Department of Children and Families, 5920 Arlington Expressway, Room 318A, Jacksonville, FL 32211, Conference Call: 1(888)808-6959, Conference Code: 4883791#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Meeting of Negotiating Team on recommendation as to award of contract(s) as provided for in Sections 2.6 and 2.13.7 (Addendum #1) of ITN #11K09BS1, published on the Vendor Bid System (VBS) on December 29, 2009. Notice of the foregoing meetings will be posted within the Vendor Bid System (VBS) in accordance with Section 287.042(3), Florida Statutes. The VBS can be accessed at: http://vbs.dms.state.fl.us/vbs/main_menu.

A copy of the agenda may be obtained by contacting: Anna Bethea, Procurement Manager, Florida Department of Children and Families, Refugee Services, 1317 Winewood Blvd., Bldg. 5, Room 203, Tallahassee, FL 32399-0700 or email: Anna_Bethea@dcf.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Anna Bethea, Procurement Manager, Florida Department of Children and Families, Refugee Services, 1317 Winewood Blvd., Bldg. 5, Room 203, Tallahassee, FL 32399-0700 or email: Anna_Bethea@dcf.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 Children and Family Services** announces a public meeting to which all persons are invited.

DATE AND TIME: March 5, 2010, 1:00 p.m.

PLACE: Florida Department of Children and Families, 9393 North Florida Avenue, Room 806, Tampa, FL 33612, Conference Call: 1(888)808-6959, Conference Code: 4883791#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Meeting of Negotiating Team on recommendations as to award of contract(s) as provided for in Sections 2.6 and 2.13.7 (Addendum #1) of ITN #11K09BS2, published on the Vendor Bid System (VBS) on December 29, 2009. Notice of the foregoing meetings will be posted within the Vendor Bid System (VBS) in accordance with Section 287.042(3), Florida Statutes. The VBS can be accessed at: http://vbs.dms.state.fl.us/vbs/main_menu.

A copy of the agenda may be obtained by contacting: Anna Bethea, Procurement Manager, Florida Department of Children and Families, Refugee Services, 1317 Winewood Blvd., Bldg. 5, Room 203, Tallahassee, FL 32399-0700 or email: Anna_Bethea@dcf.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Anna Bethea, Procurement Manager, Florida Department of Children and Families, Refugee Services, 1317 Winewood Blvd., Bldg. 5, Room 203, Tallahassee, FL, 32399-0700 or email: Anna_Bethea@dcf.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).

FISH AND WILDLIFE CONSERVATION COMMISSION

The Florida **Fish and Wildlife Conservation Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: March 16, 2010, 6:00 p.m. – 8:00 p.m. (EST) (5:00 p.m. – 7:00 p.m. (CST) for the Panama City location)

PLACE: The public may access this workshop via voice-only line and video conference. Please RSVP to the Division of Marine Fisheries Management at (850)487-0554 to confirm a location or obtain instructions to join the meeting via the voice-only line. The public may access the video conference at the following locations:

Florida Fish and Wildlife Conservation Commission
Berkeley Building

2590 Executive Center Circle East

Tallahassee, FL 32301

(850)487-0554

Northwest Regional Office

3911 Hwy. 2321

Panama City, FL 34209

(850)265-3676

North Central Regional Office

3377 E. US Hwy. 90

Lake City, FL 32055

(386)758-0525

Northeast Regional Office

1239 S. W. 10th Street

Ocala, FL 34474

(352)732-1225

Southwest Regional Office

3900 Drane Field Road

Lakeland, FL 33811

(863)648-3200

South Regional Office

8535 Northlake Boulevard

West Palm Beach, FL 33412

(561)625-5122

Fish and Wildlife Research Institute

100 Eighth Avenue, S. E.

St. Petersburg, FL 33701

(727)896-8626

South Florida Regional Lab

Marathon Government Center

2796 Overseas Highway

Mile Marker 48.5

Marathon, FL 33050

(305)289-2330

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Fish and Wildlife Conservation Commission is holding a video workshop to gather public testimony regarding potential rule changes for African pompano and pompano that are being considered in conjunction with proposed changes to Florida's permit fishery regulations. The proposals being considered for African pompano include extending these state regulations into federal waters: size limit, bag limit, and gear rules, including spearfishing. There will also be a discussion of commercial harvest for African pompano. The following regulations are also being considered for extension into federal waters: the combined permit and pompano recreational bag limit of six fish, including one fish over 20 inches, the pompano and permit slot limit of 11-20 inches fork length, and allowable recreational gears for pompano.

A copy of the agenda may be obtained by contacting: Mark Robson, 2590 Executive Center Circle, East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The ADA Coordinator at (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Mark Robson, 2590 Executive Center Circle, East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

FINANCIAL SERVICES COMMISSION

The **Financial Services Commission, Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: March 23, 2010, 9:00 a.m., during a regular meeting of the Financial Services Commission

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 new Rule 69M-236.001, .002, .003, .004, .005, Florida Administrative Code, published on November 25, 2009 in Vol. 35, No. 47, of the Florida Administrative Weekly.

A copy of the agenda may be obtained by contacting: Debra Seymour, Office of Insurance Regulation, e-mail: debra.seymour@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 5 days before the workshop/meeting by contacting: Debra Seymour, Office of Insurance Regulation,

e-mail: debra.seymour@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: Debra Seymour, Office of Insurance Regulation, e-mail: debra.seymour@flor.com.

The **Financial Services Commission, Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: March 9, 2010, 9:00 a.m., during a regular meeting of the Financial Services Commission

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-170.0155, F.A.C., Form OIR-B1-1655, published on November 25, 2009 in Vol. 35, No. 47, of the Florida Administrative Weekly. The hearing date for this rule has been changed from February 24, 2010, to March 9, 2010.

A copy of the agenda may be obtained by contacting: Michael Milnes, Bureau of Property and Casualty, Office of Insurance Regulation at e-mail: michael.milnes@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 5 days before the workshop/meeting by contacting: Michael Milnes, Bureau of Property and Casualty, Office of Insurance Regulation at e-mail: michael.milnes@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: Michael Milnes, Bureau of Property and Casualty, Office of Insurance Regulation at e-mail: michael.milnes@flor.com.

The **Financial Services Commission, Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: March 9, 2010, 9:00 a.m. during a regular meeting of the Financial Services Commission

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-170.0155, F.A.C., Form OIR-B1-1802, published on November 25, 2009 in Vol. 35, No. 47, of the Florida Administrative Weekly. The hearing date for this rule has been changed from February 24, 2010 to March 9, 2010.

A copy of the agenda may be obtained by contacting: Michael Milnes, Bureau of Property and Casualty, Office of Insurance Regulation at e-mail: michael.milnes@floir.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: Michael Milnes, Bureau of Property and Casualty, Office of Insurance Regulation at e-mail: michael.milnes@floir.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: Michael Milnes, Bureau of Property and Casualty, Office of Insurance Regulation at e-mail: michael.milnes@floir.com.

The **Financial Services Commission, Office of Financial Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: March 23, 2010, 9:00 a.m., during a regular meeting of the Financial Services Commission

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 amendments to Rule 69V-40.003, F.A.C., published on November 25, 2009, in Vol. 35, No. 47 of the Florida Administrative Weekly. A notice of change for this rule is published in the February 19, 2010, Vol. 36, No. 7, edition of the Florida Administrative Weekly. The rule amendments are intended to simplify the process of requesting an exemption from electronic filing requirements. The rule amendments also set forth the types of technological or financial hardships that will enable a person to obtain an exemption from electronic filing requirements.

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: Andrea Moreland, Office of Financial Regulation, at (850)410-9601, andrea.moreland@flofr.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: Andrea Moreland, Office of Financial Regulation at (850)410-9601, andrea.moreland@flofr.com.

The **Financial Services Commission, Office of Financial Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: March 23, 2010, 9:00 a.m., during a regular meeting of the Financial Services Commission

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 amendments to Rule 69V-560.1013, F.A.C., published on November 25, 2009, in Vol. 35, No. 47 of the Florida Administrative Weekly. A notice of change for this rule is published in the February 19, 2010, Vol. 36, No. 7, edition of the Florida Administrative Weekly. The rule amendments are intended to simplify the process of requesting an exemption from electronic filing requirements. The rule amendments also set forth the types of technological or financial hardships that will enable a person to obtain an exemption from electronic filing requirements.

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: Andrea Moreland, Office of Financial Regulation at (850)410-9601, andrea.moreland@flofr.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: Andrea Moreland, Office of Financial Regulation at (850)410-9601, andrea.moreland@flofr.com.

AGENCY FOR ENTERPRISE INFORMATION TECHNOLOGY

The **Agency for Enterprise Information Technology** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, March 1, 2010, 1:00 p.m. – 3:00 p.m.

PLACE: 4030 Esplanade Way, Conference Room 225A, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: First Bi-Weekly Strategic Plan Technical Workgroup Meeting. In this first meeting, the workgroup will elect workgroup chair and discuss plan for future meetings.

A copy of the agenda may be obtained by contacting: Bharath Chari at (850)922-7502 or by e-mail: bharath.chari@aeit.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 2 days before the workshop/meeting by contacting: Bharath Chari at (850)922-7502. If you are 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 **Agency for Enterprise Information Technology**, Chief Information Officers Council Steering Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, March 2, 2010, 3:30 p.m. – 5:00 p.m.

PLACE: Collins Building 107 W. Gaines Street (Public Entrance on Bloxham Street), Room 138, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To enhance communication among the Chief Information Officers of all state agencies and assist in identifying critical statewide information technology issues.

A copy of the agenda may be obtained by contacting: Margie (Rainey) Drury, Florida Department of Legal Affairs, Office of Information Technology at (850)414-3525, margie.rainey@myfloridalegal.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 2 days before the workshop/meeting by contacting: Margie Drury at (850)414-3525, margie.rainey@myfloridalegal.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).

SOIL AND WATER CONSERVATION DISTRICTS

The **Clay County Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATE AND TIME: March 1, 2010, 1:00 p.m.

PLACE: Clay County Extension Office, 2463 SR 16 W., Green Cove Springs, FL 32043

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting.

For more information, you may contact: Sally Doyle at (904)284-6355.

The **Levy Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATES AND TIME: March 2, 2010; April 6, 2010; May 4, 2010; June 1, 2010; July 6, 2010; August 3, 2010, September 7, 2010; October 5, 2010; November 2, 2010, December 7, 2010, 6:30 p.m.

PLACE: All meeting will take place at the USDA Service Center, Bronson, Florida, with exception of June 1, 2010 at Bronson First Baptist Church

GENERAL SUBJECT MATTER TO BE CONSIDERED:

- I. Call To Order
- II. Adoption of Minutes
- III. Budget
- IV. Staff Report
- V. Partner Reports
- VI. New Business
- VII. Adjourn

A copy of the agenda may be obtained by contacting: (352)486-2672, ext. 3.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: (352)486-2672, ext. 3. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: (352)486-2672, ext. 3.

The **Glades Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATE AND TIME: March 9, 2010, 10:00 a.m.

PLACE: Doyle Conner Ag. Building, 900 US Hwy. 27 S. W., Moore Haven, Florida 33471

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board Meeting.

A copy of the agenda may be obtained by contacting: Barbara Tillis.

The **Dixie Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATES AND TIME: March 9, 2010; April 6, 2010; May 11, 2010; June 8, 2010; July 13, 2010; August 10, 2010; September 14, 2010; October 12, 2010; November 9, 2010; December 14, 2010, 6:30 p.m.

PLACE: Cypress Inn Restaurant, Cross City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:

- I. Call To Order
- II. Adoption of Minutes
- III. Budget Report
- IV. Staff Reports
- V. Partner Reports
- VI. New Business
- VII. Adjourn

A copy of the agenda may be obtained by contacting: (352)486-2672, ext. 3.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: (352)486-2672, ext. 3. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: (352)486-2672, ext. 3.

The **Gilchrist Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATES AND TIME: March 16, 2010; April 20, 2010; May 18, 2010; June 15, 2010; July 20, 2010; August 17, 2010; September 21, 2010; October 19, 2010; November 16, 2010; December 21, 2010, 6:30 p.m.

PLACE: All meetings will take place at Akins BBQ, Bell, Florida, except April 20, 2010 at Trenton High School and May 18, 2010 at Otter Springs Resort

GENERAL SUBJECT MATTER TO BE CONSIDERED:

- I. Call To Order
- II. Adoption of Minutes
- III. Budget Report
- IV. Staff Reports
- V. Partner Reports
- VI. New Business
- VII. Adjourn

A copy of the agenda may be obtained by contacting: (352)486-2672, ext. 3.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: (352)486-2672, ext. 3. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: (352)486-2672, ext. 3.

The **South Dade Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 18, 2010, 9:30 a.m.

PLACE: USDA Service Center, South Dade Soil and Water Conservation District, 1450 N. Krome Avenue, Suite 102, Florida City, FL 33034

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular agenda items for presentation to Board of Supervisors: Nursery BMP & MIL Lab Reports, District Projects and Reports.

A copy of the agenda may be obtained by contacting: Norma H. Wilson, Administrative Assistant at (305)242-1288.

For more information, you may contact: Morgan Levy, SDSWCD Administrator at (305)242-1288.

SOUTHWOOD SHARED RESOURCE CENTER

The **Southwood Shared Resource Center** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, March 1, 2010, 3:00 p.m.

PLACE: Room 114, Executive Conference Room, Caldwell Building, 107 E. Madison Street, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular monthly meeting of the SSRC Operations and Finance Committee.

A copy of the agenda may be obtained by contacting: Mitchell at (850)488-9895 or email: rick.mitchell@ssrc.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 2 days before the workshop/meeting by contacting: Mitchell at (850)488-9895 or email: rick.mitchell@ssrc.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: Mitchell at (850)488-9895 or email: rick.mitchell@ssrc.myflorida.com.

The **Southwood Shared Resource Center** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 3, 2010, 10:00 a.m.

PLACE: Suwannee Room, Burns Building, 605 Suwannee Street, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Monthly State Date Center Meeting. Executive Directors and Board Chairs of the three state primary data centers (PDCs) will meet to discuss relevant issues.

A copy of the agenda may be obtained by contacting: Rick Mitchell at (850)488-9895 or email: rick.mitchell@ssrc.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 2 days before the workshop/meeting by contacting: Rick Mitchell at (850)488-9895 or email:

rick.mitchell@ssrc.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: Rick Mitchell at (850)488-9895 or email: rick.mitchell@ssrc.myflorida.com.

The **Southwood Shared Resource Center** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, March 8, 2010, 1:30 p.m. – 4:00 p.m. or until Board business is concluded

PLACE: Turlington Building, Room 1703, 325 W. Gaines Street, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular monthly meeting of the SSRC Board of Trustees.

A copy of the agenda may be obtained by contacting: Rick Mitchell at (850)488-9895 or email: rick.mitchell@ssrc.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 2 days before the workshop/meeting by contacting: Rick Mitchell at (850)488-9895 or email: rick.mitchell@ssrc.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: Rick Mitchell at (850)488-9895 or email: rick.mitchell@ssrc.myflorida.com.

FLORIDA DEVELOPMENTAL DISABILITIES COUNCIL

The **Florida Developmental Disabilities Council**, Quarterly Meeting announces a public meeting to which all persons are invited.

DATES AND TIME: March 11-12, 2010

PLACE: Renaissance Hotel, 5445 Forbes Place, Orlando, Florida 32812

GENERAL SUBJECT MATTER TO BE CONSIDERED: Thursday, March 11, 2010

Committee Meetings 8:30 a.m. – 6:30 p.m.

Friday, March 12, 2010

Full Board Meeting 8:30 a.m. – 2:30 p.m.

*****Please Note*****

Meeting times are subject to change.

A copy of the agenda may be obtained by contacting: Debra Dowds or Bonnie Newsome, 124 Marriott Drive, Suite 203, Tallahassee, FL 32301-2981, 1(800)580-7801, local (850)488-4180, or TDD toll free 1(888)488-8633.

Pursuant to the provisions of 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: Debra Dowds at (850)488-4180. If you are 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: Debra Dowds or Bonnie Newsome.

JUSTICE ADMINISTRATIVE COMMISSION

The **Justice Administrative Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 12, 2010, 10:00 a.m. (EST) (Contingent upon the needs of the Commission.)

PLACE: Justice Administrative Commission, 227 N. Bronough Street, Suite 2100, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Issues relating to the legislative session or other regular commission meeting items, if necessary.

A copy of the agenda may be obtained by contacting: Jessica Kranert at 1(866)355-7902, ext. 261 or jessicak@jac.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 3 days before the workshop/meeting by contacting: Jessica Kranert at jessicak@jac.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).

CITIZENS PROPERTY INSURANCE CORPORATION

NOTICE OF CHANGE –The Audit Committee of **Citizens Property Insurance Corporation** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 17, 2010, 4:00 p.m. (Rescheduled from February 17, 2010)

PLACE: Sanibel Marriott, Fort Myers, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The agenda.

A copy of the agenda may be obtained by contacting: Betty Veal at (904)407-0440.

Pursuant to the provisions of 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: Betty Veal at (904)407-0440. If you are 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: Betty Veal at (904)407-0440.

FLORIDA BIRTH-RELATED NEUROLOGICAL INJURY COMPENSATION ASSOCIATION

The **Florida Birth-Related Neurological Injury Compensation Association**, Medical Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: March 18, 2010, 12:00 Noon

PLACE: Orlando Hyatt – Orlando International Airport, Orlando, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: General.

The **Florida Birth-Related Neurological Injury Compensation Association**, Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: March 19, 2010, 12:00 Noon

PLACE: Hyatt Regency – Orlando International Airport, Orlando, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: General.

TREASURE COAST EDUCATION, RESEARCH AND DEVELOPMENT AUTHORITY

The **Treasure Coast Education, Research and Development Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 18, 2010, 2:00 p.m.

PLACE: Room 219 West, University of Florida Indian River Research and Education Center, 2199 South Rock Road, Fort Pierce, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Minutes of the February 15, 2010 Meeting, committee reports and such other business as the Authority may deem appropriate.

A copy of the agenda may be obtained by contacting: Treasure Coast Education, Research and Development Authority (“Authority”) at (772)467-3107.

Pursuant to the provisions of 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 Authority at (772)467-3107. If you are 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 **Treasure Coast Education, Research and Development Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, December 9, 2010, 2:00 p.m.

PLACE: Room 219 West, University of Florida Indian River Research and Education Center, 2199 South Rock Road, Fort Pierce, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Joint Meeting with the Board of County Commissioners of Saint Lucie County, Florida.

A copy of the agenda may be obtained by contacting: Treasure Coast Education, Research and Development Authority (“Authority”) at (772)467-3107.

Pursuant to the provisions of 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 Authority at (772)467-3107. If you are 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.

FLORIDA LEAGUE OF CITIES

The **Florida League of Cities** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 25, 2010, 10:00 a.m. – 3:00 p.m.

PLACE: The Intercontinental Tampa Hotel, 4860 West Kennedy Boulevard, Tampa, Florida, 1(866)915-1557

GENERAL SUBJECT MATTER TO BE CONSIDERED:

10:00 a.m. Florida Municipal Loan Council

11:00 a.m. Florida Municipal Pension Trust Fund

12:00 Noon Joint Luncheon (FMPTF/FMIvT/FMLC)

1:00 p.m. FMPTF/FMIvT Joint Meeting (to receive reports from Atlanta Capital/ACG)

2:00 p.m. Florida Municipal Investment Trust

A copy of the agenda may be obtained by contacting: Linda Bridges at email: lbridges@flcities.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 7 days before the workshop/meeting by contacting: Linda Bridges at email: lbridges@flcities.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).

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: Jeannie Garner Director of Insurance and Financial Services at email: jgarner@flcities.com.

Section VII Notices of Petitions and Dispositions Regarding Declaratory Statements

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Scott and Hayam Gabr-Sorenson, Petitioner/Unit Owner, In Re: St. Pierre at Waterpark Place Condominium Association, Inc., Docket No.: 2010006964 on February 11, 2010. The petition seeks the agency's opinion as to the applicability of Section 718.110(13), Florida Statutes, as it applies to the petitioner.

Whether St. Pierre at Waterpark Place Condominium Association, Inc. may apply an amendment to the declaration that changes a unit owner's right to rent his unit from a minimum 30 day term to a 90 day term when the unit owner did not consent or vote for the amendment and owned his unit before the amendment became effective under Section 718.110(13), 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 Condominiums, Timeshares, 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 Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Peter Torres, Petitioner, In Re: Valencia South Miami Condominium Association, Inc., Docket No.: 2010007013 on February 11, 2010. The petition seeks the agency's opinion as to the applicability of Section 718.112(2)(f), Florida Statutes, as it applies to the petitioner.

Whether Valencia South Miami Condominium Association, Inc. may amend its 2009 adopted budget in mid-year to reduce the monthly assessment and credit the common surplus from the excess payments to the unit owners' assessment accounts under Section 718.112(2)(f), 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 Condominiums, Timeshares, 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 Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT the Florida Real Estate Commission has received the petition for declaratory statement from Albert Gibson, Esq., on behalf of Dan Kemp, on November 25, 2009. The petition seeks the agency's opinion as to the applicability of Section 475.011(2), F.S., as it applies to the petitioner.

The Petitioner seeks a Declaratory Statement stating that he is exempt pursuant to Section 475.011(2), F.S., from maintaining a Florida real estate broker's license when he provides property management services for an apartment rental community.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Lori Crawford, Deputy Clerk, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N802, Orlando, Florida 32801.

Please refer all comments to: Lori Crawford, Deputy Clerk, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N802, Orlando, Florida 32801.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

The Board of Dentistry hereby gives notice that it has received a notice of voluntary dismissal without prejudice regarding the Petition for Declaratory Statement which was filed on February 10, 2010, by Thomas F. Panza, Esq., on behalf of Nova Southeastern University, Inc. Petitioner withdrew and dismissed without prejudice its Petition for Declaratory Statement.

A copy of the notice of voluntary dismissal without prejudice may be obtained by contacting: Sue Foster, Executive Director, Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, FL 32399-3258.

The Board of Nursing hereby gives notice that on February 9, 2010, it received a Petition for Declaratory Statement filed by Raquel Pasaron, ARNP, seeking the Board's interpretation of subsection 64B9-4.001(2), (9), (10) and paragraph 64B9-4.010(2)(b), F.A.C., and whether an ARNP, in accordance with his or her Protocol and CP agreement, is permitted to prescribe, initiate, monitor, alter, or order drug therapies. The Board will address this petition at its next meeting.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Rick Garcia, Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399-3252. Comments on this petition should be filed with the Board of Nursing within 14 days of publication of this notice.

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN THAT the **Division of State Fire Marshal** has received the petition for declaratory statement from Randy Pinkham on or about February 10, 2010. The petition seeks the agency's opinion as to the applicability of Rule 69A-48.008, F.A.C., Fire Alarm Monitoring, as it applies to the petitioner.

Petitioner requests a declaratory statement to clarify the existing rule for fire alarm monitoring utilizing a packet-switched network (internet).

A copy of the Petition for Declaratory Statement may be obtained by contacting: Lesley Mendelson at (850)413-3604. Please refer all comments to: 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-mail: Lesley.Mendelson@myfloridacfo.com.

**Section VIII
Notices of Petitions and Dispositions
Regarding the Validity of Rules**

Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:

NONE

Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:

NONE

**Section IX
Notices of Petitions and Dispositions
Regarding Non-rule Policy Challenges**

NONE

**Section X
Announcements and Objection Reports of
the Joint Administrative Procedures
Committee**

NONE

Section XI Notices Regarding Bids, Proposals and Purchasing

DEPARTMENT OF STATE

The Division of Historical Resources announces that it is soliciting proposals from Florida Certified Local Governments (CLGs) interested in serving as host communities for a series of statewide CLG training workshops.

The deadline for submitting proposals is delivery to the Bureau of Historic Preservation before 5:00 p.m., March 1, 2010 or postmarked and mailed or submitted (with documentation) to an express mail service on or before 11:59 p.m., March 1, 2010.

Selection of the host CLGs will be based on even geographic distribution of the top proposals, program venue, area resources (hotels and restaurants), and additional workshop events (tours, receptions, etc.).

For more information, or to request a suggested format for the proposal, contact: Bureau of Historic Preservation, R. A. Gray Building, 500 South Bronough Street, 4th Floor, Tallahassee, Florida 32399-0250, 1(800)847-7278 or email: Michael Zimny at mfzimny@doh.state.fl.us.

DEPARTMENT OF EDUCATION

NOTICE TO CONSTRUCTION MANAGERS

The University of South Florida St. Petersburg (USFSP) announces Construction Management services will be required for the project listed below:

PROJECT NO.: TBD

PROJECT AND LOCATION: Multi-Purpose Student Center, University of South Florida St. Petersburg, St. Petersburg, Florida.

PROJECT DESCRIPTION: The University of South Florida St. Petersburg's Multi-Purpose Student Center project is an 82,500 GSF building planned to occupy the South West corner of 6th Avenue South and 2nd Street South in St. Petersburg. The building site is central to the campus and adjacent to the University's new Harborwalk pedestrian mall. The site is currently an empty grassy lot recently configured to accommodate storm water retention. The Multi-Purpose Student Center project will include food service spaces to accommodate multiple food concepts with food court, kitchen facilities for banquet functions, ballroom with additional conference facilities including meeting rooms and pre-function

space, building office space, residential student housing units with support service spaces and a multi-function student area. The estimated construction cost is \$15,650,000.00. The Building Program is available online on the USFSP Facilities Planning and Construction website.

The University is seeking to hire a Construction Management team with extensive experience in student union/student residential construction. The contract for Construction Management services shall consist of a pre-construction services phase and a construction phase. The pre-construction services phase, for which the Construction Manager will be paid a fixed fee, will include value engineering, constructability analyses, development of cost models, estimating, and the development of a Guaranteed Maximum Price (GMP) at 75% Construction Document phase. If the GMP is accepted, the Construction Phase will be implemented. Early bid packages for fast track and multi-phase development may be required to meet project goals. In the Construction Phase of the contract, the Construction Manager becomes the single point of responsibility for performance of the construction of the project and shall publicly bid trade contracts. Failure to negotiate an acceptable fixed fee for Phase 1 of the contract or to arrive at an acceptable GMP within the time provided in the agreement may result in the termination of the Construction Manager's contract.

It is the University's responsibility to negotiate a fair, competitive, and reasonable compensation for pre-construction services and overhead and profit fees for the project. A fair, competitive, and reasonable compensation shall be evaluated based upon the following information: (1) Compensation on similar projects, (2) other compensation reference data, and (3) after approval or ranking, proposals requested from the short listed firms based upon a scope of services document to be provided at the time of negotiations.

Selection of finalists for interviews will be made on the basis of Construction Manager qualifications, including applicant's experience, applicant's personnel, applicant's ability to provide service (record-keeping/administrative ability, recording of as-built conditions, critical path scheduling expertise, conceptual cost estimating and cost control ability, quality control capability, etc.), and the applicant's license, bondability, and insurability. As part of the University of South Florida St. Petersburg's Strategic Plan, USFSP made a commitment to foster a diverse community distinguished by a shared purpose, collaboration, open and timely communication, mutual respect, trust, and inclusiveness. The University of South Florida St. Petersburg is an equal opportunity institution and, as such, strongly encourages the

lawful use of certified Minority and Women-owned Business Enterprises (“MBEs”) in the provision of design and construction-related services by providing a fair and equal opportunity to compete for, or for participation in, design and/or construction-related services. Finalists will be provided with the latest documentation prepared by Rowe Architects, Inc., the project Architect, a description of the final interview requirements, and a copy of the standard University of South Florida Construction Management Agreement. The Construction Manager shall have no ownership, entrepreneurial, or financial affiliation with the selected Architect involved with this project.

INSTRUCTIONS: Firms desiring to provide Construction Management services for the project shall submit a letter of interest and a completed “USFSP Construction Manager Qualifications Supplement dated February, 2010” with attachments and additional information required. Proposals must not exceed 60 pages, including the Construction Manager Qualifications Supplement and letter of interest, attachments and additional information. Pages must be numbered consecutively. Submittals that do not comply with these requirements or do not include the requested data may not be considered. Submittals are part of the public record and no submittal material will be returned.

All applicants must be licensed to practice as Certified General Contractors in the State of Florida at the time of application. Corporations must be registered to operate in the State of Florida by the Department of State, Division of Corporations, at the time of application. As required by Section 287.133, Florida Statutes, a Construction Management firm may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected Construction Management firm must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$25,000.00 in connection with this project for a period of 36 months from the date of placement on the convicted vendor list.

The “USFSP Construction Manager Qualifications Supplement” form and the Project Fact Sheet may be obtained by contacting: Marion Sommers, Facilities Planning and Construction Services, University of South Florida St. Petersburg, TER 100, 140 Seventh Avenue South, St. Petersburg, Florida 33701, via e-mail: sommers@spadmin.usf.edu or phone: (727)873-4822 or facsimile: (727)873-4194. Interested firms are invited to attend a Pre-submittal Meeting at the University of South Florida St. Petersburg, to be held at 10:00 a.m. (EDT), Thursday, March 11, 2010, in Davis Hall,

Room 130, 140 Seventh Avenue, South, St. Petersburg, Florida, to review the scope and requirements of this project. Requests for meeting by individual firms will not be granted.

It shall be noted that no verbal communication shall take place between the applicants and the University of South Florida St. Petersburg, except as provided at the Pre-Submittal Meeting, the Pre-Interview Meeting, and the request for project information (the CMQS and Fact Sheet) and clarifications. Requests for any project information must be in writing to same address above.

One (1) original paper copy and six (6) CD copies of the above required proposal data shall be submitted to: James A. Grant, Director, Facilities Planning and Construction Services, University of South Florida St. Petersburg, 140 Seventh Avenue, South, TER 100, St. Petersburg, Florida 33701.

Submittals must be received at the above campus address by 2:00 p.m. (EDT), Friday, March 26, 2010. Facsimile (FAX) or electronic submittals are not acceptable and will not be considered. The University reserves the right to suspend or discontinue the selection process at any time and to return or reject any or all submissions of Construction Manager proposals without obligation to the respondent. The award of this contract is subject to availability of funds. If additional funding is realized, the University has the option to incorporate additional scope/funding under this contract.

The School Board of Pinellas County, Florida will receive sealed bids in the Purchasing Department of the School Board of Pinellas County, Florida 301 – Fourth Street, S.W., Largo, Florida 33770-3536, until 3:00 p.m. (Local Time), April 6, 2010, for the purpose of selecting a Contractor for supplying all labor, material, and ancillary services required for the scope listed below.

Chiller Purchase & Installation
Bid# 10-968-192

Highland Lakes Elementary, Highlands Blvd.,
Palm Harbor, FL 34684

Northeast High School, 5500 – 16th St., North,
St. Petersburg, FL 33703

SCOPE OF PROJECT: This bid will select a “Mechanical Contractor”. The work shall consist of furnishing all materials, labor, tools, equipment and supervision required to remove (2) two existing air cooled chillers and related structural and install (2) two new air cooled chillers and all related appurtenances at each school listed below. All related electrical work shall be included. All remodeling shall be in accordance with plans and specifications

BID & PERFORMANCE SECURITY: Bid and Performance Security is required with this bid.

PRE-BID CONFERENCE: A pre-bid conference will be held at the schools shown below. Attendance at this pre-bid conference is MANDATORY in order for all potential bidders to receive the benefit of answers to theirs and other's technical questions first hand. If you are not the prime bidder but are attending on behalf of someone else, please make note of this when signing the attendance roster where indicated. We apologize for any inconvenience this may cause you, but it is imperative that all information be disseminated in a public forum with all potential bidders present to minimize confusion or misunderstandings. Additions or changes to the original bid documents resulting from this conference of a material nature, will be documented in the form of written addenda and distributed to all attendees. Please note that if you are late to this mandatory pre-bid conference you will not be eligible to sign the attendance roster and therefore may not submit a bid. You may still, however, attend the conference if you wish.

LOCATIONS DATE AND TIMES:

Highland Lakes Elementary School, Main Offices, 1230 Highlands Blvd., Palm Harbor, FL 34684, March 2, 2010, 10:00 a.m.

Northeast High School, Main Offices, 5500 – 16th St., North, St., Petersburg, FL 33703, March 2, 2010, 1:00 p.m.

Purchasing Department
301 Fourth Street, S. W.
Largo, Florida 33770
(727)588-6149
(727)588-6129 (Fax)

The Owner reserves the right to reject all bids.

BY ORDER OF THE SCHOOL BOARD OF PINELLAS COUNTY, FLORIDA

Dr. Julie M. Janssen, Ed.D
Superintendent Of Schools
and Ex-officio Secretary
to the School Board

Janet R. Clark
Chairman

Mark C. Lindemann
Director, Purchasing

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."

FLORIDA HOUSING FINANCE CORPORATION

The Florida Housing Finance Corporation invites all Applicants that have an Active Award (essentially meaning an allocation of nine percent Housing Credits awarded by the Board on February 26, 2010 related to the 2009 Universal Application Cycle for which the invitation to enter credit underwriting has been accepted as of the due date stated in the invitation) to submit Proposals in accordance with the terms and conditions set forth in the Request for Proposals (RFP) 2010-04. The intent of the funding is to provide gap financing to qualified nine percent Housing Credit developments that would not otherwise be economically viable.

Proposals shall be accepted until 2:00 p.m. (Eastern Time), Friday, March 12, 2010, to the Attention: Sherry Green, Contracts Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. For questions or additional information, please contact: Sherry Green at (850)488-4197 or sherry.green@floridahousing.org. To obtain a copy of the Request for Proposals, which outlines selection criteria and applicant's responsibilities, please submit your request to the attention of Sherry Green, or you can download the Request for Proposals from the Florida Housing Finance Corporation web site at http://apps.floridahousing.org/StandAlone/FHFC_ECM/AppPage_LegalRFPs.aspx.

Any modifications that occur to the Request for Proposals will be posted at the web site and may result in an extension of the deadline.

FISH AND WILDLIFE CONSERVATION COMMISSION

BIDS ARE REQUESTED FROM QUALIFIED CONTRACTORS BY THE FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION FOR THE CONSTRUCTION OF:

PROJECT NO: FWC 09/10-79
PROJECT NAME: GUANA RIVER DAM
REVETMENT

PROJECT LOCATION: PONTE VEDRA BEACH, ST. JOHNS COUNTY, FLORIDA

FOR: Work on this proposed Contract comprises installation of cofferdam, dewatering and draining of the north apron area. Installation of steel sheet piles, pressure grouting under the fabric-form concrete apron area and construction of concrete pile cap. Construction of a new concrete retaining wall as shown on the construction plans.

QUALIFICATION: Each bidder whose field is governed by Chapters 399, 455, 489 and 633, Florida Statutes, for licensure or certification must submit qualification data of their eligibility to submit proposals with their bid.

PRE-BID CONFERENCE: A non-mandatory pre-bid conference has been scheduled for 10:00 a.m. (EST), Friday, March 5, 2010, on site (Ponte Vedra Beach on A1A approximately 8 miles north of St. Augustine), see Sheet-1.

REQUIRED BONDS: Bids shall be accompanied by a bid guarantee of not less than five (5) percent of the amount of the bid.

After award of Contract, a 100% Performance Bond and a 100% Labor and Material Payment Bond will be required.

Sealed bids will be received, publicly opened and read aloud on:

DATE AND TIME: March 19, 2010, 3:00 p.m. (EST)

PLACE: Purchasing Office, Room 364, Florida Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)488-3428

PROPOSAL: Bids must be submitted in full accordance with the requirements of the Drawings, Specifications, Bidding Conditions and Contractual Conditions.

BID PACKAGE: Bid documents shall be obtained from the Commission, upon payment of \$50.00, non-refundable, for one set. The payment envelope MUST be plainly marked on the outside with the bid number. The bid package will be sent overnight upon receiving payment by the above-mentioned Purchasing Office. Provide contact information, phone and fax number, as well as complete return address. DO NOT PROVIDE POST OFFICE BOX FOR RETURN ADDRESS.

or by downloading at no cost from:

http://vbs.dms.state.fl.us/vbs/search.criteria_form

search for Number: FWC 09/10-79.

CONTACT PERSON:

Direct questions to the Project Manager:

Mr. Justin Ellenberger

FWC – Guana River Field Office

440 Guana River Road

Ponte Vedra Beach, FL 32082

(904)825-6877

justin.ellenberger@myfwc.com

Section XII Miscellaneous

DEPARTMENT OF EDUCATION

The School Board of Hillsborough County
Policies

The School Board of Hillsborough County gives notice of intent to post for public inspection updated School Board Policies. To view the proposed policies please go to: <http://www.sdhc.k12.fl.us> and select the link titled- "Proposed School Board Policies", or view a copy located at 901 E. Kennedy Blvd., Tampa, FL, in the Communications Office. For additional information or comments call: (813)272-4000.

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

The Agency for Health Care Administration has received an application for an emergency service exemption from Jackson Hospital, 4250 Hospital Dr., Marianna, FL 32446 pursuant to Section 395.1041(3), Florida Statutes and Rule 59A-3.255, Florida Administrative Code. The hospital is requesting an emergency service exemption for Orthopedics. Comments

received within 15 days of publication will be considered by the Agency prior to making a determination of exemption status.

Additional information may be obtained by writing: Agency for Health Care Administration, Attention: System, 2727 Mahan Drive, MS #31, Tallahassee, Florida 32308, by (850)487-2717 or by e-mail: munnj@ahca.myflorida.com.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

NOTICE OF FILING OF APPLICATION FOR POWER PLANT CERTIFICATION

On February 1, 2010, the Siting Coordination Office received an application for certification of a power plant pursuant to the Florida Electrical Power Plant Siting Act, Section 403.501 et seq., Florida Statutes (F.S.), concerning FPL's DeSoto Next Generation Solar Energy Center in DeSoto County, Florida, Power Plant Siting Application No.: PA10-56, OGC Case No.: 10-0797. The application would allow FPL to construct and operate a 300-megawatt (MW) solar generation facility that is being developed in three phases: Phase I (in operation) is designed to generate 25 MW of electricity, Phase II is being designed to generate approximately 49 MW of electricity, and Phase III is being designed to generate approximately 226 MW of electricity. A copy of the application for certification is available for review in the office of: Michael P. Halpin, P.E., Siting Coordination Office, Department of Environmental Protection, 3900 Commonwealth Blvd., M.S. #48, Tallahassee, Florida 32399-3000, (850)245-2002. Pursuant to Section 403.507, F.S., and Chapter 62-17, Florida Administrative Code, statutory parties to the site certification proceeding should review the application and submit their reports and recommendations. In the future, a proposed certification hearing date will be announced. Pursuant to Section 403.508(3), F.S., parties to the proceeding shall include the applicant: Public Service Commission, the Department of Community Affairs, the Fish and Wildlife Conservation

Commission, the Water Management District, the Department of Environmental Protection, the Regional Planning Council, the local government, and the Department of Transportation. Any party listed in Section 403.508(3)(a), F.S., other than the Department of Environmental Protection or the applicant may waive its right to participate in these proceedings if such party fails to file a notice of its intent to be a party on or before the 90th day prior to the certification hearing. In addition, notwithstanding the provisions of Chapter 120, F.S., upon the filing with the administrative law judge of a notice of intent to be a party no later than 75 days after the application is filed, the following shall also be parties to the proceeding: any agency not listed in Section 403.508(3)(a), F.S. as to matters within its jurisdiction; any domestic nonprofit corporation or association formed, in whole or in part, to promote conservation or natural beauty; to protect the environment, personal health, or other biological values; to preserve historical sites; to promote consumer interests; to represent labor, commercial, or industrial groups; or to promote comprehensive planning or orderly development of the area in which the proposed electrical power plant is to be located. Other parties may include any person, including those persons listed herein who have failed to timely file a notice of intent to be a party, whose substantial interests are affected and being determined by the proceeding and who timely file a motion to intervene pursuant to Chapter 120, F.S., and applicable rules. Intervention pursuant to this paragraph may be granted at the discretion of the designated administrative law judge and upon such conditions as he or she may prescribe any time prior to 30 days before the commencement of the certification hearing. Motions to intervene must be filed (received) with the Administrative Law Judge assigned to the case by the Division of Administrative Hearings, The Desoto Building, 1230 Apalachee Parkway, Tallahassee, Florida 32399-1550, prior to 30 days before the date of the certification hearing. Any agency, including those whose properties or works are being affected pursuant to Section 403.509(4), F.S., shall be made a party upon the request of the department or the applicant. Pursuant to Section 403.508(6), F.S., if all parties to the

proceeding stipulate that there are no disputed issues of fact or law to be raised at the certification hearing, the certification hearing may be cancelled.

FLORIDA STATE CLEARINGHOUSE

The state is coordinating reviews of federal activities and federally funded projects as required by Section 403.061(40), F.S. A list of projects, comments deadlines and the address for providing comments are available at http://www.dep.state.fl.us/secretary/oip/state_clearinghouse/. For information, call (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

DEPARTMENT OF HEALTH

On February 15, 2010, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Walter Felipe Proano, M.D. License #ME 74441. This Emergency Suspension Order was predicated upon the State Surgeon General'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 State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On February 11, 2010, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Jill Diane Counts, R.N., License #RN 9224457. This Emergency Suspension Order was predicated upon the State Surgeon General'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 State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On February 11, 2010, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Cheryl E. Goulding, R.N., License #RN 3054532. This Emergency Suspension Order was predicated upon the State Surgeon

General'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 State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On February 15, 2010, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of David A. Crider, R.N., License #RN 9202117. This Emergency Suspension Order was predicated upon the State Surgeon General'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 State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On February 15, 2010, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Angela Marie Manhart, C.N.A. License #CNA 119773. This Emergency Suspension Order was predicated upon the State Surgeon General'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 State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On February 15, 2010, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Polly Young Trimble, R.N., License #RN 9170329. This Emergency Suspension Order was predicated upon the State Surgeon General'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 State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF FINANCIAL SERVICES

IN THE CIRCUIT COURT OF THE SECOND JUDICIAL
CIRCUIT, IN AND FOR LEON COUNTY, FLORIDA
CASE NO.: 2009-1568

In Re: The Receivership of INTERCONTINENTAL MARINE
SERVICE CORPORATION d/b/a FIRST WARRANTY
GROUP OF FLORIDA, an entity previously licensed in
Florida as a motor vehicle service agreement corporation
insurer, as well as a service warranty association (non-auto)
insurer.

NOTICE TO ALL POLICYHOLDERS, CREDITORS, AND
CLAIMANTS HAVING BUSINESS WITH
INTERCONTINENTAL MARINE SERVICE
CORPORATION d/b/a FIRST WARRANTY GROUP OF
FLORIDA.

You are hereby notified that by order of the Circuit Court
of the Second Judicial Circuit, in and for Leon County, Florida,
entered the 18th day of December, 2009, the Department of
Financial Services of the State of Florida was appointed as
Receiver of INTERCONTINENTAL MARINE SERVICE
CORPORATION d/b/a FIRST WARRANTY GROUP OF
FLORIDA and was ordered to liquidate the assets located in
Florida of said company.

Policyholders, claimants, creditors, and other persons in
this State having claims against the assets of
INTERCONTINENTAL MARINE SERVICE
CORPORATION d/b/a FIRST WARRANTY GROUP OF
FLORIDA, shall present such claims to the Receiver on or
before 11:59 p.m., Friday, December 17, 2010, or such claims
shall be forever barred.

Requests for forms for the presentation of such claims and
inquiries concerning this Receivership should be addressed to:
The Division of Rehabilitation and Liquidation of the Florida
Department of Financial Services, Receiver for
INTERCONTINENTAL MARINE SERVICE
CORPORATION d/b/a FIRST WARRANTY GROUP OF
FLORIDA, Post Office Box 110, Tallahassee, Florida
32302-0110. Additional information may be found at:
www.floridainsurancereceiver.org.

Section XIII
Index to Rules Filed During Preceding Week

**RULES FILED BETWEEN February 8, 2010
 and February 12, 2010**

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF COMMUNITY AFFAIRS
Division of Housing and Community Development

9B-72.130	2/10/10	3/2/10	35/45	
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DEPARTMENT OF CORRECTIONS

33-204.002	2/11/10	3/3/10	35/49	
33-204.003	2/11/10	3/3/10	35/49	

FLORIDA LAND AND WATER ADJUDICATORY COMMISSION

Tolomato Community Development District

42SS-1.002	2/10/10	3/2/10	35/50	
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Split Pine Community Development District

42TT-1.001	2/10/10	3/2/10	35/50	
42TT-1.002	2/10/10	3/2/10	35/50	
42TT-1.003	2/10/10	3/2/10	35/50	

AGENCY FOR HEALTH CARE ADMINISTRATION
Office of Licensure and Certification

59A-7.021	2/9/10	3/1/10	35/45	35/51
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Medicaid Program Office

59G-6.010	2/11/10	3/3/10	35/46	
59G-6.010	2/11/10	3/3/10	35/46	
59G-6.010	2/11/10	3/3/10	35/46	
59G-6.010	2/11/10	3/3/10	35/46	
59G-6.045	2/11/10	3/3/10	35/47	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Cosmetology

61G5-32.001	2/10/10	3/2/10	35/49	
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DEPARTMENT OF HEALTH

Board of Acupuncture

64B1-4.001	2/12/10	3/4/10	35/11	35/51
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Board of Orthotists and Prosthetists

64B14-5.004	2/9/10	3/1/10	35/52	
64B14-7.004	2/9/10	3/1/10	35/52	

Board of Podiatric Medicine

64B18-14.012	2/12/10	3/4/10	35/4	35/41
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Board of Psychology

64B19-11.005	2/12/10	3/4/10	35/39	35/49
64B19-11.011	2/9/10	3/1/10	35/50	
64B19-11.012	2/9/10	3/1/10	35/50	

School Psychology

64B21-500.002	2/10/10	3/2/10	35/49	
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DEPARTMENT OF FINANCIAL SERVICES
Securities

69W-600.0021	2/10/10	3/2/10	35/42	36/1
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