

## Section I

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

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NOS.:                    RULE TITLES:  
6A-5.080                      Florida Principal Leadership  
  Standards

**PURPOSE AND EFFECT:** The purpose of this rule development is to review the existing standards Florida school leaders must demonstrate in preparation programs and in personnel evaluations. The effect will be to propose revised standards that align fully with the contemporary research on effective school leadership.

**SUBJECT AREA TO BE ADDRESSED:** Florida Principal Leadership Standards.

**RULEMAKING AUTHORITY:** 1001.02, 1012.55, 1012.986 FS.

**LAW IMPLEMENTED:** 1012.34, 1012.55, 1012.986 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: Julie Orange, Race to the Top (RTTT) Project Manager for Educator Preparation Programs, Florida Department of Education, 325 West Gaines St., Room 126F, Tallahassee, Florida 32399-0400, (850)245-7804, Julie.Orange@fldoe.org. To request a rule development workshop, please contact: Lynn Abbott, Agency Clerk, Department of Education, (850)245-9661 or e-mail lynn.abbott@fldoe.org or go to <https://app1.fldoe.org/rules/default.aspx>.

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.:                    RULE TITLE:  
6A-6.0251                      Management of Student Health  
  Conditions

**PURPOSE AND EFFECT:** The purpose and effect of this rule development is to address self-administration of medication by students with certain health conditions enrolled in the public school system.

**SUBJECT AREA TO BE ADDRESSED:** Follow-up comments from the rule development workshop that was held on March 29, 2011, regarding management of student health conditions.

**RULEMAKING AUTHORITY:** 1002.20(3)(h)-(k) FS.

**LAW IMPLEMENTED:** 1002.20(3)(h)-(k) FS.

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

**DATE AND TIME:** May 25, 2011, 9:00 a.m.

**PLACE:** Conference Call #: 1(888)808-6959, Code: 5863745134. Please do not call in until time for the call (maybe 1-2 minutes prior).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Bambi J. Lockman, Chief, Bureau of Exceptional Education and Student Services, Division of Public Schools, 325 West Gaines Street, Suite 614, Tallahassee, Florida 32399, (850)245-0475

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

6A-6.0251 Management Use of Student Health Conditions Epinephrine Auto-Injectors.

(1) Definitions.

(a) Self-Administration. Self-administration shall mean that the student with certain chronic health conditions as specified in Section 1002.20(3), F.S., that includes: anaphylaxis, asthma, cystic fibrosis, and diabetes is able to self-manage medication, supplies, and equipment utilize the epinephrine auto-injector in the manner directed by the licensed healthcare provider without additional assistance or direction.

(b) Anaphylaxis. Anaphylaxis is a medical term for the life-threatening allergic reactions that may occur when allergic individuals are exposed to specific allergens. Anaphylaxis is a collection of symptoms affecting multiple systems in the body.

(c) Asthma. Asthma is an inflammatory disorder of the airways that impairs breathing. Asthma management is classified according to severity and control of asthma symptoms ~~Epinephrine Auto injector. Epinephrine auto injector is a prescription medication (epinephrine) in a specific dose for weight device that is packaged for self-delivery in the event of a life-threatening allergic reaction.~~

(d) Pancreatic Insufficiency. Pancreatic insufficiency includes the diagnosis of cystic fibrosis, a disease that affects the lungs and digestive system. ~~Emergency Action Plan. Emergency action plan is a child-specific action plan that is developed for an anticipated health emergency in the school setting. The Emergency Action Plan (EAP) is a component of the Individual Health Care Plan (IHCP) developed in accordance with Section 1006.062, F.S., and Rule 64F-6.004, F.A.C.~~

(e) Diabetes is a disease that impairs the body's ability to produce or properly use insulin, a hormone that is needed to convert food into energy. Diabetes management includes routine and emergency care of students with diabetes.

(f) Medical Management Plan. Written authorization from the healthcare provider to meet the medical needs of the student with a chronic health condition in school and school sponsored activities.

(g) Individual Health Care Plan. A plan developed by the registered nurse (RN) in collaboration with students, family and health care team based on the medical management plan for the student with certain chronic health conditions in the school setting or school-sponsored activities, which includes delegation as appropriate. The Individual Health Care Plan (IHCP) shall include provisions for child-specific training in accordance with Section 1006.062(4), F.S.

(h) Emergency Action Plan. Emergency action plan is a child-specific action plan that is developed for an anticipated health emergency in the school setting. The Emergency Action Plan (EAP) is a component of the IHCP developed in accordance with Section 1006.062, F.S., and Rule 64F-6.004, F.A.C.

(2) A medical management plan from the healthcare provider and parent/guardian consent is required for a student to carry and self-manage medication, supplies, and equipment in accordance with Section 1002.20, F.S. The RN in conjunction with the parent/guardian and health care team shall assess the ability of the student to safely and effectively self-manage their health condition while in school, participating in school-sponsored activities, or in transit to or from school or school-sponsored activities. A written authorization is required from the physician and parent/guardians for a student to carry an epinephrine auto-injector and self-administer epinephrine by auto-injector in accordance with Section 1002.20, F.S.

(3) The RN shall develop an annual IHCP that includes an EAP, in cooperation with the student, parent/guardians, healthcare provider, and school personnel for the student with a chronic health condition as specified in Section 1002.20(3), F.S., that includes: anaphylaxis, asthma, cystic fibrosis and diabetes. In accordance with subsection 64F-6.004(4), F.A.C., the school nurse shall develop an annual IHCP that includes an EAP, in cooperation with the student, parent/guardians, healthcare provider, and school personnel for the student with life-threatening allergies.

(4) The IHCP shall include provisions for child-specific training in accordance with Section 1006.062(4), F.S., to protect the safety of all students from the misuse or abuse of auto-injectors. The EAP component shall specify when that the emergency number (911) will be called immediately for an anaphylaxis event and describe a plan of action if the student needs assistance or is unable to self-administer medication or self-manage treatment as prescribed perform self-administration of the epinephrine auto-injector.

(5) The school district shall ensure that procedures are in place to protect the safety of all students from the misuse or abuse of medication, supplies, or equipment.

(6) Commencing with the 2012-2013 school year, school districts are encouraged to develop and implement strategies for training school personnel in diabetes care in accordance with Section 1006.062(4), F.S., and the local school health services plan as defined in Section 381.0056, F.S.

Rulemaking Specific Authority 1002.20(3)(h)-(k)(+) FS. Law Implemented 1002.20(3)(h)-(k)(+) FS. History-New 3-24-08, Amended \_\_\_\_\_.

**DEPARTMENT OF MANAGEMENT SERVICES**

**E911 Board**

RULE NO.: 60FF1-5.003  
 RULE TITLE: E911 State Grant Programs  
 PURPOSE AND EFFECT: The Board proposes the rule amendment to delete unnecessary language and to add new language to modify W Form 3A, "Application for the E911 State Grant Program"; to update the procedures for applying for state grant and; to renumber rule accordingly.  
 SUBJECT AREA TO BE ADDRESSED: State grant programs.

RULEMAKING AUTHORITY: 365.172(6)(a)11. FS.  
 LAW IMPLEMENTED: 365.172(6)(a)3.b., 365.173(2)(i), 365.172(9)(a), (b), (c) FS.  
 IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Ryan Butler, E911 Board, 4030 Esplanade Way, Suite 160Q, Tallahassee, Florida 32399-0950

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

60FF1-5.003 E911 State Grant Programs.

The E911 State Grant program is a grant program provided for the purpose of assisting State of Florida counties with the installation of Enhanced 911 (E911), Phase II and Next Generation 911 systems.

- (1) No change.
- (2) General conditions.

(a) Each county applying for E911 State Grant funds shall complete and submit W Form 3A, "Application for the E911 State Grant Program," effective ~~08/1/10~~ 3/1/2011, which is incorporated herein by reference and which may be obtained from the E911 Board office at the following address:

State of Florida E911 Board  
ATTN: Administrative Assistant  
4050 Esplanade Way  
Building 4030 – Suite 160  
Tallahassee, Florida 32399-0950

The applicant must provide one original of the pages for Application Form items 1 through ~~14~~ 14 and the associated quotes for the grant application postmarked or delivered on or before ~~June~~ November 1.

(b) through (c) No change.

(d) Grant applications totaling ~~\$35,000.00~~ \$25,000.00 or more must be accompanied by at least three written substantiated competitive quotes from different vendors, unless a sole source request is approved in compliance with (e). The E911 Board will compare the three quotes to any existing state contract in order to determine appropriate funding. Any county that has made a good faith effort to obtain at least three competitive quotes and has not been able to obtain the quotes can request E911 Board review based on substantiated proof of request for quotes or posting of the request with documentation of the limited responses. Sole source funding will be considered on a case-by-case basis. Justification and documentation for sole source funding should be provided with the grant this application. Sole source funding will be approved if provided in accordance with Chapter 287, F.S., or with provision of a letter from the county's purchasing department that the project is a sole source procurement based on the county's purchasing requirements and it should be provided with this application.

(e) Sole source funding will be considered on a case-by-case basis. Justification for sole source funding shall be provided with the grant application. Sole source funding will be approved if provided in accordance with Chapter 287, F.S., or with provision of a letter from the county's purchasing department that the project is a sole source procurement based on the county's purchasing requirements, which should be provided with the grant application.

(e) through (g) renumbered (f) through (h) No change.

~~(i)(4)~~ Grant funds shall be deposited in a bank account maintained by the grantee county, and each grant shall be assigned a unique accounting code designation for deposits, disbursements, and expenditures. All E911 State Grant funds in the account shall be accounted for separately from other grantee funds. Utilization of the earned interest funds shall be authorized through an approved Request for Change Form and expenditure documentation shall be included in the final report. Grant funds including accrued interest may be used only

between the beginning and ending dates of the grant, unless an extension is requested and authorized by the E911 Board. Extension of time will not be granted unless the county has executed a contract for the grant equipment and/or services, or demonstrates good cause for failure to execute a contract within twelve months of award. Grant extensions shall be limited to a maximum of one additional year when approved by the Board.

~~(j)(4)~~ Grantee counties must submit quarterly reports to the E911 Board, summarizing the expenditures and activities of the grant funds. The reports are due 30 days after the end of the reporting period, which ends March 31, June 30, September 30, and December 31. In lieu of submitting a signed quarterly Grant Budget/Expenditure and Quarterly Report form, the updated form can be e-mailed to the Board's administrative/technical staff. The quarterly and final reports will be considered late if not received by the Board Staff prior to the next scheduled Board Meeting after the due date.

~~(k)(4)~~ At project completion, a final report shall be submitted based on the same reporting periods described above. The County shall determine the final completion date based on the final payment date or the initiation date of the warranty period. Final supporting documentation including copies of all expenditures and corresponding invoices shall be submitted within 90 days of the final report.

~~(l)(4)~~ No change.

~~(m)(4)~~ No change.

~~(n)(4)~~ Grant awards will be withheld for any county that has a grant with a past-due quarterly report or past-due final documentation and closeout, of previous E911 Board ~~board~~ grant awards.

~~(o)(4)~~ No change.

~~(p)(4)~~ The amount and availability of funds in the Trust Fund for allocation each year is subject to an annual appropriation by the Legislature. The E911 Board will adjust the amount awarded to a county based upon the availability of funds, eligibility of requested items, published quotes, increased effectiveness of grant funds, minimum system requirements for performing the needed E911 function as specified in the State E911 plan, or documented factors provided in the grant application submission.

(3)(a) No change.

(b) Schedule:

1. Counties submit applications: by ~~June~~ November 1;
2. E911 Board evaluates applications: ~~June~~ November – December;
3. Board votes on applications at regularly scheduled meetings: ~~June~~ November – December;
4. Board sends notification of award and issuance of checks to counties approved for funding before ~~December~~ January 30;
5. through 6. No change.

Rulemaking Authority 365.172(6)(a)11. FS. Law implemented 365.172(6)(a)3.b., 365.173(2)(i), 365.172(9)(a), (b), (c) FS. History--New 12-7-08, Amended 10-27-10, Formerly 60FF-5.003, Amended

Rulemaking Specific Authority 509.032(6), 509.251 FS. Law Implemented 509.013, 509.032(2)(e), ~~509.032(3)(e)~~, 509.251, 509.302(3) FS. History--New 7-31-79, Revised 9-1-80, Formerly 7C-1.08, Amended 5-10-89, 9-10-89, 10-31-89, 4-3-90, 12-31-90, 9-11-91, 2-27-92, 7-6-92, 8-23-92, 11-4-92, 4-4-93, Formerly 7C-1.008, Amended 9-20-93, 12-22-93, 6-29-95, 10-9-95, 9-25-96, 5-11-98, 9-21-00, 9-9-03, \_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Division of Hotels and Restaurants**

RULE NO.: RULE TITLE:

61C-1.008 License Fees

PURPOSE AND EFFECT: The purpose and effect of the proposed rule development is to reduce to zero the fee charged to process a variance request.

SUBJECT AREA TO BE ADDRESSED: The proposed rule development will address the amount charged to process a request for a variance from the Division of Hotels and Restaurants rules relating to public food service establishments and public lodging establishments.

RULEMAKING AUTHORITY: 509.032, 509.251 FS.

LAW IMPLEMENTED: 509.013, 509.032, 509.251, 509.302 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Michelle Comingore, Operations Review Specialist, Division of Hotels and Restaurants, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1012, telephone: (850)488-1133, E-Mail: Michelle.Comingore@dbpr.state.fl.us

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61C-1.008 License Fees.

(1) through (4) No change.

(5) Amount of License Fee – Public Food Service Establishment. The license fee for a public food service establishment shall be in accordance with the following schedule exclusive of the categories of fee adjustments set forth in subsections 61C-1.008(1) and (3), F.A.C.:

(a) through (b) No change.

(c) Plan review fees shall be \$150; variance review process fees shall be \$0:-

~~1. Routine \$150; and~~

~~2. Emergency \$300.~~

(6) No change.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE NOS.:

RULE TITLES:

62-304.425

Nassau Basin TMDLs

62-304.430

St. Mary's Basin TMDLs

62-304.515

Kissimmee River Basin TMDLs

62-304.705

St. Lucie Basin TMDLs

62-304.710

Loxahatchee Basin TMDLs

62-304.715

Lake Worth Lagoon Basin TMDLs

62-304.725

Southeast Coast Basin TMDLs

62-304.815

Fisheating Creek Basin TMDLs

PURPOSE AND EFFECT: The Department is initiating rulemaking to establish Total Maximum Daily Loads (TMDLs) for waters in the following basins: Nassau, St. Mary's, Kissimmee River, St. Lucie, Loxahatchee, Lake Worth Lagoon, Southeast Coast, and Fisheating Creek. Pursuant to Section 403.067(6), F.S., TMDLs must be adopted in rule by the Secretary of the Department. Chapter 62-304, F.A.C., was established as the rule chapter within which rules adopting TMDLs shall reside. TMDL development is proceeding for those waters on the Department's Verified List of Impaired Waters, previously adopted by Secretarial Order.

SUBJECT AREA TO BE ADDRESSED: TMDLs and their allocations will be established for the pollutants identified as causing the impairment for the impaired waters in the above listed basins (as indicated in the order adopting the verified list for the basin).

RULEMAKING AUTHORITY: 403.061, 403.067 FS.

LAW IMPLEMENTED: 403.061, 403.067 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: Jan Mandrup-Poulsen, Administrator, Watershed Evaluation and TMDL Section, 2600 Blair Stone Road, Mail Station 3555, Tallahassee, FL 32399-2400, telephone (850)245-8449

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.:	RULE TITLES:
68B-13.001	Applicability of rules to state and federal waters
68B-13.0015	Definitions
68B-13.005	Designation as Restricted Species; Season; Repeal of Special Act
68B-13.006	Licenses, Endorsements, and Permits
68B-13.007	Restrictions on Size and on Transport and Possession of Stone Crabs and Stone Crab Claws
68B-13.008	Gear, Trap Construction, Commercial Trap Marking Requirements, Trap Working Regulations, Trap Transfer
68B-13.009	Recreational Stone Crab Harvest: Bag Limit, Trap Limit, Trap Marking Requirements, Trap Pulling
68B-13.010	Stone Crab Trap Limitation Program
68B-13.011	Prohibitions
68B-13.012	Commission Policy Regarding the Assessment of Administrative Penalties

**PURPOSE AND EFFECT:** The purpose of these rule amendments is for Florida to extend management of the stone crab fishery to adjacent federal waters in the absence of federal regulation. The Gulf of Mexico Fishery Management Council is in the process of repealing its federal Fishery Management Plan and the South Atlantic Fishery Management Council has no plan for stone crab in Atlantic federal waters.

**SUBJECT AREA TO BE ADDRESSED:** Subject areas to be addressed in the rule development notice include the extension of current state regulations into adjacent federal waters and the removal of reference to a federal form that will no longer be required after the federal Fishery Management Plan is repealed.

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

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

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

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

Robson, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-0554

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.:	RULE TITLES:
68B-35.001	Purpose and Intent; Repeal of Certain Laws; Designation as Restricted Species, Aquaculture Exemption for Pompano
68B-35.002	Definitions
68B-35.003	Size and Bag Limits; Prohibition of Sale
68B-35.0035	Bag Limits
68B-35.004	Gear Specifications and Prohibited Gear
68B-35.005	Commercial Pompano Harvest Requirements: Pompano Endorsement Criteria; State and Federal Waters Pompano Daily Harvest Limits and License Requirements for Sale or Purchase
68B-35.006	Closed Season

**PURPOSE AND EFFECT:** The purpose of these rule amendments is to extend Florida’s current regulations for permit, Florida Pompano, and African pompano into federal waters, where they are currently unregulated. The rule amendments would also separate the management strategies for permit and pompano resulting in new size and bag limits for each species. The rule amendments would reduce the commercial permit fishery. In addition, Florida would be split into two management areas for permit, with more restrictive regulations in the southern management zone, including a closed season.

**SUBJECT AREA TO BE ADDRESSED:** Subject areas to be addressed in the rule development notice include size limits, bag limits, and allowable gear for permit, Florida pompano, and African pompano. Other subject areas include the creation of a new management area for permit and the creation of a closed season inside the new management area for permit.

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

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

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mark Robson, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-0554

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

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of State Fire Marshal**

RULE NO.: 69A-51.060  
 RULE TITLE: Requirements for New Installations

PURPOSE AND EFFECT: To get input from the public on a Petition to Initiate Rulemaking filed by Thermal Tech, Inc, to amend to clarify its application to boilers with fireside heating surface of 2,000 square feet or greater and/or having a top centerline elevation of 10'-0" above the operating floor (installed height, including the increase in elevation due to housekeeping pads or supporting piers) – where access to the inspection manways, operable valves safety valves and other equipment is required for normal operations, maintenance and repairs and inspections. Other changes relating to ladders and runways are also requested.

SUBJECT AREA TO BE ADDRESSED: Requirements for new boiler installations.

RULEMAKING AUTHORITY: 554.103 FS.

LAW IMPLEMENTED: 554.103, 554.104, 554.105, 554.106, 554.107 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, May 17, 2011, 10:00 a.m.  
 PLACE: Conference Room, Jimmy B Keel Library, 2902 West Bearss Avenue, Tampa, Florida 33618

Pursuant to the provisions of 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: Mike Burns, Boiler Chief, (850)413-3614, Mike.Burns@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: from the CONTACT PERSON LISTED ABOVE, and on the Department’s website at <http://www.myfloridacfo.com/SFM/sfmnotice.htm>

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

**AGENCY FOR ENTERPRISE INFORMATION TECHNOLOGY**

**Enterprise IT Services**

RULE NOS.:	RULE TITLES:
71B-1.001	Purpose and Scope
71B-1.002	Definitions
71B-1.003	State Agency E-mail Format
71B-1.004	Phased Implementation
71B-1.005	Agency Acronyms

PURPOSE AND EFFECT: The purpose of these rules is to prescribe a standard agency e-mail format. These rules will promote seamless communication between state agencies, businesses, and citizens.

SUBJECT AREA TO BE ADDRESSED: Enterprise E-mail Service.

RULEMAKING AUTHORITY: 14.204(7) FS.

LAW IMPLEMENTED: 282.34(9) FS.

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

DATE AND TIME: Friday, May 20, 2011, 9:00 a.m.  
 PLACE: Betty Easley Conference Center, Room 152, 4075 Esplanade Way, 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: Renee Harkins, (850)922-7502; renee.harkins@aeit.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Renee Harkins. A copy of the preliminary text is available on the AEIT website at: <https://aeit.myflorida.com/rulemaking>  
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

## Section II Proposed Rules

### DEPARTMENT OF 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 proposed rule is to clarify the requirements for the sanitation notice to guests; 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 will 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. The proposed rule also adopts minimum requirements for approved locking devices and exempts licensed nontransient apartments from specific kitchen requirements.

**SUMMARY:** The proposed rule clarifies the requirements for the sanitation notice to guests; removes more costly Food Code compliance for new or extensively remodeled public lodging establishments; replaces the National Fire Prevention Association's NFPA 101, Life Safety Code, as the standard for approved locks with the appropriate section of the 2007 Florida Building Code; and specifies that establishments licensed as nontransient apartments are not subject to certain kitchen requirements.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS:** The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. An 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:** 509.032, 509.2112 FS.

**LAW IMPLEMENTED:** 509.032, 509.211, 509.2112, 509.221 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Michelle Comingore, Operations Review Specialist, Division of Hotels and Restaurants, Department of Business and Professional Regulation, 1940

North Monroe Street, Tallahassee, Florida 32399-1011, telephone: (850)488-1133, E-Mail: Michelle.Comingore@dbpr.state.fl.us

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

##### 61C-3.001 Sanitation and Safety Requirements.

The following requirements and standards shall be met by all public lodging establishments.

##### (1) Glassware, tableware, and utensils –

##### (a) No change.

(b) Any public lodging establishment which cannot comply with this provision shall post in a conspicuous place in each guest room where dishware, glassware, kitchenware or utensils are provided, a placard or sign which contains the following statement, or its equivalent: ~~clearly states~~

“NOTICE TO GUESTS: Dishware, glassware, kitchenware and/or utensils have been provided in this room as a guest convenience. These items have been cleaned within this room or unit using ordinary household dishwashing facilities and agents. They have not been sanitized according to Federal and State standards for public food service establishments.” ~~or equivalent language, in each guest room where such dishware, glassware, kitchenware or utensils are provided.~~

~~(e) Any public lodging establishment initiating new construction or extensive remodeling involving the construction of walls or plumbing fixtures in any area which would permit compliance with any portion of these requirements shall fully comply with the above requirements.~~

##### (2) Kitchen and kitchen equipment –

(a) Kitchen appliances and refrigeration equipment shall be kept clean, free from odors and in good repair. Refrigerators shall be properly drained. Kitchens shall be ventilated to minimize the occurrence of excessive heat, steam, condensation, vapors, objectionable odors, smoke, and fumes. Kitchens must also have at least 10 foot candles of light, sufficient and suitable cooking utensils, and adequate garbage receptacles.

(b) A kitchen sink with hot and cold running water under pressure is required.

##### (3) No change.

(4) Locks – An approved locking device for the purposes of Section 509.211, F.S., is a locking device that meets the requirements of chapter 10, section 1008.1.8 of the 2007 Florida Building Code: Building National Fire Protection Association 101 (NFPA 101), Life Safety Code, 2006 edition, as adopted by the Division of State Fire Marshal in Rule 69A-3.012, F.A.C., herein adopted by reference. Public lodging establishments as defined in paragraph 61C-1.002(4)(a), F.A.C., shall have at least one approved locking device which cannot be opened by a non-master guest

room key on all outside and connecting doors. An approved locking device does not include a “sliding chain” or “hook and eye” type device.

(5) No change.

(6) Exemptions – Resort condominiums, nontransient apartments and resort dwellings are exempt from subsection (1) of this rule. Establishments opting to provide any of the services listed in subsection (1) of this rule shall comply with the requirements described herein. Nontransient apartments are exempt from paragraph (2)(a) of this rule.

Rulemaking Authority 509.032, 509.2112 FS. Law Implemented 509.032, 509.211, 509.2112, 509.221 FS. History—Amended 1-20-63, Revised 2-4-71, Amended 9-19-84, Formerly 7C-3.01, Amended 12-31-90, Formerly 7C-3.001, Amended 3-31-94, 9-25-96, 1-18-98, 8-12-08, 3-24-10, \_\_\_\_\_.

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

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Charlie Liem, Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 8, 2011

DATE NOTICES OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 23, 2010 and June 4, 2010

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Division of Hotels and Restaurants**

RULE NO.: 61C-4.023  
 RULE TITLE: Food Protection Manager Certification and Public Food Service Employee Training

PURPOSE AND EFFECT: The purpose and effect of the proposed rule development is to specify acceptable methods of conducting employee training.

SUMMARY: The proposed rule amendment will allow division-approved public food service employee training programs to be conducted through a variety of instruction formats, including Internet-based training.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. An 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: 509.032, 509.039, 509.049 FS.

LAW IMPLEMENTED: 509.039, 509.049 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: May 24, 2011, 9:00 a.m. – 11:00 a.m. or until business is completed

PLACE: Professions Board Room, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, FL. or via Conference call: 1(888)808-6959, enter conference code 9225046.

Pursuant to the provisions of 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: Michelle Comingore, Operations Review Specialist, Division of Hotels and Restaurants, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1011, Telephone: (850)488-1133, E-mail: Michelle.Comingore@dbpr.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Michelle Comingore, Operations Review Specialist, Division of Hotels and Restaurants, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1011, Telephone: (850)488-1133, E-mail: Michelle.Comingore@dbpr.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

61C-4.023 Food Protection Manager Certification and Public Food Service Employee Training.

- (1) through (3) No change.
- (4) Public Food Service Employee Training.
- (a) through (c) No change.

(d) Public food service employee training may be provided through written materials, interactive distance learning, in-person instruction, or any other method of delivery that conveys the necessary information, so long as the training program has been approved by the division and complies with all requirements in this subsection and Section 509.049, F.S. Regardless of the delivery method, each employee training certificate and card provided to the student upon completing the public food service employee training program must include the provider number assigned by the division, and the name and certificate number of the certified food manager responsible for providing the training.



1. For the purpose of this rule, “interactive distance learning” means the delivery of an approved public food service employee training program via the internet or other interactive electronic media. Such training must be interactive, providing for the exchange of information at regular intervals to promote student involvement, and must provide for the registration, evaluation, monitoring, and verification of public food service employee training. Interactive distance learning training programs must require the student to complete and submit a statement at the end of the course that the student personally completed each module of instruction. Interactive distance learning must not require passage of an examination to complete the training.

2. Each provider of an approved public food service employee training program provided through interactive distance learning is responsible for verifying student identification upon each log-in and at regular intervals, and ensuring that one student registration cannot be used to complete the training program more than one time. Student identification verification may be based upon information obtained at the time of registration.

3. Each provider of an approved public food service employee training program must notify the division in writing that it will provide the training program through interactive distance learning. Such notification must include the approved program provider number; the form of electronic media utilized; the internet address for the training program, if provided through the internet; and the name and certificate number of the certified food manager responsible for maintaining and updating the information provided by the training program. The approved provider must notify the division in writing of any changes to the required information within 30 days of the change.

Rulemaking Authority 509.032, 509.039, 509.049 FS. Law Implemented 509.039, 509.049 FS. History—New 2-21-91, Amended 5-12-92, Formerly 10D-13.037, 7C-4.023, Amended 3-31-94, 10-9-95, 1-18-98, 2-7-01, 8-12-08, 6-30-10, \_\_\_\_\_.

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

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Charlie Liem, Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 8, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 19, 2010

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

RULE NOS.:	RULE TITLES:
68A-27.0001	Purpose and Intent
68A-27.0012	Procedures for Listing and Removing Species from Florida’s Endangered and Threatened Species List
68A-27.003	Designation of Endangered Species; Prohibitions

**PURPOSE AND EFFECT:** The purpose of the proposed rule is to address the concerns raised by the Joint Administrative Procedures Committee. The effect will be to amend provisions of Chapter 68A-27, F.A.C., for consistency with the creation of a new, separate list of marine endangered and threatened species in Rule 68A-27.0031, F.A.C., which is being created under a separate rule proposal.

**SUMMARY:** The proposed amendments removes intent language, which will no longer be relevant due to the creation of the new list; alter the listing process to accommodate the new list and eliminate from consideration under the listing process species that are not within the Commission’s constitutional authority; and remove species, which will be included on the new list, from the existing list of endangered and threatened species.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS:** The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. An 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:** Article IV, Section 9, Florida Constitution.

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

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

**DATES AND TIME:** During the Commission’s regular meeting June 8-9, 2011, 8:30 a.m. – 5:00 p.m., each day

**PLACE:** The Renaissance Resort at World Golf Village, 500 South Legacy Trail, St. Augustine, FL 32092-2719

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS:** Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

68A-27.0001 Purpose and Intent.

(1) through (4) No change.

~~(5) This rule chapter is not intended to exercise regulatory authority over those species under Legislative authority. The Commission will continue to regulate those species to the extent authorized by Florida Statute.~~

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 11-8-10, Amended \_\_\_\_\_.

68A-27.0012 Procedures for Listing and Removing Species from Florida’s Endangered and Threatened Species List.

(1) Federally-designated Endangered and Threatened Species. Species which are native to Florida and which are designated as Endangered or Threatened under the Federal Endangered Species Act (ESA), 16 ~~15~~ U.S.C. § 1531 et seq. and rules thereto will be listed by the Commission as a Florida Endangered and Threatened Species by virtue of the federal designation. If a species native to Florida is added or reclassified under the ESA, and is a species within the Commission’s constitutional authority, the species shall be so listed or reclassified in the Florida Endangered and Threatened Species rule pursuant to the notice provisions of Subsection 120.54(6), F.S., relating to adoption of federal standards. Before species that have been removed from the ESA are removed from the Florida Endangered and Threatened Species rule, they shall receive a biological status review according to subparagraph (2)(c)2. to determine if the species warrants listing as a state-designated species. Prior to any species being removed from the Florida Endangered and Threatened Species list, the Commission shall develop a management plan that is intended to maintain or enhance the conservation of that species.

(2) State-designated Threatened Species.

(a) Except as provided in subsection (1) above, these procedures shall not apply to:

1. Federally-designated Endangered and Threatened species,
2. Species not native to Florida,
3. Harvested species that are monitored through periodic stock assessments or other techniques and are the subject of any rule in Title 68, F.A.C., that allows harvest,
4. Species whose occurrence in Florida is only accidental,
5. Species that is not within the Commission’s constitutional authority.

(b) through (e) No change.

(3) through (4) No change.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 6-23-99, Formerly 39-27.0012, Amended 7-1-03, 5-26-05, 11-8-10, \_\_\_\_\_.

68A-27.003 Designation of Endangered Species; Prohibitions.

(1) Federally-designated Endangered and Threatened species:

(a) No person shall take, possess, or sell any of the endangered or threatened species included in this subsection, or parts thereof or their nests or eggs except as allowed by specific federal or state permit or authorization.

(b) The following Federally-designated Endangered and Threatened species shall be afforded the protection afforded under Commission rules and Florida Statutes and under the Federal Endangered Species Act, 16 U.S.C. § 1531 et seq. and its implementing regulations. Species classified as endangered are identified below by (E) and threatened as (T).

(c) Fish:

~~1. Gulf sturgeon (*Acipenser oxyrinchus [oxyrinchus] desotoi*)(T);~~

2. Okaloosa darter (*Etheostoma okaloosae*)(E);

3. Shortnose sturgeon (*Acipenser brevirostrum*)(E);

~~4. Smalltooth sawfish (*Pristis pectinata*)(E);~~

(d) Amphibians:

1. Frosted flatwoods salamander (*Ambystoma cingulatum*)(T),

2. Reticulated flatwoods salamander (*Ambystoma bishopi*)(E).

(e) Reptiles:

1. American alligator (*Alligator mississippiensis*)(T[S/A]); Listed only because of similarity of appearance to the American crocodile,

2. American crocodile (*Crocodylus acutus*)(T),

3. Atlantic salt marsh snake (*Nerodia clarkii taeniata*)(T),

4. Bluetail mole skink (*Eumeces egregius lividus*)(T),

5. Eastern indigo snake (*Drymarchon corais couperi*)(T),

~~6. Green sea turtle (*Chelonia mydas*)(E);~~

~~7. Hawksbill sea turtle (*Eretmochelys imbricata*)(E);~~

~~8. Kemp’s ridley sea turtle (*Lepidochelys kempii*)(E);~~

~~9. Leatherback sea turtle (*Dermochelys coriacea*)(E);~~

~~10. Loggerhead sea turtle (*Caretta caretta*)(T);~~

~~6.44. Sand skink (*Neoseps reynoldsi*)(T).~~

(f) Birds:

1. Audubon’s crested caracara (*Polyborus plancus audubonii* (T),

2. Bachman’s wood warbler (*Vermivora bachmanii*)(E),

3. Cape Sable seaside sparrow (*Ammodramus maritimus mirabilis*)(E),

4. Everglade snail kite (*Rostrhamus sociabilis plumbeus*)(E),

5. Eskimo curlew (*Numenius borealis*)(E),

6. Florida grasshopper sparrow (*Ammodramus savannarum floridanus*)(E),

- 7. Florida scrub-jay (*Aphelocoma coerulescens*)(T),
- 8. Ivory-billed woodpecker (*Campephilus principalis*)(E),
- 9. Kirtland’s wood warbler (*Dendroica kirtlandii*)(E),
- 10. Piping plover (*Charadrius melodus*)(T),
- 11. Red-cockaded woodpecker (*Picoides borealis*)(E),
- 12. Roseate tern (*Sterna dougallii dougallii*)(T),
- 13. Whooping crane (*Grus americana*)(XN); Listed as experimental population in Florida,
- 14. Wood stork (*Mycteria americana*)(E).
- (g) Mammals:
  - 1. Anastasia Island beach mouse (*Peromyscus polionotus phasma*)(E),
  - ~~2. Caribbean monk seal (*Monachus tropicalis*)(E),~~
  - ~~2.3. Choctawhatchee beach mouse (*Peromyscus polionotus allophrys*)(E),~~
  - 4. Finback whale (*Balaenoptera physalus*)(E),
  - 5. West Indian manatee (*Trichechus manatus*)(E),
  - ~~3.6. Florida panther (*Puma (=Felis concolor coryi)*)(E),~~
  - ~~4.7. Florida salt marsh vole (*Microtus pennsylvanicus dukecampbelli*)(E),~~
  - ~~5.8. Gray bat (*Myotis grisescens*)(E),~~
  - ~~6.9. Gray wolf (*Canis lupus*)(E),~~
  - ~~10. Humpback whale (*Megaptera novaeangliae*)(E),~~
  - ~~7.11. Indiana bat (*Myotis sodalis*)(E),~~
  - ~~8.12. Key deer (*Odocoileus virginianus clavium*)(E). No person shall feed Key deer by hand or by placing any food that serves to attract such species,~~
  - ~~9.13. Key Largo cotton mouse (*Peromyscus gossypinus allapaticola*)(E),~~
  - ~~10.14. Key Largo woodrat (*Neotoma floridana smalli*)(E),~~
  - ~~11.15. Lower Keys rabbit (*Sylvilagus palustris hefneri*)(E),~~
  - ~~16. North Atlantic right whale (*Eubalaena glacialis*)(E),~~
  - ~~12.17. Perdido Key beach mouse (*Peromyscus polionotus trissyllepsis*)(E),~~
  - ~~13.18. Red wolf (*Canis rufus*)(E),~~
  - ~~14.19. Rice rat (*Oryzomys palustris natator* (E); Lower Keys population west of 7-mile bridge,~~
  - ~~20. Sei whale (*Balaenoptera borealis*)(E),~~
  - ~~15.21. Southeastern beach mouse (*Peromyscus polionotus niveiventris*)(T),~~
  - ~~22. Sperm whale (*Physeter macrocephalus*)(E),~~
  - ~~16.23. St. Andrew beach mouse (*Peromyscus polionotus peninsularis*)(E).~~
  - (h) Corals:
    - 1. Elkhorn coral (*Acropora palmata*)(T),
    - 2. Staghorn coral (*Acropora cervicornis*)(T).
  - (h)(i) Crustaceans:
    - Squirrel Chimney Cave shrimp (*Palaemonetes cummingsi*)(T).
  - (i)(j) Insects:
    - 1. American burying beetle (*Nicrophorus americanus*)(E),

- 2. Schaus swallowtail butterfly (*Heraclides aristodemus ponceanus*)(E).
- (j)(k) Mollusks:
  - 1. Chipola slabshell (mussel) (*Elliptio chipolaensis*)(T),
  - 2. Fat threeridge (mussel) (*Amblema neislerii*)(E),
  - 3. Gulf moccasinshell (mussel) (*Medionidus penicillatus*)(E),
  - 4. Ochlockonee moccasinshell (mussel) (*Medionidus simpsonianus*)(E),
  - 5. Oval pigtoe (mussel) (*Pleurobema pyriforme*)(E),
  - 6. Purple bankclimber (mussel) (*Elliptioideus sloatianus*)(T),
  - 7. Shinyrayed pocketbook (mussel) (*Lampsilis subangulata*)(E),
  - 8. Stock Island tree snail (*Orthalicus reses* [not incl. *nesodryas*])(T).
- (2) No change.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History–New 8-1-79, Amended 6-22-80, 7-1-83, 7-1-84, 7-1-85, Formerly 39-27.03, Amended 6-1-86, 5-10-87, 4-27-89, 9-14-93, 6-23-99, Formerly 39-27.003, Amended 12-16-03, 7-20-09, 11-8-10,\_\_\_\_\_.

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

NAME OF PERSON ORIGINATING PROPOSED RULE: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Fish and Wildlife Conservation Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 7, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 23, 2010

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

RULE NO.:	RULE TITLE:
68A-27.0031	Marine Endangered and Threatened Species

PURPOSE AND EFFECT: The purpose of the proposed rule is to address the concerns raised by the Joint Administrative Procedures Committee. The effect will be to create a list of marine endangered and threatened species.

SUMMARY: The new rule lists marine endangered and threatened species that are not within the Commission’s constitutional authority.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. An 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: 379.1025 FS.

LAW IMPLEMENTED: 379.1025 FS.

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

DATES AND TIME: During the Commission’s regular meeting June 8-9, 2011, 8:30 a.m. – 5:00 p.m., each day

PLACE: The Renaissance Resort at World Golf Village, 500 South Legacy Trail, St. Augustine, FL 32092-2719

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The ADA Coordinator at (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

THE FULL TEXT OF THE PROPOSED RULE IS:

68A-27.0031 Marine Endangered and Threatened Species.

(1) Under the Florida constitutional revision that revised Article IV, Section 9 of the Florida Constitution and created Article XII, Section 22, the Commission’s constitutional authority does not include authority to regulate marine life when those species meet the definition of endangered and threatened species as those terms were defined in Florida Statutes, Section 372.072 (1997).

(2) The following species are Marine endangered and threatened species:

(a) Fish:

1. Gulf sturgeon (*Acipenser oxyrinchus f=oxyrhynchus/ desotoi*)(T).

2. Shortnose sturgeon (*Acipenser brevirostrum*)(E).

3. Smalltooth sawfish (*Pristis pectinata*)(E).

(b) Reptiles:

1. Green sea turtle (*Chelonia mydas*)(E).

2. Hawksbill sea turtle (*Eretmochelys imbricata*)(E).

3. Kemp’s ridley sea turtle (*Lepidochelys kempii*)(E).

4. Leatherback sea turtle (*Dermochelys coriacea*)(E).

5. Loggerhead sea turtle (*Caretta caretta*)(T).

(c) Mammals:

1. Caribbean monk seal (*Monachus tropicalis*)(E).

2. Finback whale (*Balaenoptera physalus*)(E).

3. West Indian manatee (*Trichechus manatus*)(E).

4. Humpback whale (*Megaptera novaeangliae*)(E).

5. North Atlantic right whale (*Eubalaena glacialis*)(E).

6. Sei whale (*Balaenoptera borealis*)(E).

7. Sperm whale (*Physeter macrocephalus*)(E).

(d) Corals:

1. Elkhorn coral (*Acropora palmata*)(T).

2. Staghorn coral (*Acropora cervicornis*)(T).

Rulemaking Authority 379.1025 FS. Law Implemented 379.2291 FS. History–New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Fish and Wildlife Conservation Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 7, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 15, 2011

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NO.:

RULE TITLE:

68B-14.0039

Recreational Grouper Seasons

PURPOSE, EFFECT AND SUMMARY: The purpose of this draft rule amendment is to achieve consistency between the Commission’s Reef Fish Rule on recreational gag grouper harvest in the Gulf of Mexico and interim rules that are anticipated to be implemented by NOAA Fisheries Service in June 2011. Gag grouper is considered to be overfished (low stock abundance) and undergoing overfishing (excessive harvesting pressure). The Gulf of Mexico Fishery Management Council developed interim regulatory actions to address overfishing of gag grouper while a long-term rebuilding plan is developed. This rule amendment will close recreational Gulf of Mexico gag grouper harvest from June 1 through September 15, 2011 and November 16, through December 31, 2011 and would be consistent with the federal interim rule. This management measure is intended to help end overfishing of gag grouper while still allowing some fishing opportunities.

The effect of this rule amendment is to prohibit recreational harvest and possession of gag grouper from June 1 through September 15, 2011 and November 16 through December 31, 2011. With this rule amendment, federal and state regulations will be consistently applied. This minimizes public confusion, aids enforceability, and contributes to the overall health and status of gag grouper in the Gulf of Mexico.

**SUMMARY:** Rule 68B-14.0039, F.A.C., (Recreational Grouper Seasons) would be amended to close recreational Gulf of Mexico gag grouper harvest from June 1 through September 15, 2011 and November 16, through December 31, 2011. These closures would occur in 2011 only.

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

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

**THIS RULEMAKING IS UNDERTAKEN PURSUANT TO SECTION 120.54(1)(i)5., F.S. WRITTEN COMMENTS MAY BE SUBMITTED WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO:** Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764.

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

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

68B-14.0039 Recreational Grouper Seasons.

(1) In all state waters of the Gulf of Mexico, except in all waters of Monroe County, the closed season for the recreational harvest and possession of gag grouper, red grouper, black grouper, yellowfin grouper, yellowmouth grouper, rock hind, red hind or scamp shall be from February 1 through March 31, each year.

(2) GAG GROUPEr CLOSURE FOR 2011. In all state waters of the Gulf of Mexico, except in all waters of Monroe County, recreational harvest and possession of gag grouper shall be prohibited during the following closed periods:

(a) June 1 through September 15, 2011.

(b) November 16 through December 31, 2011.

~~(3)~~(2) In all state waters of the Atlantic Ocean, including all waters of Monroe County, the closed season for the recreational harvest and possession of gag grouper, black grouper, red grouper, yellowfin grouper, yellowmouth grouper, rock hind, red hind, scamp, coney, graysby, and tiger grouper shall be from January 1 through April 30 each year.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History--New 1-6-09, Amended 8-27-09, 1-19-10, \_\_\_\_\_.

## FISH AND WILDLIFE CONSERVATION COMMISSION

### Marine Fisheries

**RULE NO.:**

68B-14.004

**RULE TITLE:**

Recreational Amberjack Season

**PURPOSE, EFFECT AND SUMMARY:** The purpose of this draft rule amendment is to achieve consistency between the Commission's Reef Fish Rule on the recreational season for greater amberjack in the Gulf of Mexico and rules that are planned to be implemented by NOAA Fisheries Service on or before June 1, 2011. Reef fish (including greater amberjack) are managed in Gulf federal waters adjacent to Florida by the Gulf of Mexico Fisheries Management Council, of which Florida is a voting member. The effect of this rule amendment is to create a two month closure to the recreational harvest of greater amberjack in Gulf state waters that would contribute to the federal rebuilding plan, reduce the likelihood of exceeding the federal recreational quota, and help avoid in-season quota closures for greater amberjack. This proposed closure would coincide with the open recreational red snapper season in the Gulf of Mexico, thus minimizing the economic and social impacts of the closure and allowing for continued harvest of greater amberjack after the red snapper recreational season closes. With this rule amendment, federal and state regulations will be consistently applied. This minimizes public confusion, aids enforceability, and contributes to the overall health and status of greater amberjack in the Gulf of Mexico.

**SUMMARY:** Rule 68B-14.004, F.A.C., (Recreational Amberjack Season) would be created to prohibit the harvest of greater amberjack in state waters of the Gulf of Mexico from June 1 through July 31 of each year.

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

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

**THIS RULEMAKING IS UNDERTAKEN PURSUANT TO SECTION 120.54(1)(i)5., F.S. WRITTEN COMMENTS MAY BE SUBMITTED WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO:** Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764.

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

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

68B-14.004 Recreational Amberjack Season.

In all state waters of the Gulf of Mexico the recreational harvest and possession of greater amberjack shall be prohibited June 1 through July 31, each year.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History–New \_\_\_\_\_.

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

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Standards**

RULE NO.:                      RULE TITLE:  
5F-11.002                      Standards of National Fire Protection Association Adopted

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 14, April 8, 2011 issue of the Florida Administrative Weekly.

The Purpose and Effect Statement and Summary Statement incorrectly noted that the Department was adopting NFPA 54, National Fuel Gas Code, 2006 Edition. The statement should have indicated that the text of the proposed rule only amends to the title of NFPA 54, National Fuel Gas Code, 2006 Edition, in the rule text.

Based upon new information provided to the Department by the liquefied petroleum gas industry, the Department believes that a SERC is required and has corrected the Summary of Statement of Estimated Regulatory Costs Statement as follows: The agency has determined that this rule will have an impact on small business. A SERC has been prepared by the agency. Any person who wishes to provide information regarding the statement of estimated regulatory costs or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NOS.:                      RULE TITLES:  
6A-1.09412                      Course Requirements – Grades K-12 Basic and Adult Secondary Programs  
6A-1.09441                      Requirements for Programs and Courses Which are Funded Through the Florida Education Finance Program and for Which the Student May Earn Credit Toward High School Graduation

**NOTICE OF CONTINUATION**

Notice is hereby given that the above rule, as noticed in Vol. 37, No. 15, April 15, 2011 Florida Administrative Weekly has been continued from May 17, 2011 to June 21, 2011.

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.:                      RULE TITLE:  
6A-1.09981                      Implementation of Florida’s System of School Improvement and Accountability

**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. 37, No. 15, April 15, 2011 issue of the Florida Administrative Weekly.

The changes are in response to written material submitted to the agency on April 19, 2011. The changes will be presented to the State Board of Education for consideration at the May 17, 2011, meeting. The changes are as follows: the summary of the proposed rule is expanded to include an adjustment mechanism to the school grading scale; the change to the text in Subsection (8) of the proposed rule is found below.

(8) Planned System Enhancements. As indicated in this subsection, planned enhancements will occur in Florida’s System of School Improvement and Accountability. The Commissioner of Education will periodically recommend additional changes to the system to the State Board of Education as necessary to ensure that continuous improvements are made in the educational programs of the state. Beginning with the 2011-12 school year and annually thereafter, the percentage of “A” and “B” school grades for the year shall be reviewed to determine whether to adjust the school grading scale upward for the following year’s school grades. The first adjustment would occur no earlier than the 2012-13 school year. An adjustment will be made if the percentage of schools earning an “A” or “B” in the current year represents seventy-five (75) percent or more of all graded schools within a particular school type. There are four school types used for accountability: elementary, middle, high, and combination. The adjustment would reset the minimum required percentage of points for each passing grade (A, B, C, D) at the next highest percentage ending in the numeral 5 (five) or 0 (zero), whichever is closest to the current percentage. Annual reviews of the percentage of schools earning an “A” or “B” and adjustments to required points will be suspended when the following grade scale is achieved: 90 percent or more of the points for an “A”; 80 to 89 percent of the points for a “B”; 70 to 79 percent of the points for a “C”; and 60 to 69 percent of the points for a “D.”

**DEPARTMENT OF EDUCATION**

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

RULE NO.:                   RULE TITLE:  
6D-4.002                    President

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 36, No. 51, December 23, 2010 issue of the Florida Administrative Weekly. The name of the agency head that approved the proposed rule should read "Board of Trustees," rather than "Danny Hutto."

**DEPARTMENT OF EDUCATION**

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

RULE NO.:                   RULE TITLE:  
6D-6.003                    Use of School Facilities and  
  Equipment

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 36, No. 52, December 30, 2010 issue of the Florida Administrative Weekly. The name of the agency head that approved the proposed rule should read "Board of Trustees," rather than "Danny Hutto."

**DEPARTMENT OF EDUCATION**

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

RULE NO.:                   RULE TITLE:  
6D-8.004                    Food Service Policies

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 36, No. 52, December 30, 2010 issue of the Florida Administrative Weekly. The name of the agency head that approved the proposed rule should read "Board of Trustees," rather than "Danny Hutto."

**DEPARTMENT OF CORRECTIONS**

RULE NO.:                   RULE TITLE:  
33-601.106                 Commutation of Sentence

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 37, No. 14, April 8, 2011 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Accountancy**

RULE NO.:                   RULE TITLE:  
61H1-29.002                Temporary License

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. 44, November 5, 2010 issue of the Florida Administrative Weekly.

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

1. Subsection (9) shall now read as follows:

(9) Notwithstanding the above-stated requirements, a temporary license will not be required for an individual who does not have an office as defined by subsection 61H1-20.001(8), F.A.C. and either:

(a) Holds a valid license as a certified public accountant from a state the Board has determined to have adopted standards that are substantially equivalent to the certificate requirements in s. 5 of the Uniform Accountancy Act in the issuance of licenses (the Board's list of approved states, effective March 1, 2011, is incorporated herein and available at <http://www.myfloridalicense.com/dbpr/cpa/documents/MobilitySubstantiallyEquivalentrevised.pdf>); or

(b) Holds a valid license as a certified public accountant and obtains verification from the National Association of State Board of Accountancy CredentialNet service that the individual meets the set forth the Standards for Regulation Including Substantial Equivalency in Section 5 of the Uniform Accountancy Act, fifth edition revised July 2007. CredentialNet can be reached at [credentialnet@nasba.org](mailto:credentialnet@nasba.org) or 1(866)350-0017.

2. 473.3141 shall be added to the Law Implemented.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Voloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607.

**DEPARTMENT OF JUVENILE JUSTICE**

**Division of Administration**

RULE NOS.:	RULE TITLES:
63F-10.001	Purpose and Scope
63F-10.002	Definitions
63F-10.003	Requests for Youth Information
63F-10.004	Release of Records by Department
63F-10.005	Record Sharing Agreements with Other Government Agencies
63F-10.006	Confidentiality of Records Released by the Department

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 45, November 12, 2010 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF JUVENILE JUSTICE**

**Staff Training**

RULE NOS.:	RULE TITLES:
63H-1.001	Purpose and Scope
63H-1.002	Definitions
63H-1.004	Authorized Techniques

- 63H-1.006 Supervision of Youth in Mechanical Restraints
- 63H-1.010 Cross-Over Training
- 63H-1.011 Rehired Employee Training
- 63H-1.013 Testing Requirements
- 63H-1.016 Law Enforcement Operations and Partnerships

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. 46, November 19, 2010 issue of the Florida Administrative Weekly.

63H-1.001 Purpose and Scope.

This rule establishes a statewide framework to implement procedures governing the use of verbal and physical intervention techniques and mechanical restraints. Protective Action Response (PAR), as authorized by the department, shall be the verbal and physical intervention program trained and utilized by direct care staff in state operated, county or municipally operated, and contracted facilities and programs. PAR verbal intervention is the most common and preferred method of preventing or de-escalating conflict. It is the intent of the department that the least restrictive means of physical intervention be employed based on the individual needs of each youth.

Rulemaking Authority ~~985.64, 985.645 985.405, 985.4055~~ FS. Law Implemented 985.645 985.4055 FS. History–New 11-19-06, Amended 1-13-09,\_\_\_\_\_.

63H-1.002 Definitions.

(1) through (10) No change.

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

(12) Facility – A contracted, state, county or municipally operated, ~~or county operated~~ secure environment that provides custody, care, supervision or confinement of youth alleged or found to have committed a violation of law. This includes, but is not limited to, secure detention, law enforcement operated facilities, residential commitment programs, day treatment programs, and contracted facility based conditional release programs.

(13) through (36) No change.

Rulemaking Authority ~~985.64, 985.645 985.405, 985.4055~~ FS. Law Implemented 985.645 985.4055 FS. History–New 11-19-06, Amended 3-4-07, 1-13-09,\_\_\_\_\_.

63H-1.004 Authorized Techniques.

(1) Protective Action Response, as authorized by the department, shall be the verbal and physical intervention program trained and utilized by direct care staff in state, county or municipally operated ~~county operated~~ and contracted facilities and programs.

(2) On or before August 31, 2006, existing contracted facilities shall submit a new PAR Training Plan to the Director of Staff Development and Training or designee through the department’s Regional Director or designee, and thereafter notice of any change to this plan shall be submitted as described above within 30 calendar days of the changes’ effective date. Newly contracted, county or municipally operated ~~or county operated~~ facilities, except contracted detention facilities, shall submit their PAR Training Plan as described above no less than 30 calendar days prior to becoming operational. The PAR Training Plan for contracted, or county or municipally operated facility employees shall specify the following:

(a) through (h) No change.

(3) No change.

(4) Direct Care employees in law enforcement operated, or county or municipally operated facilities having been dually certified in the PAR Escalation Matrix, and the CJSTC Response to Resistance Matrix shall be authorized to use the approved CJSTC tactics as outlined on the Response to Resistance Matrix when reasonably necessary to control a youth after the youth exhibits combative resistance as defined in this rule or aggressive physical resistance (defined in CJSTC standards as overt, hostile, attacking movements that may cause injury, but are not likely to cause death or great bodily harm), and after PAR Escalation Matrix techniques have been exhausted; or when the alternatives are considered inappropriate due to the rapid escalation of dangerous behavior. The CJSTC Response to Resistance Matrix (CJSTC Form 85, 2/7/02) is incorporated by reference, and is available from the Director of Staff Development at 2737 Centerview Drive, Alexander Building, Suite 1416, Tallahassee, Florida 32399. This rule does not authorize the use of, and specifically prohibits direct care employees, whether dually certified or PAR certified, from using:

(a) A Taser on a youth;

(b) Aerosol or chemical agents, including but not limited to oleoresin capsicum spray;

(c) Ammonia capsules, unless required for medical treatment of the youth by a licensed medical professional.

(5) through (6) No change.

Rulemaking Authority ~~985.64, 985.645 985.405, 985.4055~~ FS. Law Implemented 985.645(2)(a) 985.4055(2)(a) FS. History–New 11-19-06, Amended 3-4-07,\_\_\_\_\_.



63H-1.006 Supervision of Youth in Mechanical Restraints.

(1) through (8) No change.

Rulemaking Authority ~~985.64, 985.645 985.405, 985.4055~~ FS. Law Implemented 985.645(2)(a) ~~985.4055(2)(a)~~ FS. History--New 11-19-06, Amended \_\_\_\_\_.

63H-1.010 Cross-Over Training.

(1) No change.

(2) When a state ~~operated~~, county, or municipally operated, or contracted facility hires a PAR certified facility employee who was trained under a different PAR Training Plan, a PAR Instructor shall train the employee, and evaluate the employee's performance on any techniques that the employee has not been trained to perform. The employee is not required to re-take the written PAR examination. The PAR Instructor shall use the PAR Performance Evaluation for facility employees. If the employee is unable to perform the new techniques, after remediation, the employee shall not be considered PAR certified for purpose of his or her employment in the new facility or program.

(3) No change.

(4) Law Enforcement, ~~and~~ county, and municipally operated facility employees certified as Law Enforcement, Correctional, or Detention officers by CJSTC are governed by Rule 63H-1.016, F.A.C.

Rulemaking Authority ~~985.64, 985.645 985.405, 985.4055~~ FS. Law Implemented 985.645(2)(b) ~~985.4055(2)(b)~~ FS. History--New 11-19-06, Amended \_\_\_\_\_.

63H-1.011 Rehired Employee Training.

(1) Employees who resign from their employment with the department, county, municipality, or contracted facility or program and are subsequently rehired shall have their PAR certification reinstated by successfully completing PAR training for facility or program employees, whichever is applicable. This subsection is applicable only if the employee has failed to timely and successfully complete the annual in-service training requirement addressed in this section prior to terminating employment.

(2) through (4) No change.

Rulemaking Authority ~~985.64, 985.645 985.405, 985.4055~~ FS. Law Implemented 985.645(2)(b) ~~985.4055(2)(b)~~ FS. History--New 11-19-06, Amended 1-13-09, \_\_\_\_\_.

63H-1.013 Testing Requirements.

(1) through (6) No change.

(7) Contracted and county or municipally operated facility employees shall be evaluated using the PAR Performance Evaluation for Contracted Facility employees, on various physical intervention techniques specified on the employee's PAR Training Plan for Contracted Facility employees, using the following guidelines:

(a) through (g) No change.

Rulemaking Authority ~~985.64, 985.645 985.405, 985.4055~~ FS. Law Implemented 985.645(2)(b) ~~985.4055(2)(b)~~ FS. History--New 11-19-06, Amended \_\_\_\_\_.

63H-1.016 Law Enforcement, County, and Municipally Operated Facilities and Partnerships.

(1) All Law Enforcement/Correction/Detention employees must complete, at a minimum, the following training requirements within 90 ~~calendar~~ days of ~~either~~ the employee's hire date ~~or the effective date of this rule, whichever is later~~:

(a) Direct care employees who are certified correctional, correctional probation or law enforcement officers under Chapter 943, F.S., are to successfully complete PAR crossover training for law enforcement personnel. Successful completion requires:

1. Attendance and participation in a minimum of twenty (20) hours of PAR Training.
2. A minimum score of seventy-five percent (75%) on the written examination.
3. One hundred percent (100%) satisfactory performance on the techniques specified on the applicable PAR Performance Evaluation form.

(b) Direct care employees who are not certified correctional, correctional probation or law enforcement officers under Chapter 943, F.S., are to be certified in PAR.

(2) CJSTC certified employees and non-CJSTC certified employees shall adhere to the annual training requirements set forth in Rule 63H-1.012, F.A.C., for facility employees.

(3) All Law Enforcement and county or municipally operated facilities or programs shall submit a PAR Training Plan in accordance with Rule 63H-1.004, F.A.C.

(4) Facilities or programs that are required to have PAR certified employees must certify employees within the timeframes set forth herein.

Rulemaking Authority ~~985.64, 985.645 985.405, 985.4055~~ FS. Law Implemented 985.645(2)(d) ~~985.4055(2)(d)~~ FS. History--New 11-19-06, Amended \_\_\_\_\_.

**DEPARTMENT OF JUVENILE JUSTICE**  
**County and Municipal Juvenile Programs**

RULE NOS.:	RULE TITLES:
63K-1.001	Purpose and Scope
63K-1.0015	Certification of County or Municipal Juvenile Detention Centers
63K-1.002	Operation of County or Municipal Juvenile Detention Centers
63K-1.003	Operation of County or Municipal Juvenile Delinquency Programs
63K-1.004	Transfers

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. 47, November 24, 2010 issue of the Florida Administrative Weekly.

63K-1.001 Purpose and Scope.

The rule establishes basic operational and monitoring requirements for county or municipal juvenile detention centers and programs. Only detention centers and programs that are planned, developed, coordinated or contracted for by local government are within the scope of this rule ~~chapter~~; centers and programs operated by local government under contract with the department are not within the scope of this rule ~~chapter~~.

Rulemaking Authority ~~20.316, 985.64~~, 985.688 FS. Law Implemented 985.688 FS. History–New 5-17-07, Amended\_\_\_\_\_.

63K-1.0015 Certification of a County or Municipal Juvenile Detention Centers.

- (1) No change.
- (2) A county or municipality may be deemed certified by complying with the following:

(a) The county or municipal-operated facility designated to be the juvenile detention center shall comply with the federal mandates as set forth in 28 C.F.R. 31.303, effective as of December 10, 1996, which is hereby incorporated by reference.

- (b) through (g) No change.
- (3) through (4) No change.

Rulemaking Authority 985.688 FS. Law Implemented 985.688 FS. History–New\_\_\_\_\_.

63K-1.002 Operation of County or Municipal Juvenile Detention Centers.

- (1) No change.
- (2) The department, through its assigned regional contract manager, shall inspect the county or municipal-operated juvenile detention center on a quarterly basis to determine its compliance with pertinent rules of operation for a detention center. Every effort will be made to schedule quarterly inspections and evaluations 90 days apart. The department will notify the county or municipality 7 calendar days in advance of the inspection and evaluation. Quarterly inspections and evaluations for county or municipal-operated centers are established as follows:

(a) First Quarter – Detention operations evaluation based on Quality Assurance standards as outlined in the interagency agreement referred to in paragraph 63K-1.0015(2)(g), F.A.C.

(b) Second Quarter – Detention operations evaluation based on Quality Assurance standards as outlined in the interagency agreement referred to in paragraph 63K-1.0015(2)(g), F.A.C., ~~and~~; an annual safety inspection conducted by the department’s Safety Coordinator; semi-annual inspection of food services.

(c) Third Quarter – Detention operations evaluation based on Quality Assurance standards as outlined in the interagency agreement referred to in paragraph 63K-1.0015(2)(g), F.A.C.

(d) Fourth Quarter – Quality Assurance annual performance evaluation ~~and a~~ semi-annual inspection of food services.

- (3) No change.

Rulemaking Authority ~~20.316, 985.64~~, 985.688 FS. Law Implemented 985.688 FS. History–New 5-17-07, Amended\_\_\_\_\_.

63K-1.003 Operation of County or Municipal Juvenile Delinquency Programs.

- (1) No change.
- (2) The department shall inspect the county or municipal juvenile delinquency program on a quarterly basis to determine its compliance with pertinent rules of operation for a delinquency program. Every effort will be made to schedule quarterly inspections and evaluation 90 days apart. The department will notify the county or municipality 7 calendar days in advance of the inspection and evaluation. Quarterly inspections and evaluation for county or municipal-operated centers are established as follows:

(a) First Quarter – Delinquency operations evaluation based on Quality Assurance standards as outlined in the interagency agreement referred to in paragraph 63K-1.0015(2)(g), F.A.C.

(b) Second Quarter – Delinquency operations evaluation based on Quality Assurance standards as outlined in the interagency agreement referred to in paragraph 63K-1.0015(2)(g), F.A.C. ~~and~~; an annual safety inspection conducted by the department’s Safety Coordinator.

(c) Third Quarter – Delinquency operations evaluation based on Quality Assurance standards as outlined in the interagency agreement referred to in paragraph 63K-1.0015(2)(g), F.A.C.

(d) Fourth Quarter – Quality Assurance annual performance evaluation.

- (3) No change.

Rulemaking Authority ~~20.316, 985.64~~, 985.688 FS. Law Implemented 985.688 FS. History–New 5-17-07, Amended\_\_\_\_\_.

63K-1.004 Transfers.

- (1) No change.
- (2) Between Detention Centers: A county or municipal juvenile detention center program may transfer a juvenile to a state-operated facility when the youth has been committed to the department by the court, or when the county or municipal juvenile detention facility is overcrowded as defined by department Rule 63G-2.008, F.A.C.

Rulemaking Authority ~~20.316, 985.64~~, 985.688 FS. Law Implemented 985.688 FS. History–New 5-17-07, Amended\_\_\_\_\_.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.:                   RULE TITLES:  
 68B-34.002                 Definitions  
 68B-34.005                 Bonefish Tournaments, Exemptions

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 37, No. 9, March 4, 2011 issue of the Florida Administrative Weekly.

Notice is hereby given that the following changes have been made to the proposed rule in accordance with Section 120.54(3)(d)1., F.S., published in Vol. 37, No. 9, March 4, 2011, issue of the Florida Administrative Weekly.

Proposed amendment to Rule 68B-34.002 has been changed to include the following revised subsection (3):

(3) "Harvest for commercial purposes" means the taking or harvesting of fish for purposes of sale, barter, trade, or exchange, or with intent to sell, barter, trade, or exchange, ~~or in excess of established bag limits.~~

Proposed amendment to Rule 68B-34.005 has been changed to include the following revised language:

(1) The Executive Director of the FWC, or his designee, shall issue a tournament exemption permit to the director of an organized tournament to allow for the temporary possession and transport of bonefish when such tournament will allow catch-and-release fishing for bonefish and when an applicant agrees to comply with the following provisions:

(a) through (d) No change.

(e) Organized tournament staff shall maintain at least one aerated or recirculating recovery tank at each certified scale and tournament check-in location. Organized tournament staff may hold up to one bonefish per 10 gallons of seawater in such a recovery tank prior to release. Bonefish must be released by official sunset each day of the tournament, as established and published by the U.S. Weather Service, and may not be possessed longer than 16 hours. Recovery holding tank requirements will be specified in the tournament exemption permit by the FWC in a manner to ensure ~~insure~~ increased survival of released bonefish.

(f) through (i) No change.

(2) Application for issuance of a tournament exemption permit shall be made on a form provided by the FWC (Form DMF-SL6000 (4-11), incorporated herein by reference and available online at <http://www.flrules.org/Gateway/reference.asp?No=Ref-00257> ~~www.MyFWC.com/License~~).

(3) through (4) No change.

~~(5) Any violation of the conditions and requirements specified within the tournament exemption permit will be considered a violation of this rule and permits issued under this section are subject to the provisions of Rule 68A-5.004, F.A.C., such as denial of future tournament exemption permits. No other changes were made to the rule amendments as proposed.~~

**Section IV  
 Emergency Rules**

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE NOS.:	RULE TITLES:
59GER11-06	Repeal of 59GER11-01 Developmental Disabilities Waiver Provider Rate Table
59GER11-07	Repeal of 59GER11-02 Developmental Disabilities Waiver Services Procedure Codes
59GER11-08	Repeal of 59GER11-03 Developmental Disabilities Waiver Residential Habilitation Services in a Licensed Facility Provider Rate Table
59GER11-09	Repeal of 59GER11-04 Family and Supported Living Waiver Provider Rate Table
59GER11-10	Repeal of 59GER11-05 Family and Supported Living Waiver Services Procedure Codes

**SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE:** The Secretary of the Agency for Health Care Administration, after consultation with the Agency for Persons with Disabilities, hereby issues the following statement of facts and reasons, in support of adopting Emergency Rules 59GER11-06, 07, 08, 09, 10 which repeal Emergency Rules 59GER11-01, 02, 03, 04, and 05, respectively.

1. The Agency for Health Care Administration ("AHCA") is the "single state agency" responsible for the administration of the Florida Medicaid program. § 409.902, Fla. Stat.; 42 U.S.C. § 1396a(a)(5). As the single state agency, AHCA has the authority to make rules, regulations, and policies that it follows in administering the state's Medicaid program. § 409.919, Fla. Stat.; 42 U.S.C. § 431.10(b)(2). No other state agency has the "authority to change or disapprove any administrative decision of [AHCA], or otherwise substitute its judgment for that of the Medicaid agency with respect to application of policies, rules, and regulations issued by the Medicaid agency." 42 C.F.R. § 431.10(e)(3).

2. The Agency for Persons with Disabilities (“APD”) is responsible for the administration of the Developmental Disabilities Home and Community Based Medicaid Waiver programs (the “waiver”). § 393.0661, Fla. Stat. APD’s waiver serves over 30,000 people with developmental disabilities, which Florida law defines as persons diagnosed with intellectual disability (formerly known as mental retardation), cerebral palsy, autism, spina bifida, or Prader-Willi syndrome. § 393.063(9), Fla. Stat.

3. On March 31, 2011, AHCA filed emergency rules 59ER11-01, 02, 03, 04 and 05 (“the emergency rules”). The emergency rules reduced waiver provider reimbursement rates.

4. The underlying emergency justifying the emergency rules was a \$174 million budget deficit at APD.

5. The emergency rules were one part of a larger plan to address the budget shortfall.

6. On April 14, 2011, the Legislature agreed to appropriate funds to address the budget shortfall that prompted the emergency rules. This fact, once carried through, will eliminate the emergency that justified the emergency rules and obviate the need for the emergency rules.

7. Accordingly, AHCA is repealing the emergency rules effective April 16, 2011.

8. Billing for services rendered from April 1, 2011 up to and including April 15, 2011 will be reimbursed according to the rates promulgated by the emergency rules. The emergency rules will not apply to billings for services rendered after April 15, 2011.

9. The emergency rules were one part of a larger plan to address APD’s budget deficit. This repeal of the emergency rules is a repeal only of the provider rate reductions in the emergency rules. Other portions of the larger plan that were not covered by the emergency rules remain in place.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: 1. Emergency Rules 59GER11-06, 07, 08, 09, 10, effective April 16, 2011, will repeal Emergency Rules 59GER11-01, 02, 03, 04, and 05, respectively.

2. On March 31, 2011, AHCA filed emergency rules 59ER11-01, 02, 03, 04 and 05 (“the emergency rules”).

3. One requirement of emergency rulemaking is that the Agency take only that action necessary to cure the underlying emergency.

4. On April 14, 2011, Legislature agreed to appropriate funds to cure the underlying emergency justifying the emergency rules.

5. The procedure is fair under the circumstances because the Agency is taking only those actions necessary to cure the underlying emergency that justified the emergency rules. The emergency rules 59ER11-01, 02, 03, 04 and 05 will be effective only for the duration of the emergency, from April 1, 2011 through April 15, 2011.

SUMMARY: Emergency Rules 59GER11-06, 07, 08, 09, 10 repeal Emergency Rules: 59GER11-01, Developmental Disabilities Waiver Provider Rate Table; 59GER11-02, Developmental Disabilities Waiver Services Procedure Codes; 59GER11-03, Developmental Disabilities Waiver Residential Habilitation Services in a Licensed Facility Provider Rate Table; 59GER11-04, Family and Supported Living Waiver Provider Rate Table; and 59GER11-05, Family and Supported Living Waiver Services Procedure Codes, respectively.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULES IS: Leigh Meadows, Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)412-4258, e-mail: leigh.meadows@ahca.myflorida.com

THE FULL TEXT OF THE EMERGENCY RULES IS:

59GER11-06 Repeal of 59GER11-01 Developmental Disabilities Waiver Provider Rate Table.

59GER11-01 which was effective April 1, 2011 through April 15, 2011 is hereby repealed.

~~(1) This rule applies to all developmental disabilities waiver services providers enrolled in the Medicaid program. This rule is effective from April 1, 2011 through June 30, 2011.~~

~~(2) All developmental disabilities waiver services providers enrolled in the Medicaid program must be in compliance with the Developmental Disabilities Home and Community-Based Services Waiver Provider Rate Table, April 1, 2011, which is incorporated by reference. The rate table is available from the Medicaid fiscal agent’s Web Portal at <http://mymedicaid.florida.com>. Click on Public Information for Providers, then on Provider Support, and then on Fee Schedules. Paper copies of the rate table may be obtained from the Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, M.S. 20, Tallahassee, Florida 32308.~~

Rulemaking Authority 409.919 FS. Law Implemented 393.0661, 409.906, 409.908 FS. History—New 4-1-11, Repealed 4-16-11.

59GER11-07 Repeal of 59GER11-02 Developmental Disabilities Waiver Services Procedure Codes.

59GER11-02 which was effective April 1, 2011 through April 15, 2011 is hereby repealed.

~~(1) This rule applies to all developmental disabilities waiver services providers enrolled in the Medicaid program. This rule is effective from April 1, 2011 through June 30, 2011.~~

~~(2) All developmental disabilities waiver services providers enrolled in the Medicaid program must be in compliance with the Developmental Disabilities Home and Community-Based Services Waiver Procedure Codes and Maximum Units of Service, April 1, 2011, which is incorporated by reference. The Developmental Disabilities Home and Community-Based Services Waiver Procedure Codes and Maximum Units of Service is available from the~~

~~Medicaid fiscal agent Web Portal at <http://mymedicaid.florida.com>. Click on Public Information for Providers, then on Provider Support, and then on Fee Schedules.~~

~~Rulemaking Authority 409.919 FS. Law Implemented 393.0661, 409.906, 409.908 FS. History–New 4-1-11, Repealed 4-16-11.~~

59GER11-08 Repeal of 59GER11-03 Developmental Disabilities Waiver Residential Habilitation Services in a Licensed Facility Provider Rate Table.

59GER11-03 which was effective April 1, 2011 through April 15, 2011 is hereby repealed.

~~(1) This rule applies to all developmental disabilities waiver services providers enrolled in the Medicaid program. This rule is effective from April 1, 2011 through June 30, 2011.~~

~~(2) All developmental disabilities waiver services providers enrolled in the Medicaid program must be in compliance with the Developmental Disabilities Waiver Residential Habilitation Services in a Licensed Facility Provider Rate Table, April 1, 2011, which is incorporated by reference. The rate table is available from the Medicaid fiscal agent's Web Portal at <http://mymedicaid.florida.com>. Click on Public Information for Providers, then on Provider Support, and then on Fee Schedules. Paper copies of the rate table may be obtained from the Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, M.S. 20, Tallahassee, Florida 32308.~~

~~Rulemaking Authority 409.919 FS. Law Implemented 393.0661, 409.906, 409.908 FS. History–New 4-1-11, Repealed 4-16-11.~~

59GER11-09 Repeal of 59GER11-04 Family and Supported Living Waiver Provider Rate Table.

59GER11-04 which was effective April 1, 2011 through April 15, 2011 is hereby repealed.

~~(1) This rule applies to all family and supported living waiver services providers enrolled in the Medicaid program. This rule is effective from April 1, 2011 through June 30, 2011.~~

~~(2) All family and supported living waiver services providers enrolled in the Medicaid program must be in compliance with the Family and Supported Living Waiver Provider Rate Table, April 1, 2011, which is incorporated by reference. The rate table is available from the Medicaid fiscal agent's website at <http://mymedicaid.florida.com>. Click on Provider Support, and then on Fee Schedules.~~

~~Rulemaking Authority 409.919 FS. Law Implemented 393.0661, 409.906, 409.908 FS. History–New 4-1-11, Repealed 4-16-11.~~

59GER11-10 Repeal of 59GER11-05 Family and Supported Living Waiver Services Procedure Codes.

59GER11-05 which was effective April 1, 2011 through April 15, 2011 is hereby repealed.

~~(1) This rule applies to all family and supported living waiver services providers enrolled in the Medicaid program. This rule is effective from April 1, 2011 through June 30, 2011.~~

~~(2) All family and supported living waiver services providers enrolled in the Medicaid program must be in compliance with the Family and Supported Living Home and Community-Based Services Waiver Procedure Codes and Maximum Units of Service, April 1, 2011, which is incorporated by reference. The Family and Supported Living Home and Community-Based Services Waiver Procedure Codes and Maximum Units of Service is available from the Medicaid fiscal agent's website at <http://floridamedicaid.aes-inc.com>. Click on Provider Support, and then on Fees.~~

~~Rulemaking Authority 409.919 FS. Law Implemented 393.0661, 409.906, 409.908 FS. History–New 4-1-11, Repealed 4-16-11.~~

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: April 16, 2011

## Section V Petitions and Dispositions Regarding Rule Variance or Waiver

### DEPARTMENT OF LAW ENFORCEMENT

NOTICE IS HEREBY GIVEN that on April 19, 2011, the Criminal Justice Standards and Training Commission, received a petition for permanent waiver of subsection 11B-27.00212(14), F.A.C., from Riviera Beach Police Department. The rule requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule. The petition supports the requested waiver by stating that the officers for whom the waiver is sought did successfully complete the course of fire, however, the instructors who supervised the mandatory shoots were not fully certified as a CJSTC firearms instructors at the time of the officers'.

[pointewq requalifications. Petitioner states that the officers

will suffer a substantial hardship if their certifications are rendered inactive as a result of this situation. Petitioner further states that it would violate the principles of fairness to fail to recognize that the officers affected by this situation did successfully complete the requirement simply because their instructors had failed to comply with all administrative aspects of firearms instructor certification.

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.

NOTICE IS HEREBY GIVEN that on April 19, 2011, the Criminal Justice Standards and Training Commission, received a petition for permanent waiver of subsection 11B-27.00212(14), F.A.C., from Oak Hill Police Department. The rule requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule. The petition supports the requested waiver by stating that the officers for whom the waiver is sought did successfully complete the course of fire, however, the instructor who supervised the mandatory shoots was not fully certified as a CJSTC firearms instructor at the time of the officers' requalifications. Petitioner states that the officers will suffer a substantial hardship if their certifications are rendered inactive as a result of this situation. Petitioner further states that it would violate the principles of fairness to fail to recognize that the officers affected by this situation did successfully complete the requirement simply because their instructor failed to comply with all administrative aspects of firearms instructor certification.

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.

#### **WATER MANAGEMENT DISTRICTS**

The St. Johns River Water Management District (District) intends to grant a variance from paragraph 40C-4.302(1)(c), Florida Administrative Code (F.A.C.), and the associated portions of the Applicant's Handbook: Management and Storage of Surface Waters (December 27, 2010), including Sections 10.1.1(c), 12.1.1(d), and 12.2.5(c), to Brevard County Natural Resources Management Office, for the installation and maintenance of culverts connecting mosquito impoundments to Newfound Harbor, which is part of the Banana River Lagoon Aquatic Preserve. The project is located in Brevard County, Florida in Merritt Island, south of Fortenberry Road and Merritt Island Square Mall, and west of (and adjacent to) Newfound Harbor, which is part of the Banana River Lagoon Aquatic Preserve. Paragraph 40C-4.302(1)(c), F.A.C., and the associated portions of the Applicant's Handbook: Management and Storage of Surface Waters (December 27, 2010), including Sections 10.1.1(c), 12.1.1(d), and 12.2.5(c), are designed to protect Class II or Class III waters which are classified as approved, restricted, conditionally approved or conditionally restricted for shellfish harvesting and require permit applicants to comply with additional criteria when the proposed work is located in, adjacent to, or in close proximity to such waters.

The petitioner seeks a variance pursuant to Subsection 373.414(17), Florida Statutes (Fla. Stat.), in conjunction with Environmental Resource Permit Application 4-009-89095-5, to install a series of culverts to provide a connection between two mosquito impoundments and Newfound Harbor, part of the Indian River Lagoon, and to restore the existing perimeter dike to a driveable maintenance berm to be able to install and maintain the culverts. The work would occur in the Indian River which in this area is a Class II water classified by the State as approved for shellfish harvesting. Notice of receipt of the petition for variance was published in the Florida Administrative Weekly on February 11, 2011. The Executive Director is scheduled to take final action on the petition for variance and the related permit application on or after May 16, 2011.

A person whose substantial interests are or may be affected by the District's intended action has the right to request an administrative hearing by filing a written petition with the District. Pursuant to Chapter 28-106 and Rule 40C-1.1007, F.A.C., and Section 403.201, Fla. Stat., the petition must be filed (received), either by delivery at the office of the District Clerk at District Headquarters, P. O. Box 1429, Palatka, Florida 32178-1429 (4049 Reid St., Palatka, FL 32177) or by e-mail with the District Clerk at Clerk@sjrwm.com, within fourteen (14) days of this publication date (for those persons to whom the District does not mail or email actual notice). A petition must comply with Sections 120.54(5)(b)4. and 120.569(2)(c), Fla. Stat., and Chapter 28-106, F.A.C. The District will not accept a petition sent by facsimile (fax), as explained below. Mediation pursuant to Section 120.573, Fla. Stat., is not available.

If the District takes action that substantially differs from this notice, a person whose substantial interests are or may be affected has the right to request an administrative hearing by filing a written petition with the District, but this request for administrative hearing shall only address the substantial deviation. Pursuant to Chapter 28-106 and Rule 40C-1.1007, F.A.C., the petition must be filed (received) at the office of the District Clerk at the mail/street address or email address described above, within nineteen (19) days of the District depositing notice of final District decision in the mail (for those persons to whom the District mails actual notice), within fourteen (14) days of the District emailing the notice of final District decision (for those persons to whom the District emails actual notice), or within fourteen (14) days of newspaper publication of the notice of final District decision (for those persons to whom the District does not mail or email actual notice). The petition must comply with Sections 120.54(5)(b)4. and 120.569(2)(c), Fla. Stat., and Chapter 28-106, F.A.C. Mediation pursuant to Section 120.573, Fla. Stat., is not available.

A person whose substantial interests are or may be affected has the right to a formal administrative hearing pursuant to Sections 120.569 and 120.57(1), Fla. Stat., where there is a dispute between the District and the party regarding an issue of material fact. A petition for formal hearing must also comply with the requirements set forth in Rule 28-106.201, F.A.C. A person whose substantial interests are or may be affected has the right to an informal administrative hearing pursuant to Sections 120.569 and 120.57(2), Fla. Stat., where no material facts are in dispute. A petition for an informal hearing must also comply with the requirements set forth in Rule 28-106.301, F.A.C.

A petition for an administrative hearing is deemed filed upon receipt of the complete petition by the District Clerk at the District Headquarters in Palatka, Florida during the District's regular business hours. The District's regular business hours are 8:00 a.m. – 5:00 p.m., excluding weekends and District holidays. Petitions received by the District Clerk after the District's regular business hours shall be deemed filed as of 8:00 a.m. on the District's next regular business day. The District's acceptance of petitions filed by e-mail is subject to certain conditions set forth in the District's Statement of Agency Organization and Operation (issued pursuant to Rule 28-101.001, F.A.C.), which is available for viewing at [www.sjrwmd.com](http://www.sjrwmd.com). These conditions include, but are not limited to, the petition being in the form of a PDF or TIFF file and being capable of being stored and printed by the District. Further, pursuant to the District's Statement of Agency Organization and Operation, attempting to file a petition by facsimile is prohibited and shall not constitute filing.

Failure to file a petition for an administrative hearing within the requisite time frame shall constitute a waiver of the right to an administrative hearing. (Rule 28-106.111, Florida Administrative Code).

The right to an administrative hearing and the relevant procedures to be followed are governed by Chapter 120, Florida Statutes, Chapter 28-106, Florida Administrative Code, and Rule 40C-1.1007, Florida Administrative Code. Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means the District's final action may be different from the position taken by it in this notice. A person whose substantial interests are or may be affected by the District's final action has the right to become a party to the proceeding, in accordance with the requirements set forth above.

Pursuant to Section 120.68, Fla. Stat., a party to the proceeding before the District who is adversely affected by final District action may seek review of the action in the District Court of Appeal by filing a notice of appeal pursuant to the Florida Rules of Appellate Procedure within 30 days of the rendering of the final District action. A District action is considered rendered after it is signed on behalf of the District and is filed

by the District Clerk. Failure to observe the relevant time frames for filing a petition for judicial review will result in waiver of that right to review.

The petition for variance (F.O.R. 2011-06) and permit application files are available for public inspection during normal business hours, 8:00 a.m. through 5:00 p.m., Monday through Friday, except legal holidays, at District Headquarters. To request copies or inspection of these files, contact: Gail L. Hankinson, Assistant General Counsel, Office of General Counsel, at the address above, or by telephone at (386)329-4391.

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NOTICE IS HEREBY GIVEN that on April 13, 2011, the South Florida Water Management District (District), received a petition for waiver from Comcast, Application No. 11-0130-1, for utilization of Works or Lands of the District known as the North New River Canal, for an existing self-supporting concrete pole encroaching approximately 3' into the south right of way of the North New River Canal located immediately upstream of Sewell Lock; Section 14, Township 50 South, Range 41 East, Broward County. The petition seeks relief from subsections 40E-6.011(4), (6), F.A.C., which governs placement of permanent and semi-permanent above-ground structures within 40' of top of canal bank within Works or Lands of the District.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Juli Russell at (561)682-6268 or e-mail at [jurussel@sfwmd.gov](mailto:jurussel@sfwmd.gov). The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn: Juli Russell, Office of Counsel.

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NOTICE IS HEREBY GIVEN that on April 12, 2011, South Florida Water Management District (District) received a request for withdrawal of a Petition for Waiver from Florida Power and Light regarding Application No. 11-0224-1 for utilization of Works or Lands of the District known as the C-102 Canal; Section 23, Township 56 South, Range 39 East, Miami-Dade County. The District originally received the petition for waiver from Florida Power and Light on March 3, 2011, and Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 37, No. 11, on March 18, 2011. No public comment was received. A copy of the withdrawal request may be obtained from: Juli Russell, South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680, (561)682-6268 or e-mail at [jurussel@sfwmd.gov](mailto:jurussel@sfwmd.gov).

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**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

NOTICE IS HEREBY GIVEN that on April 14, 2011, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for Subparagraph 3-305.11(A)(2), 2001 FDA Food Code, Paragraph 3-305.14, 2001 FDA Food Code, Paragraph 6-202.15, 2001 FDA Food Code, Paragraph 6-202.16, 2001 FDA Food Code, subsection 61C-4.010(1), Florida Administrative Code, and subsection 61C-4.010(6), Florida Administrative Code from Maria Martinez Mobile Unit located in Quincy. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk potentially hazardous foods other than frankfurters from an open air mobile food dispensing vehicle.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 5 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m.

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.

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The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on April 18, 2011 the Division issued an order. The Final Order was in response to a Petition for Variance from Edison College Building U, filed February 7, 2011, and advertised in Vol. 37, No. 7, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.18.5.1, 2.20.4, and 8.11.2.1.3(cc) ASME A17.1, 2005 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires suspension and governor ropes be no less than 9.5 mm because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-046).

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

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The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on April 18, 2011 the Division issued an order. The Final Order was in response to a Petition for emergency Variance from 100 East Granada, filed February 14, 2011, and advertised in Vol. 37, No. 8, of the Florida

Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.10.4(t) and 3.11.1(a)(2) ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a) Florida Administrative Code that requires keyed stop switch and two way communication until March 1, 2014 because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-053).

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

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The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on April 18, 2011 the Division issued an order. The Final Order was in response to a Petition for Variance from 100 East Granada, filed April 18, 2011, and advertised in Vol. 37, No. 8, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.10.4(t) and 3.11.1(a)(2) ASME A17.3, 1996 edition and from Rule 8.6.5.8, ASME A17.1, 2005 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires a keyed stop switch, two way communication and a safety bulkhead on the bottom of the hydraulic jack until March 1, 2014 because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-054).

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

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The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on April 18, 2011 the Division issued an order. The Final Order was in response to a Petition for emergency Variance from Boston Red Sox Spring Training, filed February 23, 2011, and advertised in Vol. 37, No. 10, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.18.5.1, 2.20.4, and 8.11.2.1.3(cc) ASME A17.1, 2005 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires suspension and governor ropes be no less than 9.5mm because the Petitioner has



demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-062).

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

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The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on April 18, 2011 the Division issued an order. The Final Order was in response to a Petition for Variance from Waterway Condo, filed February 28, 2011, and advertised in Vol. 37, No. 10, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations until February 1, 2016 because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-066).

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

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The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on April 18, 2011 the Division issued an order. The Final Order was in response to a Petition for Variance from Imperial Cove Condo IX, filed February 28, 2011, and advertised in Vol. 37, No. 10, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires upgrading the elevators for firefighters' emergency operations until July 1, 2015 because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-067).

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

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The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on April 18, 2011 the Division issued an order. The Final Order was in response to a Petition for

Variance from Lake County Judicial Center Extension, filed March 1, 2011, and advertised in Vol. 37, No. 10, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.20.4 and 2.24.2.1 ASME A17.1, 2005 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires the use of a 9.5mm steel rope and a metallic sheave because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-068).

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

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The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on April 18, 2011 the Division issued an order. The Final Order was in response to a Petition for Variance from Boca Financial Plaza, filed March 1, 2011, and advertised in Vol. 37, No. 12, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations until August 1, 2014 because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-071).

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

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The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on April 18, 2011 the Division issued an order. The Final Order was in response to a Petition for Variance from Riverwalk Condo, filed March 3, 2011, and advertised in Vol. 37, No. 12, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations until July 1, 2015 because the Petitioner has demonstrated that the purpose of the statute

underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-080).

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

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The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on April 18, 2011 the Division issued an order. The Final Order was in response to a Petition for Variance from Boca Teeca Condo #5, filed March 10, 2011, and advertised in Vol. 37, No. 12, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.7.4 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires providing restricted door openings until April 1, 2014 because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2011-084).

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

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The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on March 1, 2011, the Department issued a Final Order that was in response to a Petition for Variance from Atlantis Condo, filed March 16, 2011, and advertised in Vol. 37, No. 13 of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance denies the Petitioner a variance because the Petitioner has failed to meet its burden as the restricted door openings required under the new rules will not be installed within a reasonable time period and no means of meeting the code have been put forth (VW 2011-090).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

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NOTICE IS HEREBY GIVEN that on April 13, 2011, the Electrical Contractors' Licensing Board, received a petition for Matthew F. Hennessy, seeking a variance or waiver of subsection 61G6-5.002(1), Florida Administrative Code, which requires that an applicant for certification by examination or by endorsement shall submit the complete application form together with all supporting data including information required to be submitted under Rules 61G6-5.003 and 61G6-5.004, F.A.C., if applicable. Petitioner is also seeking a variance or waiver of subsection 61G6-5.002(3),

F.A.C., which requires that the initial Business Computer-Based Test portion may be taken from the professional testing service at any time after the applicant has been approved to sit for the initial paper and pencil Technical/Safety Examination.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Juanita Chastain, Executive Director, Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-0783. Comments on this petition should be filed with the Electrical Contractors' Licensing Board within 14 days of publication of this notice.

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NOTICE IS HEREBY GIVEN that on April 7, 2011, the Board of Accountancy, received a petition for Ramon Romero, seeking a variance or waiver of paragraph 61H1-28.0052(1)(b), Florida Administrative Code, that requires candidates to pass all four test sections of the CPA Examination within a rolling eighteen-month period, which begins on the NASBA grade release date for the first test section(s) passed.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

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NOTICE IS HEREBY GIVEN that on April 6, 2011, the Board of Accountancy, received a petition for Jonathan S. Gorman, seeking a variance or waiver of paragraphs 61H1-27.002(2)(a) and (b), Florida Administrative Code, which requires that an applicant must have at least 150 semester hours or 200 quarter hours of college education, including a baccalaureate degree or higher conferred by an accredited college or university with a major in accounting, or its equivalent. The applicant's total education program shall include a concentration in accounting and business as follows: 36 semester or 54 quarter hours in accounting education at the upper division level which shall include coverage of auditing, cost and managerial accounting, financial accounting, accounting information systems, and taxation; 39 semester or 58 quarter hours in general business education which shall include not less than the equivalent of 6 semester or 8 quarter hours in business law courses which shall include coverage of the uniform commercial code, contracts and torts.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

NOTICE IS HEREBY GIVEN that on March 18, 2011, the Board of Accountancy, received a petition for Lauren L. Ballard, seeking a variance or waiver of subsection 61H1-27.0041(2), F.A.C., which requires that one year of work experience shall be held and understood to mean the rendition of services such as are customarily performed by full-time, regularly employed staff employees of a certified public accountant during the normal workweek as required by the employing certified public accountant, commencing after the completion of the educational requirements set forth in subsection 61H1-27.002(3), F.A.C.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

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#### DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Department of Environmental Protection hereby gives notice that on April 19, 2011, the Department issued an order granting a variance to the Town of Penney Farms, Fl. The petition was received on February 1, 2011, and notice of receipt of the petition for variance was published in the Florida Administrative Weekly on April 1, 2011. The petition requests a variance from the paragraph 62-503.430(9)(a), F.A.C., which requires that construction loans for projects sponsored by local governments be repaid within 20 years. The Town of Penney Farms requested that their loan, No. WW781040, repayment be extended from 20 years to 30 years due to financial hardship. No public comment was received. The Order, OGC #11-0219, granted the Petition for variance from paragraph 62-503.430(9)(a), F.A.C., and extended the loan repayment period from 20 years to 30 years, based on a showing that the Town of Penney Farms demonstrated that a strict application of the rule would result in substantial hardship to the Town of Penney Farms and because the Town of Penney Farms had successfully fulfilled the requirements of the underlying statute by other means.

A copy of the Order or additional information may be obtained by contacting: Pankaj M. Shah, Department of Environmental Protection, Bureau of Water Facilities Funding, MS 3505, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, (850)245-8372, pankaj.shah@dep.state.fl.us.

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#### DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN that on April 18, 2011, the Board of Clinical Laboratory Personnel, received a petition for Tiffany L. Consoer, seeking a variance or waiver of subsection 64B3-8.005(2), Florida Administrative Code, which requires that the delinquent licensee apply for active or inactive status

during the biennium in which the license becomes delinquent. Failure by the delinquent licensee to cause the license to become active or inactive before the expiration of the biennium in which the licensee became delinquent shall render the license null and void without further action by the Board or Department.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Bruce Deterding, Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257. Comments on the petition should be filed with the Board of Clinical Laboratory Personnel within 14 days of publication of this notice.

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NOTICE IS HEREBY GIVEN that on April 18, 2011, the Board of Clinical Laboratory Personnel, received a petition for Jorge L. Garcia, seeking a variance or waiver of paragraph 64B3-5.002(1)(a), Option 5, Florida Administrative Code, which requires for licensure with a specialty in microbiology and serology/immunology, that the licensee have a bachelors degree with 24 semester hours of academic science including 8 semester hours of biological sciences and 8 semester hours of chemical sciences.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Bruce Deterding, Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257. Comments on the petition should be filed with the Board of Clinical Laboratory Personnel within 14 days of publication of this notice.

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NOTICE IS HEREBY GIVEN that on April 12, 2011, the Board of Dentistry, received a petition for seeking a waiver or variance of paragraph 64B5-2.013(1)(c), F.A.C. filed by Ruth L. Masso, DDS, with respect to the following licensure requirement: that each applicant for a Florida dental license successfully complete all three examinations as provided for in Section 466.006, Florida Statutes, within a 13 month period in order to qualify for licensure.

Comments on this petition should be filed with: Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

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

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NOTICE IS HEREBY GIVEN that on April 12, 2011, the Board of Dentistry, received a petition for seeking a waiver or variance of paragraph 64B5-2.0135(1)(a), F.A.C. filed by Jeana M. Pfister, with respect to the following licensure requirement: that each applicant for a Florida dental license successfully complete all portions of the examination within a thirteen month period in order to qualify for licensure.

Comments on this petition should be filed with: Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

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

NOTICE IS HEREBY GIVEN that on April 19, 2011, the Board of Occupational Therapy, received a petition for Richard W. Robitaile, D.C., seeking a variance or waiver of Rule 64B11-4.001, F.A.C., with regard to the application of the provisions set forth in its administrative rule paragraph 64B11-4.001(1)(d), F.A.C., to grant him the authority to supervise the treatment sessions required to qualify Occupational Therapists and Occupational Therapy assistants for the use of ultrasound devices.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Allen Hall, Executive Director, Board of Occupational Therapy/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255. Comments on this petition should be filed with the Board of Occupational Therapy within 14 days of publication of this notice.

NOTICE IS HEREBY GIVEN that on April 14, 2011, the Board of Optometry, received a petition for waiver or variance filed by Rachel de la Riva Marcy, O.D., seeking a variance from Rule 64B13-4.002, F.A.C., with regard to an extension of time to allow a second retake due to the dates of the tests not being within the two year period by only 12 days. Comments on this petition should be filed with the Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Bruce Deterding, Executive Director, Board of Optometry, at the above address, or telephone (850)245-4355.

NOTICE IS HEREBY GIVEN that on April 12, 2011, the Board of Optometry, received a petition for waiver or variance filed by Kristine-Hue T. Van, O.D., seeking a variance from Rule 64B13-4.002, F.A.C., with regard to an extension of time to allow a second retake due to the dates of the tests not being within the two year period by only 12 days. Comments on this petition should be filed with the Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Bruce Deterding, Executive Director, Board of Optometry, at the above address, or telephone (850)245-4355.

NOTICE IS HEREBY GIVEN that on April 1, 2011, the Board of Optometry, received a petition for for waiver or variance filed by Ann Morgan Tarter, O.D., from Rule 64B13-4.001,

F.A.C., with regard to the licensure requirement of Rule 64B13-4.001, F.A.C., that applicants submit scores on the national licensing exam taken no longer than 5 years prior to application. Comments on this petition should be filed with the Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Bruce Deterding, Executive Director, Board of Optometry, at the above address, or telephone (850)245-4620.

NOTICE IS HEREBY GIVEN that on April 19, 2011, the Board of Physical Therapy Practice, received a petition for Anand T. Desai, seeking a variance or waiver of Rule 64B17-3.001, F.A.C., with regard to general education credits deficiency. Petitioner has demonstrated a substantial hardship or a violation of principles of fairness that would justify a waiver or variance.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Allen Hall, Executive Director, Board of Physical Therapy Practice/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255. Comments on this petition should be filed with the Board of Physical Therapy Practice within 14 days of publication of this notice.

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

NOTICE IS HEREBY GIVEN that on April 15, 2011, the Agency for Persons with Disabilities, received a petition for Variance from subsection 65G-7.003(4), F.A.C., which states as follows, “(4) Only licensed registered nurses or Advanced Registered Nurse Practitioners may conduct training courses for medication administration assistance certification.”

A copy of the Petition for Variance or Waiver may be obtained by contacting: Angela Green, Senior Attorney, Agency for Persons with Disabilities, 4030 Esplanade Way, Suite 380, Tallahassee, Florida 32399, (850)922-9499, [angela\\_green@apd.state.fl.us](mailto:angela_green@apd.state.fl.us).

**Section VI  
Notices of Meetings, Workshops and Public Hearings**

The following state governmental agencies, boards and commissions announce a public meeting to which all persons are invited:

- State Board of Administration
- Financial Services Commission
- Department of Veterans’ Affairs
- Department of Highway Safety and Motor Vehicles
- Department of Law Enforcement

Department of Revenue

Department of Education

Administration Commission

Florida Land and Water Adjudicatory Commission

Board of Trustees of the Internal Improvement Trust Fund

Department of Environmental Protection

DATE AND TIME: May 17, 2011, 9:00 a.m.

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

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
Regular scheduled meeting of the Governor and Cabinet

The State Board of Administration will take action on matters duly presented on its agenda, which may include such matters as Executive Director's reports; approval of fiscal sufficiency of state bond issues; approval of sale of local bonds at an interest rate in excess of statutory interest rate limitation; report on investment performance; designation of banks as depositories for state funds; adoption of rules and regulations; investment of state funds pursuant to Chapter 215, F.S.; and consideration of other matters within its authority pursuant to Chapters 215 and 344, F.S., and Section 16 of Article IX of the Florida Constitution of 1885, as continued by subsection 9(c) of Article XII of the Florida Constitution of 1968. The Division of Bond Finance of the State Board of Administration will take action on matters duly presented on its agenda, which will deal with the issuance of State bonds, arbitrage compliance and related matters.

The Financial Services Commission will take action on matters duly presented on its agenda which may include, but not be limited to, matters relating to rulemaking for all activities concerning insurers and other risk bearing entities, including licensing, rates, policy forms, market conduct, claims, adjusters, issuance of certificates of authority, solvency, viatical settlements, premium financing, and administrative supervision, as provided under the Insurance Code or Chapter 636, F.S., and for all activities relating to the regulation of banks, credit unions, other financial institutions, finance companies, and the securities industry.

The Department of Veterans' Affairs will take action on matters duly presented on its agenda which may include the administration of the Department as well as actions taken to further the Department's mission of providing assistance to veterans and their dependents, pursuant to Section 292.05, F.S.

The Department of Highway Safety and Motor Vehicles will take action on matters duly presented on its agenda, which may include such matters as approval of agency policies, taking agency action with regard to administrative procedure matters, and considering other matters within its authority pursuant to Florida Statutes.

The Department of Law Enforcement will take action on matters duly presented on its agenda which may include but not be limited to such matters as transfer of agency funds or

positions, formulation of Departmental Rules, administrative procedure matters, submittal of reports as required, enter into contracts as authorized and to consider other matters within its authority pursuant to Chapters 20, 23, 120 and 943, F.S.

The Department of Revenue will act on matters duly presented on its agenda which may include approval of rules, legislative concept proposals, contracts over \$100,000, Departmental budgets, taking final action on formal and informal hearings under Chapter 120, F.S., and consideration of other matters within its authority.

The Department of Education will finalize agency action on the business of the Florida Department of Education.

The Administration Commission will take action on matters duly presented on its agenda which may include such matters as to create or transfer agency funds or positions, approve Career Service rules, administrative procedure matters, environmental matters arising under Chapter 380, F.S., comprehensive planning issues pursuant to Section 163.3184, F.S., determine sheriffs' budget matters, and consider other matters within its authority pursuant to Chapters 110, 215 and 216, F.S.

The Florida Land and Water Adjudicatory Commission will take action on matters duly presented on its agenda including appeals of local government development orders in areas of critical state concern or of developments of regional impact under Section 380.07, F.S.; and review of water management matters under Chapter 373, F.S. The Commission will also review Department of Environmental Protection's rules and orders which, prior to July 1, 1993, the Governor and Cabinet, sitting as the head of the Department of Natural Resources, had authority to issue or promulgate.

The Board of Trustees of the Internal Improvement Trust Fund will take action on matters duly presented on its agenda which may include such matters as mineral leases or sales, state or sovereign land leases, sales, exchanges, dedications, and easements, Conservation and Recreation Lands (CARL) and other land purchases; land planning matters and other matters within its authority. Additionally, the Board will take action on matters presented by the Marine Fisheries Commission as set forth in Sections 370.025, 370.026 and 370.027, F.S., and matters pertaining to the Office of Greenways Management, the Office responsible for the management of lands which formerly fell within the Cross Florida Barge Canal project corridor.

The Department of Environmental Protection, while not a Cabinet agency, will present for consideration on its agenda those matters required by law to be reviewed by the Governor and Cabinet and those pertaining to the siting of power plants, electric and natural gas transmission lines and hazardous waste facilities; coastal zone management consistency and standards adopted by the Environmental Regulation Commission.

A copy of any of the above agendas (when applicable) may be obtained by contacting each agency.

Accommodations can be made for persons with disabilities provided several days' notification is received. Please notify the Governor's Cabinet Office, (850)488-5152.

The Governor and Cabinet will proceed through each agenda, item by item, in the order given above.

**CABINET AIDES BRIEFING:** On the Wednesday of the week prior to the above meeting, there will be a meeting of the aides to the Governor and Cabinet Members at 9:00 a.m., Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida. The purpose of this briefing is to review and gather information regarding each agenda to be considered by the Governor and Cabinet.

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#### **DEPARTMENT OF STATE**

The **Division of Cultural Affairs** and Citizens for Florida Arts, Inc. announces a public meeting to which all persons are invited.

**DATE AND TIME:** Tuesday, May 17, 2011, 10:00 a.m.

**PLACE:** This meeting will take place via teleconference, for instructions on participating visit: <http://www.florida-arts.org/about/calendar/> and click on the Citizens for Florida Arts, Inc. meeting listing.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To discuss, review, and take action on funding and any other business that may appropriately come before the board.

A copy of the agenda may be obtained by contacting: Morgan Lewis, Division of Cultural Affairs at (850)245-6470 or email: [mblewis@dos.state.fl.us](mailto:mblewis@dos.state.fl.us).

For more information, you may contact: Morgan Lewis, Division of Cultural Affairs at (850)245-6470 or email: [mblewis@dos.state.fl.us](mailto:mblewis@dos.state.fl.us).

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#### **DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

The **Department of Agriculture and Consumer Services** announces a hearing to which all persons are invited.

**DATE AND TIME:** May 16, 2011, 1:00 p.m. – 4:00 p.m.

**PLACE:** Department of Agriculture and Consumer Services, Eyster Auditorium, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** A public hearing will be held in regard to proposed Rule 5F-11.002, F.A.C. This rule adopts the following: NFPA 58, Liquefied Petroleum Gas Code, 2011 Edition; LP Gas Code Handbook, NFPA 58, 2011 Edition; and National Fuel Gas Code Handbook, NFPA 54, 2006 Edition. The proposed rule also corrects a scrivener's error made in reference to the title of NFPA 54, National Fuel Gas Code, 2006 Edition.

A copy of the agenda may be obtained by contacting: Lisa M. Bassett, Chief, Bureau of LP Gas Inspection, 3125 Conner Boulevard, Suite N, Tallahassee, Florida 32399-1650, (850)921-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Lisa M. Bassett, Chief, Bureau of LP Gas Inspection, 3125 Conner Boulevard, Suite N, Tallahassee, Florida 32399-1650, (850)921-1603. If you are 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: Lisa M. Bassett, Chief, Bureau of LP Gas Inspection, 3125 Conner Boulevard, Suite N, Tallahassee, Florida 32399-1650, (850)921-1603.

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#### **DEPARTMENT OF COMMUNITY AFFAIRS**

The **Division of Community Planning** announces a public meeting to which all persons are invited.

**DATE AND TIMES:** May 9, 2011, 1:30 p.m. – 2:30 p.m.; 5:30 p.m. – 7:30 p.m.

**PLACE:** Founders Park Community Center, 87000 Overseas Highway, Islamorada, Village of Islands, Florida 33036

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The 2010 legislative changes regarding sanitary sewage treatment and Chapter 28-19, Florida Administrative Code will be discussed by representatives from the Department of Community Affairs, the Village of Islamorada, the Department of Environmental Protection, and the Department of Health. These representatives will also provide information and answer questions relative to onsite sewage treatment and disposal systems, Package Plants and the Village's plan to provide centralized wastewater services.

A copy of the agenda may be obtained by contacting: Barbara Powell, 1(850)922-1782 or email: [Barbara.powell@dca.state.fl.us](mailto:Barbara.powell@dca.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: Barbara Powell, 1(850)922-1782 or email: [Barbara.powell@dca.state.fl.us](mailto:Barbara.powell@dca.state.fl.us). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Barbara Powell, 1(850)922-1782 or email: [Barbara.powell@dca.state.fl.us](mailto:Barbara.powell@dca.state.fl.us).

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**DEPARTMENT OF LAW ENFORCEMENT**

The Florida **Department of Law Enforcement** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, May 24, 2011, 2:00 p.m. – 3:00 p.m. EST

PLACE: FDLE Headquarters, 2331 Phillips Road, Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Violent Crime and Drug Control Council will hold a telephone conference call to discuss issues relating to violent crime and multi-agency or statewide drug control or illicit money laundering investigative or task force efforts.

A copy of the agenda may be obtained by contacting: Government Analyst Joyce Gainous-Harris, Florida Department of Law Enforcement, Investigations & Forensic Science Program, Office of Field Services, Post Office Box 1489, Tallahassee, FL 32302 or by telephoning (850)410-7096.

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**DEPARTMENT OF TRANSPORTATION**

The Florida **Transportation Commission** announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 9, 2011, 1:00 p.m. (EST) – until conclusion of business

PLACE: Florida Transportation Commission, 605 Suwannee Street, Room 176, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: FTC Executive Team teleconference.

A copy of the agenda may be obtained by contacting: Lisa O. Stone at (850)414-4316.

Pursuant to the provisions of 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: Lisa O. Stone at (850)414-4316. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Florida Transportation Commission, 605 Suwannee Street, MS #9, Room 176, Tallahassee, Florida 32399 or phone (850)414-4105.

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The **Commercial Motor Vehicle Review Board** announces a public meeting to which all persons are invited.

DATE AND TIME: May 12, 2011, 8:30 a.m.

PLACE: Florida Department of Transportation, Burns Building Auditorium, 605 Suwannee St., Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a monthly meeting of the Commercial Motor Vehicle Review Board for the purpose of reviewing penalties imposed upon any vehicle or persons under the provisions of Chapter

316, Florida Statutes, relating to weights imposed on the highway by the axles and wheels of motor vehicles, to special fuel and motor fuel tax compliance, or to violations of safety regulations.

A copy of the agenda may be obtained by contacting: Christine Jones, Executive Assistant, Commercial Motor Vehicle Review Board, 325 John Knox Rd., Bldg. K, Tallahassee, FL 32303.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 days before the workshop/meeting by contacting: Christine Jones, Executive Assistant, Commercial Motor Vehicle Review Board, 325 John Knox Rd., Bldg. K, Tallahassee, FL 32303. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The Florida **Department of Transportation (FDOT)**, District Four announces a hearing to which all persons are invited.

DATE AND TIMES: May 17, 2011, Open House: 6:00 p.m.; Formal Presentation: 6:30 p.m. followed by a public comment period

PLACE: Hobe Sound Public Library, Community Room, 10595 S.E. Federal Highway, Hobe Sound, Florida 33455 (In the event that the Public Hearing cannot be held on May 17, 2011 due to severe weather or other unforeseen conditions, it will be held on the alternate date of May 31, 2010 at the same time and place)

GENERAL SUBJECT MATTER TO BE CONSIDERED: This Hearing is being held to give interested persons an opportunity to express their views concerning the design of the proposed Safety Improvements at the Federal Highway and Poinciana Lane intersection in Martin County, Florida. Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status.

A copy of the agenda may be obtained by contacting: Ms. Beth Coe, District Traffic Access Manager, Florida Department of Transportation District Four, 3400 West Commercial Boulevard, Ft. Lauderdale, Florida 33309-3421, or (954)777-4373 or Toll Free at 1(866)336-8435, ext. 4373 or by e-mail at Beth.Coe@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Ms. Beth Coe, District Traffic Access Manager, at (954)777-4373 or Toll Free at 1(866)336-8435, ext. 4373 or by e-mail at Beth.Coe@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Ms. Beth Coe, District Traffic Access Manager, Florida Department of Transportation District Four, 3400 West Commercial Boulevard, Ft. Lauderdale, Florida 33309-3421 or Beth.Coe@dot.state.fl.us.

The **Florida Transportation Commission** announces a workshop to which all persons are invited.

DATE AND TIME: May 19, 2011, 3:00 p.m. (EST) – conclusion of business

PLACE: Tampa Port Authority, 1101 Channelside Drive, Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: FTC workshop and tour of Tampa Port.

A copy of the agenda may be obtained by contacting: Lisa O. Stone at (850)414-4316.

Pursuant to the provisions of 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: Lisa O. Stone at (850)414-4316. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Florida Transportation Commission, 605 Suwannee Street, MS #9, Room 176, Tallahassee, Florida or phone (850)414-4105.

The Florida **Department of Transportation**, District Six announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, May 19, 2011, 6:00 p.m. – 8:00 p.m.

PLACE: Miami Beach Public Library Auditorium, 227-22 Street, Miami Beach, FL 33139

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) District Six will hold a public meeting for a roadway project on State Road A1A/Collins Avenue from Lincoln Road to 26 Street/Indian Creek Drive to discuss the project's design and scope of work. The project's identification number is: 425504-1. The public meeting will follow an informal, open house format allowing the public to arrive at any time from 6:00 p.m. – 8:00 p.m. Graphic displays will be shown at the meeting, and FDOT representatives will be available to discuss the project and answer questions.

A copy of the agenda may be obtained by contacting: Public Information Specialist, Marta Rodriguez at (305)470-5873, email: marta.rodriguez@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by

contacting: Brian Rick at (305)470-5349 or in writing: FDOT, 1000 N.W. 111 Avenue, Miami, FL 33172, email: brian.rick@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Public Information Specialist Marta Rodriguez at (305)470-5873, email: marta.rodriguez@dot.state.fl.us.

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

DATE AND TIME: May 20, 2011, 8:30 a.m. (EST) – conclusion of business

PLACE: Tampa Port Authority, 1101 Channelside Drive, Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Transportation Commission Meeting.

A copy of the agenda may be obtained by contacting: Lisa O. Stone at (850)414-4316.

Pursuant to the provisions of 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: Lisa O. Stone at (850)414-4316. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Florida Transportation Commission, 605 Suwannee Street, MS #9, Room 176, Tallahassee, Florida or phone (850)414-4105.

The Florida **Department of Transportation**, District Three announces a public meeting to which all persons are invited.

DATE AND TIME: May 24, 2011, 5:00 p.m. – 6:00 p.m. (CDT)

PLACE: WT Neal Civic Center, 17773 N.E. Pear Street, Blountstown, FL 32424

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) invites you to attend a design Public Information Meeting concerning proposed improvements to State Road (SR) 69 (Grand Ridge Hwy.) over Stafford Creek and State Road (SR) 69 over Graves Creek in Calhoun County. The purpose of the meeting is to afford interested persons an opportunity to express their views concerning the status of the design study. The meeting will be conducted in an open house format (no formal presentation is scheduled). FDOT representatives will be available to discuss the project, answer questions, and receive comments.

A copy of the agenda may be obtained by contacting: Clay Hunter, PE, FDOT Project Engineer at (850)415-9479 or by email: clay.hunter@dot.state.fl.us.



Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Clay Hunter, PE, FDOT Project Engineer at (850)415-9479 or by email: clay.hunter@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Clay Hunter, PE, FDOT Project Engineer at (850)415-9479 or by email: clay.hunter@dot.state.fl.us.

The Florida **Department of Transportation**, District Six announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, May 25, 2011, 7:00 p.m. – 9:00 p.m.

PLACE: Miami Beach Police Athletic League, 999-11 Street, Miami Beach, FL 33139

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) District Six will hold a public meeting for two projects on State Road 907/Alton Road from 5 Street to N. Michigan Avenue to discuss the projects' design and scope of work. The projects' identification numbers are: 249911-1 and 249911-3. The public meeting will follow an informal, open house format allowing the public to arrive at any time from 7:00 p.m. – 9:00 p.m. Graphic displays will be shown at the meeting, and FDOT representatives will be available to discuss the project and answer questions.

A copy of the agenda may be obtained by contacting: Public Information Specialist Marta Rodriguez at (305)470-5873, email: marta.rodriguez@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Brian Rick at (305)470-5349 or in writing: FDOT, 1000 N.W. 111 Avenue, Miami, FL 33172, email: brian.rick@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Public Information Specialist Marta Rodriguez at (305)470-5873, email: marta.rodriguez@dot.state.fl.us.

The Florida **Department of Transportation**, District 2 announces a public meeting to which all persons are invited.

DATE AND TIME: May 26, 2011, 4:30 p.m. – 6:30 p.m.

PLACE: Bradford County Fairgrounds Building 1, 2300 N. Temple Avenue, Starke, FL 32091

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is being held to afford interested persons the opportunity to express their views concerning the location, conceptual design and social, economic and environmental effects of Financial Project ID Number 208001-1, otherwise known as SR 200 (US 301) from CR 227 south of Starke to CR 233 (Morgan Road) north of Starke in Bradford County, Florida. The proposed project is a capacity improvement project for SR 200 (US301) from south of the city limits of Starke to north of the city limits. The locally preferred alternative, or Rural Alternative, will provide a limited access bypass facility on new alignment west of the City of Starke's urban area. This alternative is 7.3 miles in length. The typical section would be a divided rural freeway with paved shoulders and swale drainage. The Rural Alternative would connect with the existing US 301 in the vicinity of Prevatt Creek south of Starke and CR 233 north of Starke. This alternative includes a railroad overpass and interchanges at SR 100 and SR 16. Right of way will be required for the proposed improvements.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status.

A copy of the agenda may be obtained by contacting: Mr. Bill Henderson, District Planning and Environmental Manager, Florida Department of Transportation, District 2, 1109 S. Marion Avenue, MS 2007, Lake City, Florida 32025-5874.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Mr. Bill Henderson, District Planning and Environmental Manager, Florida Department of Transportation, District 2, 1109 S. Marion Avenue, MS 2007, Lake City, Florida 32025-5874, (386)961-7873 or 1(800)749-2967, extension 7873. If you are 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 a public meeting in the following docket to which all persons are invited.

TITLE: Petition to resolve territorial dispute with Gulf Power Company in Okaloosa County by Choctawhatchee Electric Cooperative, Inc. Docket Number 100304-EU

DATES AND TIME: Tuesday, May 17, 2011, 9:30 a.m.; Wednesday, May 18, 2011 if needed (The starting time of the next day's session will be announced at the conclusion of the prior day. The hearing may be adjourned early if all testimony is concluded.)

PLACE: Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To permit parties to present testimony and exhibits relative to the petition by Choctawhatchee Electric Cooperative, Inc., to resolve territorial dispute with Gulf Power Company, and for such other purposes as the Commission may deem appropriate. All witnesses shall be subject to cross-examination at the conclusion of their testimony on the issues identified by the parties at the prehearing conference held on May 9, 2011.

**Emergency Cancellation of Customer Meeting:** If a named storm or other disaster requires cancellation of the meeting, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation of the meeting will also be provided on the Commission website: (<http://www.psc.state.fl.us/>) under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling: The Office of the General Counsel at (850)413-6199.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodation at this meeting because of a physical impairment is asked to advise the agency at least 48 hours before the meeting by contacting: Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850 or (850)413-6770. If you are hearing or speech impaired, please contact the Agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Florida Public Service Commission, Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

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#### **ADMINISTRATION COMMISSION**

The **Administration Commission** announces a hearing to which all persons are invited.

**DATE AND TIME:** May 19, 2011, 10:00 a.m.

**PLACE:** Room 2103, The Capitol, Tallahassee, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Pursuant to Section 30.49, Florida Statutes, the Alachua County Sheriff has submitted an appeal of the proposed budget as set forth by the Alachua County Board of County Commissioners. The Budget Appeal Hearing addresses the petition filed by the Alachua County Sheriff's Office.

A copy of the agenda may be obtained by contacting: Melissa Patino, Governmental Analyst at (850)922-4020 or Bonnie Rogers, Public Safety Policy Coordinator.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least two days before the workshop/meeting by contacting: Melissa Patino, Governmental Analyst at (850)922-4020. If you are 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: Melissa Patino, Governmental Analyst at (850)922-4020.

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#### **REGIONAL PLANNING COUNCILS**

The **Holmes and Washington County Transportation Disadvantaged Local Coordinating Board** announces a public meeting to which all persons are invited.

**DATE AND TIME:** Tuesday, May 17, 2011, 10:00 a.m.

**PLACE:** Washington County Commission Chambers, 1331 South Blvd., Chipley, FL 32428

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Public Hearing followed by Local Coordinating Quarterly Board Meeting. Action items include CTC Evaluation and approval of the annual Transportation Disadvantaged Service Plan (TDSP).

Agendas will be available one week prior to the meeting at: [www.wfrpc.org/holmestd](http://www.wfrpc.org/holmestd) and/or [www.wfrpc.org/washtd](http://www.wfrpc.org/washtd).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Amy Brown, e-mail: [amy.brown@wfrpc.org](mailto:amy.brown@wfrpc.org) or 1(800)226-8914, ext. 281. For language requirements other than English please contact: Amy Brown at 1(800)226-8914, ext. 281 at least 48 hours in advance. If you are 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: Julia Pearsall at [julia.pearsall@wfrpc.org](mailto:julia.pearsall@wfrpc.org) or 1(800)226-8914, ext. 231.

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

**DATE AND TIME:** May 6, 2011, 10:00 a.m.

**PLACE:** PCS Phosphate, 15843 Southeast 78th Street, White Springs, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To conduct the regular business of the North Central Florida (District 3) Local Emergency Planning Committee.

A copy of the agenda may be obtained by contacting: Dwayne Mundy, Public Safety and Regulatory Compliance Program Director, North Central Florida Regional Planning Council, 2009 N.W. 67 Place, Gainesville, FL 32653.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The **Local Emergency Planning Committee** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, May 6, 2010, 10:00 a.m.

PLACE: East Central Florida Regional Planning Council, 309 Cranes Roost Blvd., Suite 2000, Altamonte Springs, Florida 32701

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular quarterly meeting of the Local Emergency Planning Committee.

A copy of the agenda may be obtained by contacting: April Raulerson (407)262-7772 or e-mail at araulerson@ecfrpc.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: April Raulerson, (407)262-7772 or e-mail at araulerson@ecfrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: April Raulerson, (407)262-7772 or e-mail at araulerson@ecfrpc.org.

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

DATE AND TIME: May 11, 2011, 9:30 a.m.

PLACE: Sebring Airport Authority, Board Room, 128 Authority Lane, Sebring, FL 33870

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular monthly meeting of the Central Florida Regional Planning Council and/or its Executive Committee.

A copy of the agenda may be obtained by contacting: Kathryn Hall at (863)534-7130, ext. 129 or khall@cfrc.org.

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

For more information, you may contact: Patricia M. Steed, Executive Director, 555 East Church Street, Bartow, FL 33830, (863)534-7130 or psteed@cfrc.org.

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

DATE AND TIME: May 9, 2011, 10:00 a.m.

PLACE: 4000 Gateway Centre Blvd., Suite 100, Pinellas Park, FL 33782

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Tampa Bay Regional Planning Council.

A copy of the agenda may be obtained by contacting: www.tbrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Wren Krahl, (727)570-5151, ext. 22 or wren@tbrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Wren Krahl, (727)570-5151, ext. 22 or wren@tbrpc.org.

The **Tampa Bay Regional Planning Council**, Agency on Bay Management announces a public meeting to which all persons are invited.

DATE AND TIME: May 12, 2011, 9:00 a.m.

PLACE: 4000 Gateway Centre Blvd., Suite 100, Pinellas Park, FL 33782

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Agency on Bay Management.

A copy of the agenda may be obtained by contacting: www.tbrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Wren Krahl, (727)570-5151, ext. 22 or wren@tbrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Suzanne Cooper, (727)570-5151, ext. 32 or suzanne@tbrpc.org.

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

DATE AND TIME: May 13, 2011, 1:30 p.m.

PLACE: Southwest Florida Regional Planning Council, 1926 Victoria Avenue, Fort Myers, Florida 33901

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Lee County Metropolitan Planning Organization's Transportation Disadvantaged Local Coordinating Board will have a meeting.

A copy of the agenda may be obtained by contacting: Mr. Brian Raimondo at (239)338-2550, ext. 211 or by e-mail at braimondo@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 48 hours before the workshop/meeting by contacting: Mr. Brian Raimondo at (239)338-2550, ext. 211 or by e-mail at 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 at <http://www.mpo-swfl.org>.

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The **District XI Local Emergency Planning Committee** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, May 25, 2011, 10:00 a.m.

PLACE: South Florida Regional Planning Council, 3440 Hollywood Blvd., Suite 140, Hollywood, FL 33021, (954)985-4416

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the LEPC's ongoing regional hazardous materials training and planning activities for FY10-11.

A copy of the agenda may be obtained by writing to: South Florida Regional Planning Council, 3440 Hollywood Blvd., Suite 140, Hollywood, FL 33021, via email request to Manny Cela (celam@sfrpc.com), visiting the LEPC website ([www.sfrpc.com/lepc.htm](http://www.sfrpc.com/lepc.htm)) or by calling (954)985-4416 in Broward or 1(800)985-4416 toll-free statewide.

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

DATE AND TIME: May 20, 2011, 9:30 a.m.

PLACE: Indian River State College, Wolf High Technology Center, 2400 S.E. Salerno Road, Stuart, FL 34997

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Treasure Coast Regional Planning Council will conduct its regular monthly meeting.

A copy of the agenda may be obtained by contacting: Liz Gulick at (772)221-4060.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Liz Gulick at (772)221-4060. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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## COMMISSION ON ETHICS

The **Commission on Ethics** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, May 13, 2011, 8:30 a.m.

PLACE: Senate Office Building, Room 37, 404 South Monroe Street, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Commission Meeting.

A copy of the agenda may be obtained by contacting: Commission on Ethics, [www.ethics.state.fl.us](http://www.ethics.state.fl.us) or (850)488-7864.

Pursuant to the provisions of 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: Commission on Ethics, (850)488-7864. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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## WATER MANAGEMENT DISTRICTS

The **R.O. Ranch Inc.**, a Florida non-profit corporation announces a public meeting to which all persons are invited.

DATE AND TIME: May 5, 2011, 6:00 p.m.

PLACE: R.O. Ranch Visitor Center, Cooks Hammock, Florida  
GENERAL SUBJECT MATTER TO BE CONSIDERED: Development of equestrian facilities on Suwannee River Water Management District properties. R.O. Ranch will also hold their yearly volunteer recognition program.

A copy of the agenda may be obtained by contacting: Pennie Flickinger, Business Resource Specialist at (386)294-1475 or [pff@srwmd.org](mailto: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, Business Resource Specialist at (386)294-1475 or [pff@srwmd.org](mailto: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.

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**The Suwannee River Water Management District** (District) announces a public meeting to which all persons are invited.

**DATES AND TIMES:** May 19, 2011, 9:00 a.m.; May 20, 2011, 8:00 a.m.

**PLACE:** City of Fanning Springs, City Hall Assembly Room, 17651 N.W. 90th Court, Fanning Springs, FL 32693

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** On May 19, 2011, at 9:00 a.m. a Governing Board meeting to consider District business and conduct public hearings on regulatory and land acquisition matters will be held at the City of Fanning Springs City Hall Assembly Room in Fanning Springs, Florida. A river tour will begin following the Board meeting. On May 20, 2011, at 8:00 a.m. a workshop will be held at the Cedar Key Library, 460 2nd Street, Cedar Key, Florida 32625.

A copy of the agenda may be obtained by contacting: Linda Welch at (386)362-1001 or 1(800)226-1066 (Florida Only) or on the District's website: [www.mysuwanneeriver.com](http://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: Linda Welch 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.

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**The St. Johns River Water Management District**, Projects & Land Committee announces a public meeting to which all persons are invited.

**DATE AND TIME:** Friday, May 6, 2011, 9:00 a.m.

**Projects and Land Committee Public Meeting and Tour**

**PLACE:** Business Meeting: Alachua County Cooperative Extension Service Office, 2800 N.E. 39 Avenue, Gainesville, Florida 32603

**Tour:** Little Hatchett Creek, Newnans Lake, Orange Lake

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Overview of draft Orange Creek Basin Surface Water Improvement and Management (SWIM) Plan by Dr. Carol Lippincott, Basin Program Manager; OCB Water Quality by Dr. Erich Marzolf, Environmental Scientist.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention: Heather Barnes, 4049 Reid Street, Palatka, FL 32177, or by phone at (386)329-4347.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 days before the workshop/meeting by contacting: Heather Barnes at (386)329-4347. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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**The St. Johns River Water Management District** announces a public meeting to which all persons are invited.

**DATE AND TIMES:** Tuesday, May 10, 2011, 8:15 a.m., Chair's Meeting; 9:00 a.m., Finance, Administration and Audit Committee; 10:00 a.m., Regulatory Committee followed by Governing Board Meeting and Public Hearing on Land Acquisition followed by an Governing Board Orientation and Discussion of Legislation and Budget

**PLACE:** District Headquarters, 4049 Reid Street (Hwy. 100 West), Palatka, FL 32177

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Discussion and consideration of District business including regulatory and non-regulatory matters. Staff may recommend approval of external amendments which affect the adopted budget.

**NOTE:** One or more Governing Board members may attend and participate in the meetings by means of communications media technology.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention: Missy McDermont, 4049 Reid Street, Palatka, FL 32177, or by phone at (386)329-4101, or by visiting the District's website at [www.floridaswater.com](http://www.floridaswater.com).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: District Clerk at (386)329-4500. If you are hearing

or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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**The Southwest Florida Water Management District (SWFWMD) announces a workshop to which all persons are invited.**

DATE AND TIME: Friday, May 6, 2011, 8:30 a.m.

PLACE: Sand Hill Scout Reservation, 11210 Cortez Boulevard, Brooksville, FL 34608

GENERAL SUBJECT MATTER TO BE CONSIDERED: Hernando County's Water World Seminar: Governing and Basin Board members may attend to learn about watershed and springs protection.

A copy of the agenda may be obtained by contacting: abrockway@co.hernando.fl.us at Hernando County Utilities (352)754-4749.

Pursuant to the provisions of 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: SWFWMD Human Resources Director at 1(800)423-1476 (FL Only) or (352)796-7211, ext. 4702; TDD (FL 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).

For more information, you may contact: Lou.Kavouras@watermatters.org 1(800)423-1476 (FL Only) or (352)796-7211, ext. 4606 (Ad Order EXE0133).

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**The Southwest Florida Water Management District announces a public meeting to which all persons are invited.**

DATE AND TIME: Monday, May 9, 2011, 2:00 p.m.

PLACE: Crystal River Preserve State Park, 3266 North Sailboat Avenue, Crystal River, FL 34428

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of task force business for the Citrus County Task Force of the Citrus/Hernando Waterways Restoration Council and restoration of Kings Bay.

A copy of the agenda may be obtained by contacting: Southwest Florida Water Management District, 2379 Broad Street, Brooksville, Florida 34604, 1(352)796-7211 or 1(800)423-1476 (Florida Only), extension 4227 or online at [www.watermatters.org/waterways](http://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: 1(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).

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**The Peer Review of East Coast Floridan Aquifer System, Model Phase II announces a public meeting to which all persons are invited.**

DATE AND TIME: May 9, 2011, 9:30 a.m.

PLACE: SFWMD, B-1 2B Bridge Conference Room, 3301 Gun Club Rd., West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Peer Review of East Coast Floridan Aquifer System Model Phase II.

A copy of the agenda may be obtained by contacting: Hope Radin at (561)682-2120 or at our website: <http://swfwmd.websitetoolbox.com/?forum=181740>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: District's Clerk Office (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).

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**The South Florida Water Management District announces a public meeting to which all persons are invited.**

DATES AND TIMES: Governing Board Workshop Meeting, May 11, 2011, 1:00 p.m.; Governing Board Regular Business Meeting, May 12, 2011, 9:00 a.m.

PLACE: SFWMD Headquarters, B-1 Building, 3301 Gun Club Road, West Palm Beach, Florida 33406 (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 5/11, the items may be discussed on 5/12)

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 2011 budget to revise revenues and expenditures.

A copy of the agenda may be obtained by contacting: Jacki McGorty, (561)682-2087 or at [www.sfwmd.gov](http://www.sfwmd.gov).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Jacki McGorty at (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Jacki McGorty at (561)682-2087 or [jmcgorty@sfwmd.gov](mailto:jmcgorty@sfwmd.gov).

### **COMMISSION FOR THE TRANSPORTATION DISADVANTAGED**

The **Commission for the Transportation Disadvantaged** announces a public meeting to which all persons are invited.

DATE AND TIME: May 12, 2011, 6:00 p.m. – until completion

PLACE: Doubletree Hotel, 101 South Adams Street, Tallahassee, FL; Conference Call: 1(888)808-6959, Conference Code: 34767

GENERAL SUBJECT MATTER TO BE CONSIDERED: To hear comments from the public concerning the Transportation Disadvantaged Program.

A copy of the agenda may be obtained by contacting: Vicki Scheffer, 605 Suwannee Street, MS-49, Tallahassee, FL, (850)410-5700 or 1(800)983-2435.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Vicki Scheffer, 605 Suwannee Street, MS-49, Tallahassee, FL, (850)410-5700 or (800)983-2435. If you are 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 **Commission for the Transportation Disadvantaged** announces a public meeting to which all persons are invited.

DATE AND TIME: May 13, 2011, 10:00 a.m. – until completion

PLACE: Doubletree Hotel, 101 South Adams Street, Tallahassee, FL, Conference Call: 1(888)808-6959, Conference Code: 34767

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss regular Commission business.

A copy of the agenda may be obtained by contacting: Vicki Scheffer, 605 Suwannee Street, MS-49, Tallahassee, FL, (850)410-5700 or 1(800)983-2435.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Vicki Scheffer, 605 Suwannee Street, MS-49, Tallahassee, FL, (850)410-5700 or 1(800)983-2435. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

### **REGIONAL UTILITY AUTHORITIES**

The **Tampa Bay Water Regional Water Supply Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, May 16, 2011, 9:00 a.m.

PLACE: Tampa Bay Water's Administrative Offices, 2575 Enterprise Road, Clearwater, Florida 33761

GENERAL SUBJECT MATTER TO BE CONSIDERED: A Special Board Meeting to consider a variable rate debt issuance associated with the SWAP maturities, presentations from the shortlisted design-build teams that have submitted Proposals for the C.W. Bill Young Regional Reservoir Renovation Project, and a private Attorney/Client briefing session between the Tampa Bay Water Board of Directors and legal counsel pursuant to Section 286.011(8), Florida Statutes, to discuss possible litigation expenditures and/or settlement negotiations in Tampa Bay Water v. HDR Engineering, Inc., et al.

Attorney/Client Briefing Attendees: Board of Directors of Tampa Bay Water, General Manager Gerald Seeber, General Counsel Richard Lotspeich, Richard Harrison, Esquire, Dave Forziano, Esquire, and a certified court reporter.

A copy of the agenda may be obtained by contacting: Records Department at (727)796-2355.

Pursuant to the provisions of 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.

**DEPARTMENT OF THE LOTTERY**

The **Department of the Lottery** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, May 10, 2011, 9:30 a.m. (Eastern Time) and continuing from day to day thereafter as may be required

PLACE: Florida Lottery Headquarters, 250 Marriott Drive, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Evaluation Committee to evaluate and score proposals for RFP 05-10/11, Air Mix Lottery Ball Drawing Machines.

A copy of the agenda may be obtained by contacting: Rhett Frisbie at (850)487-7710 or by going to the Department of the Lottery's website, [www.flalottery.com](http://www.flalottery.com).

Any person requiring a special accommodation because of a disability at this public meeting should contact: The ADA Coordinator at (850)487-7777 extension 3700 (Voice) or through the Florida Relay Service at 1(800)955-8771 (TDD), at least 24 hours prior to the meeting.

If a person decides to appeal any decision made by the Lottery with respect to any matter considered at the meeting, he or she will need a record of the proceedings, and for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made which includes the testimony and evidence upon which the appeal is to be based.

**DEPARTMENT OF ELDER AFFAIRS**

The **Department of Elder Affairs, Communities for a Lifetime** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, May 2, 2011, 9:00 a.m. – 11:00 a.m.

PLACE: Tallahassee Senior Center, 1400 North Monroe Street, Tallahassee, Florida 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: Local seniors will learn about local banking products/services directed to seniors, and dialogue with banking officials on how to prevent financial fraud and scams.

A copy of the agenda may be obtained by contacting: Janine R. Harris, Community Relations Manager, Florida Department of Elder Affairs, Communities for a Lifetime, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2373 or via email: [harrisj@elderaffairs.org](mailto:harrisj@elderaffairs.org).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Janine R. Harris, Community Relations Manager, Florida Department of Elder Affairs, Communities for a Lifetime, 4040 Esplanade Way, Tallahassee, Florida

32399-7000; (850)414-2373 or via email: [harrisj@elderaffairs.org](mailto:harrisj@elderaffairs.org). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Janine R. Harris, Community Relations Manager, Florida Department of Elder Affairs, Communities for a Lifetime, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2373 or via email: [harrisj@elderaffairs.org](mailto:harrisj@elderaffairs.org).

NOTICE OF CHANGE – The **Department of Elder Affairs, Long-Term Care Ombudsman Program** announces a public meeting to which all persons are invited.

DATES AND TIME: May 20, 2011; June 17, 2011; July 15, 2011; August 19, 2011; September 16, 2011, 11:00 a.m. – 12:00 Noon (EST/EDT)

PLACE: Department of Children and Families, Building 201, 9393 North Florida Avenue, Room 805, Tampa, FL 33612 (NOTE: Meeting location has changed since original submission that was published in the 4/15/11, Vol. 36, No. 15 issue of the F.A.W.)

GENERAL SUBJECT MATTER TO BE CONSIDERED: West Central Florida District Long-Term Care Ombudsman Council business.

A copy of the agenda may be obtained by contacting: Diane Carpenter, Department of Elder Affairs, 2523 Seven Springs Blvd., New Port Richey, FL 34655; telephone: (727)376-3442, or email: [carpenterd@elderaffairs.org](mailto:carpenterd@elderaffairs.org).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Diane Carpenter, Department of Elder Affairs, 2523 Seven Springs Blvd., New Port Richey, FL 34655; telephone: (727)376-3442 or email: [carpenterd@elderaffairs.org](mailto:carpenterd@elderaffairs.org). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Diane Carpenter, Department of Elder Affairs, 2523 Seven Springs Blvd., New Port Richey, FL 34655; telephone: (727)376-3442, or email: [carpenterd@elderaffairs.org](mailto:carpenterd@elderaffairs.org).

**AGENCY FOR HEALTH CARE ADMINISTRATION**

The **Agency for Health Care Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, May 19, 2011, 10:00 a.m.

PLACE: Agency for Health Care Administration, Conference Room "D", 2727 Mahan Drive, Tallahassee, Florida; Any person interested in participating by telephone may dial:



(641)593-6241, Pass Code: 5384968#. If you have any difficulty accessing the teleconference, please call the Florida Center's main number at (850)412-3730

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

This is a meeting of the State Consumer Health Information and Policy Advisory Council Data Standard and Transparency Steering Committee to which all interested parties are invited. The purpose is to conduct a meeting of key health care stakeholders to discuss issues relating to implementing Florida Statutes mandating transparency in health care through public reporting of health care data.

A copy of the agenda may be obtained by contacting: Faye Miller, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403. The agenda will also be posted at [http://ahca.myflorida.com/SCHS/chis\\_dtsc.shtml](http://ahca.myflorida.com/SCHS/chis_dtsc.shtml) seven (7) days prior to the meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Faye Miller at (850)412-3735. If you are 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: Faye Miller at (850)412-3735.

The **Agency for Health Care Administration** announces a public meeting to which all persons are invited.

**DATE AND TIME:** Thursday, May 19, 2011, 1:00 p.m. – 4:00 p.m. (EST)

**PLACE:** The Agency for Health Care Administration, (The Fort Knox Business Center), 2727 Mahan Drive, Bldg. 3, Conference Room A, Tallahassee, FL 32308; Dial In Number: 1(888)252-3720, Conference ID #: 50300336

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Medicaid Reform Technical Advisory Panel. All interested parties are encouraged to attend.

A copy of the agenda may be obtained by contacting: Michael Magnuson at email: [Michael.Magnuson@ahca.myflorida.com](mailto:Michael.Magnuson@ahca.myflorida.com) or by phone, (850)412-4685.

Pursuant to the provisions of 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: Janice Ruis at [Janice.Ruis@ahca.myflorida.com](mailto:Janice.Ruis@ahca.myflorida.com) or by phone, (850)412-4671. If you are 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 Magnuson at email: [Michael.Magnuson@ahca.myflorida.com](mailto:Michael.Magnuson@ahca.myflorida.com) or by phone, (850)412-4685.

**DEPARTMENT OF MANAGEMENT SERVICES**

The **DMS – Division of Telecommunications**, E911 Board announces the following meeting schedule information:

**DATES AND TIMES:** May 18, 2011, 9:00 a.m. – 2:30 p.m. (to discuss general business); May 18, 2011, 2:45 p.m. – conclusion of business (designated for Grant Committee Meeting); May 19, 2011, 9:00 a.m. – until conclusion of business (to discuss general business)

**PLACE:** Telephone Conference Call: 1(888)808-6959, Conference Code: 4149636

**DATES AND TIMES:** July 12, 2011, 9:00 a.m. – conclusion of business (This day is designated for Grant Committee Meeting); July 13, 2011, 9:00 a.m. – conclusion of business (this day is designated for Wireless Service Provider Cost Recovery Proposals; however, if time permits Board could discuss other issues as public meeting); July 14, 2011, 9:00 a.m. – conclusion of business (to discuss general business)

**PLACE:** Hilton Hotel, 5780 Major Blvd., Orlando, FL

If accommodation due to disability is needed in order to participate, please notify: The DMS – Division of Telecommunications Office/E911 Board in writing at least five (5) days in advance at 4050 Esplanade Way, Tallahassee, Florida 32399-0950.

The **Agency for Workforce Innovation, Unemployment Compensation Claims and Benefits Information System**, Executive Steering Committee announces a public meeting to which all persons are invited.

**DATE AND TIME:** Wednesday, May 11, 2011, 10:30 a.m. – 12:00 Noon

**PLACE:** Caldwell Building, Conference Room B49, 107 E. Madison Street, Tallahassee, Florida 32399; or by Conference Call Dial In Number: 1(888)808-6959, Conference Code: 7532872126

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Regular recurring meeting to review project status and act on any decisions required of the Committee.

A copy of the agenda may be obtained by contacting: <http://www.floridajobs.org/Events/index.html>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Dianne Corbett at (850)245-7285. If you are

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 Retirement Commission** announces a hearing to which all persons are invited.

DATE AND TIME: May 16, 2011, 8:30 a.m.

PLACE: Betty Easley Conference Center, 4075 Esplanade Way, Room 180, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct hearings pursuant to Section 121.23, Florida Statutes, and to consider other matters related to the business of the Commission.

A copy of the agenda may be obtained by contacting: Department of Management Services, State Retirement Commission, 4050 Esplanade Way, Suite 160, Tallahassee, Florida 32399-0950 or by telephoning (850)487-2410.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 15 days before the workshop/meeting by contacting: Department of Management Services, State Retirement Commission, 4050 Esplanade Way, Suite 160, Tallahassee, Florida 32399-0950 or by telephoning (850)487-2410. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Department of Management Services, State Retirement Commission, 4050 Esplanade Way, Suite 160, Tallahassee, Florida 32399-0950 or by telephoning (850)487-2410.

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#### **DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

The **Board of Cosmetology** announces a public meeting to which all persons are invited.

DATES AND TIME: August 30-31, 2011, 9:00 a.m.

PLACE: Gallery One Doubletree Hotel, 2670 East Sunrise Blvd., Ft. Lauderdale, Florida 33304, (954)335-4632

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board business.

A copy of the agenda may be obtained by contacting: Board of Cosmetology, 1940 N. Monroe Street, Tallahassee, Florida 32399, (850)922-6096.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Board of Cosmetology, 1940 N. Monroe Street, Tallahassee, Florida 32399, (850)922-6096. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Board of Cosmetology, 1940 N. Monroe Street, Tallahassee, Florida 32399, (850)922-6096.

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The **Florida Engineers Management Corporation** announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 20, 2011, 10:00 a.m. (EST) or soon thereafter

PLACE: Florida Board of Professional Engineers, 2507 Callaway Rd., Ste. 200, Tallahassee, FL 32303; Telephone Conference #: 1(866)895-8146, Passcode: 30295716

GENERAL SUBJECT MATTER TO BE CONSIDERED: To evaluate/amend/change and finalize the contract between Florida Engineers Management Corporation and the Department of Business Professional Regulation for the fiscal year of July 1, 2011 through June 30, 2012 and any other business of the board.

A copy of the agenda may be obtained by contacting: Rebecca Sammons at [rsammons@fbpe.org](mailto:rsammons@fbpe.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 48 hours before the workshop/meeting by contacting: Rebecca Sammons at [rsammons@fbpe.org](mailto:rsammons@fbpe.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: Rebecca Sammons, [rsammons@fbpe.org](mailto:rsammons@fbpe.org).

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The **Florida Engineers Management Corporation** announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 2, 2011, 10:00 a.m. (EST) or soon thereafter

PLACE: Florida Board of Professional Engineers, 2507 Callaway Rd., Ste. 200, Tallahassee, FL 32303; Telephone Conference #: 1(866)895-8146, Passcode: 30295716

GENERAL SUBJECT MATTER TO BE CONSIDERED: To evaluate/amend/change and finalize the contract between Florida Engineers Management Corporation and the Department of Business Professional Regulation for the fiscal year of July 1, 2011 through June 30, 2012 and any other business of the board.

A copy of the agenda may be obtained by contacting: Rebecca Sammons at rsammons@fbpe.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 48 hours before the workshop/meeting by contacting: Rebecca Sammons at rsammons@fbpe.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: Rebecca Sammons, rsammons@fbpe.org.

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The **Florida Mobile Home Relocation Corporation** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, May 12, 2011, 2:00 p.m.

PLACE: Conference Call

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of the Florida Mobile Home Relocation Corporation. Review of mobile home owner applications for compensation for relocation and/or abandonment due to change in land use, and such other business as may come before the board. A schedule for future meetings will be determined.

A copy of the agenda may be obtained by contacting: Janet Garrett at 1(888)862-7010.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Janet Garrett at 1(888)862-7010. If you are 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: Janet Garrett, Executive Director, FMHRC, P. O. Box 3047, Tallahassee, FL 32315, 1(888)862-7010.

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#### DEPARTMENT OF ENVIRONMENTAL PROTECTION

The **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: May 10, 2011, 1:00 p.m.

PLACE: Waccasassa Forestry Center's District Office, Florida Division of Forestry, 5353 N.E. 39th Avenue, Gainesville, Florida 32609

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Orange Creek Basin (OCB) TMDL Working Group was formed to provide a forum for stakeholders to discuss issues related to the OCB TMDLs, including development, allocation, and implementation of projects that address the TMDLs. The Orange Creek Basin Management Action Plan was adopted on May 15, 2008. Topics for this meeting include discussion of the status of current water quality improvement projects that address adopted TMDLs, specifically for Newnans Lake, and proposed water quality improvement activities.

A copy of the agenda may be obtained by contacting: Ms. Mary Paulic, Department of Environmental Protection, 2600 Blair Stone Road, Watershed Assessment Section, MS 3555, Tallahassee, Florida 32399-2400 or by calling her at (850)245-8560.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Ms. Mary Paulic at (850)245-8560. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The **Department of Environmental Protection (DEP)** announces a public meeting to which all persons are invited:

DATE AND TIME: May 10, 2011, 6:30 – 8:00 p.m.

PLACE: Azalea Middle School, Multi-Purpose Room, 7855 22nd Avenue North, St. Petersburg, Florida 33710

GENERAL SUBJECT MATTER TO BE CONSIDERED: On July 14, 2010, Raytheon Company (Raytheon) timely submitted to DEP its second proposed Remedial Action Plan Addendum (RAPA II) regarding necessary information for cleanup of the contaminants of concern around the Raytheon facility located at 1501 72nd Street North, St. Petersburg, Pinellas County, Florida.

A copy of the RAPA II may be obtained at the following link: \\publicfiles\PUBFDS\SWDRO\Internetdev\Southwest\RTC\_May\_13\_2101\_Comments\_on\_Feb\_26\_2010\_RAPA.pdf. DEP staff members are in the final stages of reviewing the RAPA II. Raytheon will present its cleanup plan at this public meeting.

and DEP will take public comment. DEP is committed to fulfilling its regulatory responsibilities, including conducting a thorough evaluation of Raytheon's cleanup plan to address the contamination, and overseeing a successful cleanup. For questions regarding DEP's role in Raytheon's contamination assessment and cleanup, please call DEP's neighborhood information line at (813)632-7600, ext. 467. A copy of the agenda may be obtained by contacting Ana Gibbs at (813)632-7600, ext. 475.

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The Florida **Department of Environmental Protection, Division of Recreation and Parks** announces a workshop to which all persons are invited.

DATE AND TIME: Wednesday, May 18, 2011, 7:00 p.m. (ET)

PLACE: The Nature Conservancy, Apalachicola Bluffs and Ravines Preserve Meeting Room, 10394 N.W. Longleaf Drive, Bristol, Florida 32321

GENERAL SUBJECT MATTER TO BE CONSIDERED: Presentation of the proposed draft management plan for Torreya State Park.

A copy of the agenda may be obtained by contacting: Steve Cutshaw, Park Manager, (850)643-2674 or email: Steven.Cutshaw@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: Steve Cutshaw, Park Manager, (850)643-2674 or email: Steven.Cutshaw@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Steve Cutshaw, Park Manager, (850)643-2674 or email: Steven.Cutshaw@dep.state.fl.us.

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The Florida **Department of Environmental Protection, Division of Recreation and Parks** announces a workshop to which all persons are invited.

DATE AND TIME: Thursday, May 19, 2011, 9:00 a.m. (ET)

PLACE: The Nature Conservancy, Apalachicola Bluffs and Ravines Preserve Meeting Room, 10394 N.W. Longleaf Drive, Bristol, Florida 32321

GENERAL SUBJECT MATTER TO BE CONSIDERED: Presentation and discussion of the Torreya State Park proposed draft management plan with the Advisory Group members.

A copy of the agenda may be obtained by contacting: Steve Cutshaw, Park Manager, (850)643-2674 or email: Steven.Cutshaw@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: Steve Cutshaw, Park Manager, (850)643-2674 or email: Steven.Cutshaw@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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## DEPARTMENT OF HEALTH

The Florida **Department of Health**, Office of Public Health Nursing announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, May 9, 2011, 1:00 p.m. – 4:00 p.m.

PLACE: 4052 Bald Cypress Way, Room 301, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Special Needs Shelter Interagency Committee Meeting is being hosted by the Florida Department of Health, Office of Public Health Nursing, to identify and resolve challenges related to special needs shelters that are not currently addressed in the state comprehensive plan, relating to Rules 64-3.010, .020, .030, .040, .050, .060, .070, .080, F.A.C. The meeting shall also serve as a forum to develop policies and procedures which support sheltering best practices throughout the state. The continuation of the committee work assures the best quality service to clients with special medical needs and Florida's vulnerable population.

A copy of the agenda may be obtained by contacting: Susan "Lori" Johnson at (850)245-4444, ext. 2183 or email: susan\_johnson3@doh.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Susan "Lori" Johnson at (850)245-4444, ext. 2183 or by email at susan\_johnson3@doh.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The **Board of Nursing** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, May 13, 2011, 8:30 a.m.

PLACE: Rosen Shingle Creek, 9939 Universal Blvd., Orlando, FL 32819, (407)996-9939

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business and long-range policy planning.

To view the public agenda materials visit: [http://www.doh.state.fl.us/mqa/nursing/nur\\_meeting.html](http://www.doh.state.fl.us/mqa/nursing/nur_meeting.html).

A copy of the agenda item may be obtained by writing to: Joe Baker, Jr., Florida Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3252.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations at this meeting because of a disability or physical impairment should contact: The Board, (850)245-4125, at least 48 hours prior to the meeting. If you are a hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) and 1(800) 955-8770 (Voice).

A copy of the agenda may be obtained by contacting: Joe Baker, Jr., Florida Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3252.

Pursuant to the provisions of 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 office. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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#### DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The **Department of Children & Families** and the **Orange County Alliance for Children** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, May 5, 2011, 8:00 a.m.

PLACE: 400 W. Robinson Street, Suite 1129, Hurston Building, South Tower, Orlando, FL 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Nomination Committee meeting to discuss potential recruits and make recommendation to the Alliance for new membership.

Pursuant to the provisions of 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: Lilliana Maldonado, (407)317-7000, ext. 7049. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The **Refugee Services Program** announces a public meeting to which all persons are invited.

DATE AND TIME: May 9, 2011, 2:00 p.m.

PLACE: Florida Department of Children and Families, Refugee Services, 1317 Winewood Blvd., Bldg. 5, Room 203, Tallahassee, FL 32399-0700; Conference Call: 1(888)808-6959, Conference Code: 4883791#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The solicitation conference for the Request for Proposals for Adult and Vocational Education Services for Refugees and Entrants in Duval County (RFP #04K11BS1), as provided for in Section 2.6 of the RFP published on the Vendor Bid System (VBS) on April 11, 2011.

A copy of the agenda may be obtained by contacting: Anna Bethea, 1317 Winewood Blvd., Bldg. 5, Room 203, Tallahassee, FL 32399-0700 or 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, 1317 Winewood Blvd., Bldg. 5, Room 203, Tallahassee, FL 32399-0700 or 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).

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The **Refugee Services Program** announces a public meeting to which all persons are invited.

DATE AND TIME: May 9, 2011, 3:45 p.m.

PLACE: 1317 Winewood Blvd., Bldg. 5, Room 203, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The opening of proposals in response to the Request for Proposals for Youth and Family Services for Refugees and Entrants in Miami-Dade County (RFP #SNR11K01), as provided for in Section 2.6 of the RFP published on the Vendor Bid System (VBS) on March 28, 2011.

A copy of the agenda may be obtained by contacting: Anna Bethea at (850)717-4200 or 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 at (850)717-4200 or 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).

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The **Jacksonville Area Refugee Task Force** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, May 11, 2011, 1:30 p.m. – 3:30 p.m.

PLACE: Department of Children and Families, 5920 Arlington Expressway, Jacksonville, FL 32211

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Jacksonville Area Refugee Task Force meeting is to increase awareness of the refugee populations, share best practices, spot trends in refugee populations, build collaborations between agencies, help create good communication among service providers, get informed about upcoming community events, and discuss refugee program service needs and possible solutions to meeting those needs.

A copy of the agenda may be obtained by contacting: Debbie Ansbacher at (904)726-1540 or Taddese Fessehayeh at (407)317-7335.

Pursuant to the provisions of 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: Debbie Ansbacher at (904)726-1540 or Taddese Fessehaye at (407)317-7335. If you are 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: Debbie Ansbacher at (904)726-1540 or Taddese Fessehaye at (407)317-7335.

The **Refugee Services Program** announces a public meeting to which all persons are invited.

DATE AND TIME: May 11, 2011, 2:00 p.m.

PLACE: 1317 Winewood Blvd., Bldg. 5, Room 203, Tallahassee FL 32399; Conference Call #: 1(888)808-6959, Conference Code: 4883791

GENERAL SUBJECT MATTER TO BE CONSIDERED: The initial meeting of Department Evaluators for the Request for Proposals for Youth and Family Services for Refugees and Entrants in Miami-Dade County (RFP #SNR11K01), as provided for in Section 2.6 of the RFP published on the Vendor Bid System (VBS) on March 28, 2011. The VBS can be accessed at: <http://vbs.dms.state.fl.us/>.

A copy of the agenda may be obtained by contacting: Anna Bethea at (850)717-4200 or [Anna\\_Bethea@dcf.state.fl.us](mailto: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 at (850)717-4200 or [Anna\\_Bethea@dcf.state.fl.us](mailto: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 **Miami-Dade Refugee Task Force** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, May 13, 2011, 10:00 a.m. – 12:00 Noon

PLACE: South Florida Workforce, 7300 Corporate Center Drive, Suite 500, Miami, FL 33126

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Miami-Dade Refugee Task Force meeting is to increase awareness of the refugee populations, share best practices, spot trends in refugee populations, build collaborations between agencies, help create good communication among service providers, get informed about upcoming community events, and discuss refugee program service needs and possible solutions to meeting those needs.

A copy of the agenda may be obtained by contacting: Adria Dilme-Bejel at (305)377-7518 or Lourdes Dysna-Leconte at (305)376-1947.

Pursuant to the provisions of 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: Adria Dilme-Bejel at (305)377-7518 or Lourdes Dysna-Leconte at (305)376-1947. If you are 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: Adria Dilme-Bejel at (305)377-7518 or Lourdes Dysna-Leconte at (305)376-1947.

## FLORIDA HOUSING FINANCE CORPORATION

The **Florida Housing Finance Corporation** announces a public meeting to which all persons are invited.

DATE AND TIME: May 10, 2011, 10:00 a.m.

PLACE: Rick Seltzer Conference Room, Suite 6000, Florida Housing Finance Corporation, 227 North Bronough Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Review Committee meeting will be to discuss and score the proposals submitted for RFQ 2010-07 for counseling services for the HFA Hardest Hit Fund Advisors.

A copy of the agenda may be obtained by contacting: Sherry Green, (850)488-4197 or [sherry.green@floridahousing.org](mailto:sherry.green@floridahousing.org).

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

## FISH AND WILDLIFE CONSERVATION COMMISSION

The **Florida Fish and Wildlife Conservation Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: May 12, 2011, 9:00 a.m. – 12:30 p.m.

PLACE: Florida Fish and Wildlife Conservation Commission, Farris Bryant Building, Room G52C, 620 South Meridian Street, Tallahassee, Florida 32399-1600. Communications Media Technology will be used via video conferencing at the Florida Fish and Wildlife Research Institute, 100 Eighth Avenue, S.E., St. Petersburg, Florida 33701-5095. Public should attend at the Tallahassee location.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Evaluations for the FY 11-12 Florida's Wildlife Legacy Initiative's Targeted Grant proposals.

A copy of the agenda may be obtained by contacting: Laura Morse, Florida Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, Grants Coordinator, (850)488-3831.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The ADA Coordinator, at (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Laura Morse, Florida Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, Grants Coordinator, (850)488-3831.

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**The Fish and Wildlife Conservation Commission, Division of Law Enforcement, Boating Advisory Council** announces a public meeting to which all persons are invited.

DATE AND TIME: May 10, 2011, 9:00 a.m. – 11:00 a.m.

PLACE: FWC, 620 South Meridian Street, Bryant Building, 2nd Floor, Conference Room, Room 272, Tallahassee, Florida 32399-1600 or Conference Call: 1(888)808-6959, Conference Code: 1038827

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Boating Advisory Council regarding the Anchoring and Mooring Pilot Program.

A copy of the agenda may be obtained by contacting: FWC, Division of Law Enforcement, Boating Advisory Council, 620 South Meridian Street, Room 235, Tallahassee, Florida 32399-1600, or by calling: Tom Shipp or Shelly Gurr at (850)488-5600.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: ADA Coordinator, (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: Tom Shipp or Shelly Gurr at (850)488-5600.

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#### FINANCIAL SERVICES COMMISSION

The **Financial Services Commission**, Office of Insurance Regulation announces a hearing to which all persons are invited.

DATE AND TIME: May 19, 2011, 9:30 a.m.

PLACE: Pat Thomas Committee Room (412 Knott Building), Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Hearings on the Life Insurance Industry's Policies, Practices and Procedures regarding (1) Use of the Social Security

Administration's Death Master File, (2) Claim Settlement Practices, and (3) Compliance with Florida's Unclaimed Property Laws.

Florida law allows the Office of Insurance Regulation to hold a public hearing for any purpose within the scope of the Insurance Code deemed to be necessary. Input from the insurers as well as interested parties will be received at this public hearing. If you are unable to attend this public hearing, please forward your comments to the Office of Insurance Regulation at [publichearings@flor.com](mailto:publichearings@flor.com); the subject line of your e-mail should read "Life Insurance."

A copy of the agenda may be obtained by contacting: Rhoda K. Johnson, Esquire (850)413-4252 or Tim Gray, Esquire (850)413-4278.

Pursuant to the provisions of 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: Sherese Pringle-Butler at (850)413-4252 or e-mail her at [sherese.pringle-butler@flor.com](mailto:sherese.pringle-butler@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: Rhoda K. Johnson, Esquire at (850)413-4252 or Tim Gray, Esquire at (850)413-4278.

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#### AGENCY FOR ENTERPRISE INFORMATION TECHNOLOGY

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: Friday, May 6, 2011, 9:00 a.m. – 11:00 a.m.

PLACE: 2450 Shumard Oak Boulevard (Public Entrance on Shumard Oak Blvd.), Building 2, Room 2103, 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: Gail Kent, Florida Department Revenue, Information Services Program, (850)717-6944, [kentv@dor.state.fl.us](mailto:kentv@dor.state.fl.us).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Gail Kent, (850)717-6944, [kentv@dor.state.fl.us](mailto:kentv@dor.state.fl.us). If

you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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**TRANSPORTATION AND EXPRESSWAY AUTHORITY  
MEMBERSHIP OF FLORIDA (TEAMFL)**

The **Transportation and Expressway Authority Membership of Florida (TEAMFL)** announces a public meeting to which all persons are invited.

**DATES AND TIMES:** Thursday, May 12, 2011, 2:30 p.m. – 5:15 p.m.; Friday, May 13, 2011, 9:00 a.m. – 12:00 Noon

**PLACE:** Hyatt Regency Coconut Point, 5001 Coconut Road, Bonita Springs, FL 33134

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Program and speakers include – Thursday, May 12, 2011, 2:30 p.m. – 4:00 p.m. Toll Operations and Finance Focus Groups; 4:15 p.m. – 5:15 p.m. Engineering Focus Group and Public Involvement Focus Group Speakers Debbie Tower FDOT D1 “Charlotte County ITS Project”, Alicia Torrez, FDOT D6 “Value of Public Information in ITS” and Susan R. Chrzan “AET Conversion from a Public Relations Perspective”; 5:30 p.m. – 7:30 p.m. Friday, May 13, 2011, 9:00 a.m. Call to Order and presentations by Peter H. Appel, Administrator U.S. DOT, Research & Innovative Technology Administration (RITA) “Connected Vehicle Technology”; Bob Frank, Kapsch TrafficCom “Tolling Technology & Integration in the 21st Century – Not Your Father’s Toll Solution”; Brian Gorman “Technology WOW! What’s Happening in Transportation”; Fred Busack, Partner The Pennington Law Firm “Tolls, Tugs, Tunnels – The Future of Florida Transportation”; Paul Feenstra, ITS America “ITSA World Conference”; Wayne Malaney “Legislative Review”; and Francis Gibbs, Secretary FDOT (invited) “DOT Update.” Adjournment at 12:00 Noon.

A copy of the agenda may be obtained by contacting: Bob Hartnett, President/CEO [www.teamfl.org](http://www.teamfl.org), [teamfl@teamfl.org](mailto:teamfl@teamfl.org) or (407)896-0035.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Bob Hartnett, President/CEO [teamfl@teamfl.org](mailto:teamfl@teamfl.org) or (407)896-0035. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Bob Hartnett, President/CEO [www.teamfl.org](http://www.teamfl.org), [teamfl@teamfl.org](mailto:teamfl@teamfl.org) or (407)896-0035.

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**SOUTHWOOD SHARED RESOURCE CENTER**

The **Southwood Shared Resource Center** announces a public meeting to which all persons are invited.

**DATE AND TIME:** Monday, May 2, 2011, 3:00 p.m.

**PLACE:** Capitol Center Office Center, Betty Easley Building, Suite 180, Tallahassee, FL

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Regular monthly meeting of the SSRC Operations and Finance Workgroup.

A copy of the agenda may be obtained by contacting: Ann Barfield at [ann.barfield@dms.myflorida.com](mailto:ann.barfield@dms.myflorida.com), (850)922-9698.

Pursuant to the provisions of 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: Ann Barfield at [ann.barfield@dms.myflorida.com](mailto:ann.barfield@dms.myflorida.com), (850)922-9698. If you are 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: Ann Barfield at [ann.barfield@dms.myflorida.com](mailto:ann.barfield@dms.myflorida.com), (850)922-9698.

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The **Southwood Shared Resource Center** announces a public meeting to which all persons are invited.

**DATE AND TIME:** Monday, May 2, 2011, 10:00 a.m.

**PLACE:** Conference Room 225A, 4030 Esplanade Way, Tallahassee, FL

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Regular monthly meeting of the Primary Data Center Management Group: Board Chairs and Executive Directors of the three State Primary Data Centers and the CIO Council Chairperson.

A copy of the agenda may be obtained by contacting: Ann Barfield at [ann.barfield@dms.myflorida.com](mailto:ann.barfield@dms.myflorida.com), (850)922-9698.

Pursuant to the provisions of 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: Ann Barfield at [ann.barfield@dms.myflorida.com](mailto:ann.barfield@dms.myflorida.com), (850)922-9698. If you are 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: Ann Barfield at [ann.barfield@dms.myflorida.com](mailto:ann.barfield@dms.myflorida.com), (850)922-9698.

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The **Southwood Shared Resource Center** announces a public meeting to which all persons are invited.

**DATE AND TIME:** Monday, May 9, 2011, 1:30 p.m. – 4:00 p.m. or until Board business is concluded



PLACE: Turlington Building, Room 1721, 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.

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#### **CITIZENS PROPERTY INSURANCE CORPORATION**

The **Citizens Property Insurance Corporation** announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 11, 2011, 1:00 p.m.

PLACE: Teleconference: 1(877)866-3074

GENERAL SUBJECT MATTER TO BE CONSIDERED: Finance and Investment Committee Meeting. Item of discussion include, 2011 Pre-Event Liquidity Financing.

For additional information, please call: Jill Booker at 1(800)807-7647, extension 8287.

A copy of the agenda may be obtained by contacting: Jill Booker at 1(800)807-7647, extension 8287.

Pursuant to the provisions of 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: Jill Booker at 1(800)807-7647, extension 8287. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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#### **DESOTO COUNTY LOCAL COORDINATING BOARD – TRANSPORTATION DISADVANTAGED**

The **DeSoto County Local Coordinating Board** announces a public meeting to which all persons are invited.

DATE AND TIME: May 11, 2011, 9:30 a.m.

PLACE: DeSoto County Board of County Commissioners Meeting Room, DeSoto County Administrative Building, 201 East Oak Street, Suite 103, Arcadia, Florida 34266

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the Annual Public Hearing and conduct a Regular Business Meeting of the DeSoto County Transportation Disadvantaged Coordinating Board.

A copy of the agenda may be obtained by contacting: Peggy Waters, Social Services Manager, DeSoto County Community Services Department, 201 East Oak Street, Suite 202, Arcadia, Florida 34266.

Pursuant to the provisions of 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: (863)993-4858. If you are 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: Peggy Waters, Social Services Manager, DeSoto County Community Services Department, 201 East Oak Street, Suite 202, Arcadia, Florida 34266, (863)993-4858.

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#### **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: Monday May 9, 2011, 1:00 p.m.

PLACE: 2463 SR 16 W., Green Cove Springs, FL 32043

GENERAL SUBJECT MATTER TO BE CONSIDERED: General meeting.

For more information, you may contact: Sally Doyle, (904)284-6355.

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#### **FLORIDA SURPLUS LINES SERVICE OFFICE**

The **Florida Surplus Lines Service Office**, National Clearinghouse Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 5, 2011, 10:00 a.m.

PLACE: Via Conference Call.

GENERAL SUBJECT MATTER TO BE CONSIDERED: National Clearinghouse issues.

A copy of the agenda may be obtained by contacting: Georgie Barrett at gbarrett@fslso.com or 1(800)562-4496.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Georgie Barrett at gbarrett@fslso.com or

1(800)562-4496. If you are 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 Surplus Lines Service Office**, National Clearinghouse Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 10, 2011, 10:00 a.m.

PLACE: Via Conference Call

GENERAL SUBJECT MATTER TO BE CONSIDERED: National Clearinghouse issues.

A copy of the agenda may be obtained by contacting: Georgie Barrett at gbarrett@fslso.com or 1(800)562-4496.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Georgie Barrett at gbarrett@fslso.com or 1(800)562-4496. If you are 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 Surplus Lines Service Office**, National Clearinghouse Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 12, 2011, 10:00 a.m.

PLACE: Via Conference Call

GENERAL SUBJECT MATTER TO BE CONSIDERED: National Clearinghouse issues.

A copy of the agenda may be obtained by contacting: Georgie Barrett at gbarrett@fslso.com or 1(800)562-4496.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Georgie Barrett at gbarrett@fslso.com or 1(800)562-4496. If you are 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 Surplus Lines Service Office**, National Clearinghouse Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 17, 2011, 10:00 a.m.

PLACE: Via Conference Call

GENERAL SUBJECT MATTER TO BE CONSIDERED: National Clearinghouse issues.

A copy of the agenda may be obtained by contacting: Georgie Barrett at gbarrett@fslso.com or 1(800)562-4496.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Georgie Barrett at gbarrett@fslso.com or 1(800)562-4496. If you are 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 Surplus Lines Service Office**, National Clearinghouse Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 19, 2011, 10:00 a.m.

PLACE: Via Conference Call

GENERAL SUBJECT MATTER TO BE CONSIDERED: National Clearinghouse issues.

A copy of the agenda may be obtained by contacting: Georgie Barrett at gbarrett@fslso.com or 1(800)562-4496.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Georgie Barrett at gbarrett@fslso.com or 1(800)562-4496. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

## Section VII Notices of Petitions and Dispositions Regarding Declaratory Statements

### 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 Hector Martinez, Esq., attorney for Lago Grande Homeowners' Association, Inc., Docket No. 2011016226, on March 25, 2011. The petition seeks the agency's opinion as to the applicability of Section 720.305 or 718.303, Florida Statutes, as it applies to the petitioner.

Whether the board of directors of Lago Grande Homeowners' Association, Inc. may vote the votes of unit owners whose right to vote was suspended for being 90 days or more delinquent in the payment of assessments under Section 720.305 or 718.303, 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.

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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 Rafael Recalde, Attorney for Bayshore Yacht & Tennis Club Condominium Association, Inc., Docket No. 2011020153. The petition seeks the agency's opinion as to the applicability of Section 718.112(2), Florida Statutes, as it applies to the petitioner.

Whether Bayshore Yacht & Tennis Club Condominium Association, Inc. may expand the number of directors by board vote and fill the new vacancies by appointment under its governing documents and Section 718.112(2), 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.

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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 Thomas Kopf, Unit Owner, Lauderdale Tennis Club, Inc., Docket No. 2011020393 on April 18, 2011. The petition seeks the agency's opinion as to the applicability of Section 718.103(2), Florida Statutes, as it applies to the petitioner.

Whether Lauderdale Tennis Club, Inc. is a master condominium association as defined by Section 718.103(2), 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.

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NOTICE IS HEREBY GIVEN that The Building Code Administrators and Inspectors Board has received the petition for declaratory statement from Sandy Robinson and Paul T. Myers. The petition seeks the agency's opinion as to the applicability of Chapter 468, Florida Statutes as it applies to the petitioner.

The petition seeks the Board's interpretation of Section 468, Florida Statutes, and whether a building official, within his or her jurisdiction, may perform any plan review or inspection even if he or she only holds a standard license as a building code administrator issued by the Department of Business and Professional Regulation. The Board will address this petition at its next meeting which will be held on June 8-10, 2011 in Orlando, FL.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Robin Barineau, Executive Director, Building Code Administrators and Inspectors Board, 1940 North Monroe Street, Tallahassee, FL 32399-2211.

Please refer all comments to: Robin Barineau, Executive Director.

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#### **DEPARTMENT OF HEALTH**

NOTICE IS HEREBY GIVEN that The Board of Dentistry has received the petition for declaratory statement from Michael J. Jumber, D.M.D. The petition seeks the agency's opinion as to the applicability of Section 466.024, Florida Statutes as it applies to the petitioner.

The petition seeks the Board's interpretation of Section 466.024, Florida Statutes, and whether a dentist may perform HgA1C diabetes screening in the dental office by auxiliaries, under Chapter 466, Florida Statutes. The Board will address this petition at its next meeting. Comments on this petition should be filed with the Board of Dentistry within 14 days of publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Sue Foster, Executive Director, Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258.

Please refer all comments to: Sue Foster, Executive Director.

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**Section VIII**  
**Notices of Petitions and Dispositions**  
**Regarding the Validity of Rules**

**Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:**

NONE

**Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:**

NONE

**Section IX**  
**Notices of Petitions and Dispositions**  
**Regarding Non-rule Policy Challenges**

NONE

**Section X**  
**Announcements and Objection Reports of**  
**the Joint Administrative Procedures**  
**Committee**

NONE

**Section XI**  
**Notices Regarding Bids, Proposals and**  
**Purchasing**

**DEPARTMENT OF EDUCATION**

Notice of Bid

The University of Florida, Purchasing Services will receive sealed bids for the following: ITB11MB-138, Weil Chilled Water Plant Optimization Cooling Tower Upgrades, estimated budget: \$200,000, to be opened May 31, 2011 at 2:00 p.m., in 101 Elmore Hall, Radio Road, Gainesville, FL. Scope of work: Project to add PVC fill to Weil Cooling Towers 3 and 4. See bid documents. Mandatory pre-bid meeting will be held May 17, 2011 at 10:00 a.m., in the PPD A/E Conference Room, Building 700, Radio Road, Gainesville, FL. Questions should be directed to Eric Money, emoney@ufl.edu or (352)392-1331. For more information visit [www.purchasing.ufl.edu](http://www.purchasing.ufl.edu). AMERICANS WITH DISABILITY ACT OF 1991 – If special accommodations are needed in order to attend the Pre-Bid

Meeting or the Bid opening, contact Purchasing, purchasing@ufl.edu or (352)392-1331 within three (3) days of the event.

Invitation to Bid (ITB)

The Florida State University Facilities Purchasing will receive sealed bids until the dates and times shown for the following projects. Bids may be brought to the bid opening or sent to:

Florida State University  
 Facilities Maintenance, Purchasing  
 102A Mendenhall Building A  
 Tallahassee, Florida 32306

prior to bid opening. Bidder must reference bid number, opening date and time on outside of bid package to insure proper acceptance. Bids submitted by facsimile are not acceptable. For information relating to the Invitation(s) to Bid, contact the

Bid Number: FAC83385-11  
 Procurement Associate: Betty-Jean (BJ) Lewis, Facilities  
 Public Bid Opening: May 18, 2011, Wednesday  
 Time: 9:00 a.m., EST  
 FSU-Facilities Maintenance  
 Facilities Maintenance Purchasing  
 969 Learning Way  
 114 Mendenhall, Building A  
 Tallahassee, Florida 32306-4150

Bid Documents: Provide Hardware, Software and Initial Configuration for SAN

Contact Person: Betty-Jean (BJ) Lewis, Procurement Associate  
 blewis@admin.fsu.edu

**NOTICE TO DISTRIBUTED ANTENNA SYSTEM FIRMS**

The University of Central Florida announces that design build services will be required for the project listed below:

Project No.: UCF-TBD, Project and Location: Neutral Host Campus DAS, University of Central Florida, Orlando, FL 32816.

University of Central Florida (UCF) is seeking proposals from interested Distributed Antenna System companies and wireless carriers with the wherewithal to design, install, and manage a campus DAS for the university to increase the cellular coverage and capacity on the main campus and the northern section of the Central Florida Research Park (CFRP). The DAS shall also support Public Safety frequencies both 800MHz and future 700MHz. The DAS shall consist of both macro sites and in-building antennas. UCF has three (3) existing Macro sites consisting of a radio tower for its WUCF-FM station, the Smokestack, and the new North Campus 180 foot monopole. The DAS design should incorporate these three existing macro sites. Proposers requiring additional macro sites (typically building rooftops) will be limited to five sites. Proposers are to select and propose the locations of macro sites. These macro

sites shall support cellular frequencies and protocols and no Public Safety frequencies. The DAS must also include in-building antennas for enhancing cellular capacity and Public Safety coverage for 28 buildings totaling approximately three (3) million gross square feet. (See Exhibit A) UCF has an in building DAS design for reference and will be used by UCF to compare proposers' responses and the eventual design by the selected Proposer.

Selection of finalists for interviews will be made on the basis of the design builder's qualifications which include: approach to the project, qualifications and experience in design, experience of proposed corporate operator, evidence of financial strength, qualifications and experience of key individuals of the design, financing, and construction team, and assurance that the proposed team recognizes the "at risk" nature of any subsequent agreement. Finalists will be provided with a copy of the final interview requirements and a copy of the standard University of Central Florida agreement.

Carefully review the Design Build Contract and General Conditions documents. Submitting a proposal for this project constitutes complete agreement with and acceptance of the terms and conditions contained within these documents. These documents can be found on our website at [www.fp.ucf.edu](http://www.fp.ucf.edu) with the advertisement. Please note that the University of Central Florida will not compensate for lodging, food, or travel associated with this project.

Firms desiring to provide DAS services for the project shall submit a letter of application and a completed University of Central Florida "DAS Qualifications Supplement." Proposals must not exceed 40 pages, including the DAS Qualifications Supplement and letter of application. Pages must be numbered consecutively. Submittals which do not comply with these requirements or do not include the requested data will not be considered. No submittal material will be returned.

All applicants must be licensed as a low voltage contractor/installer to practice 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 design build 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 design build firm must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of placement on the convicted vendor list.

Optional Lake Nona DAS for UCF's Medical College

As an option, UCF would like to receive proposals to design and build an in-building DAS system for UCF's two new Medical College buildings located in Lake Nona Medical City.

This proposal is to be kept separate and apart from DAS proposals for the main campus. This DAS system is to be design to later connect to the Lake Nona Development LLC's Medical City DAS system being considered, thus, special considerations are to be included in this proposal.

The University of Central Florida DAS Contractor Qualifications Supplement forms and the Project Fact Sheet (Exhibit "A") which contains the selection criteria may be obtained by contacting: Gina Seabrook, Office of Facilities Planning, University of Central Florida, 4000 Central Florida Boulevard, Post Office Box 163020, Orlando, FL 32816-3020, Phone: (407)823-2166, Fax: (407)823-5141, Email: [gina.seabrook@ucf.edu](mailto:gina.seabrook@ucf.edu) or on our website [www.fp.ucf.edu](http://www.fp.ucf.edu).

Please submit all questions in writing to [gina.seabrook@ucf.edu](mailto:gina.seabrook@ucf.edu).

Five (5) bound copies of the required proposal data shall be submitted to: Mrs. Gina Seabrook, Facilities Planning, 4000 Central Florida Blvd., Post Office Box 163020, Orlando, FL 32816-3020. Submittals must be received by 5:00 p.m. local time May 31st, 2011. Facsimile (FAX) submittals are not acceptable and will not be considered. Late submissions will not be accepted.

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#### NOTICE TO CONTRACTORS

The University of Central Florida, on behalf of the Board of Trustees, announces that contractor services for the following service(s): WiMAX Campus Distributed Antenna System (DAS)

Project description:

The Contractor will provide construction/installation for a WiMAX In-Building DAS for the university to increase the WiMAX coverage and capacity on the main campus and the northern section of the Central Florida Research Park (CFRP). UCF has an in building WiMAX DAS design based on the ADC Fusion platform that will be followed for a WiMAX DAS build out.

This project also includes the expansion of an existing Mobile Access system supporting Public Safety frequencies both 800MHz and future 700MHz into UCF's Parking Garages, or in some cases installing separate BDAs in each Garage if fiber optic cable is not available. The selected proposer will collaborate with UCF in deciding whether the Public Safety Mobile Access DAS or separate BDAs will be deployed for Parking Garages on a case by case basis. In either case, the selected proposer is to do construction/installation for the Public Safety DAS or BDA for each Parking Garage.

The selected contractor will provide construction documents, and construction administration services with a two (2) year warranty.

INSTRUCTIONS:

Contractors desiring to provide professional services shall apply by letter.

Firms desiring to provide contractor services for the project shall submit a letter of application and a completed University of Central Florida "DAS Qualifications Supplement." Proposals must not exceed 40 pages, including the DAS Qualifications Supplement and letter of application. Pages must be numbered consecutively. Submittals which do not comply with these requirements or do not include the requested data will not be considered. No submittal material will be returned.

Selection of finalists for interviews will be made on the basis of the contractors' qualifications, including knowledge and ability, past experience, bonding capacity, cost estimating, and qualification of the firm's personnel, staff, and consultants. Finalists will be provided with a copy of the final interview requirements, a copy of the University of Central Florida Design, Construction, and Renovation Standards, and a copy of the University of Central Florida Contractor agreement. The Selection Committee may reject all proposals and stop the selection process at any time.

All applicants must be licensed as a low voltage contractor/installer to practice 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. The plans and specifications for the Florida Board of Education projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a contractor 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 thirty six (36) months. The selected contractor must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or contractor in excess of \$15,000.00 in connection with this project for a period of thirty six (36) months from the date of their being placed on the convicted vendor list.

The University of Central Florida DAS Contractor Qualifications Supplement forms and the Project Fact Sheet which contains the selection criteria "Exhibit A" may be obtained by contacting: Gina Seabrook, Office of Facilities Planning, University of Central Florida, 4000 Central Florida Boulevard, Post Office Box 163020, Orlando, FL 32816-3020, Phone: (407)823-2166, Fax: (407)823-5141, Email: gina.seabrook@ucf.edu or on our website [www.fp.ucf.edu](http://www.fp.ucf.edu).

Please submit all questions in writing to [gina.seabrook@ucf.edu](mailto:gina.seabrook@ucf.edu).

Five (5) bound copies of the required proposal data shall be submitted to: Mrs. Gina Seabrook, Facilities Planning, 4000 Central Florida Blvd., Post Office Box 163020, Orlando, FL 32816-3020. Submittals must be received by 5:00 p.m. local

time May 30th, 2011. Facsimile (FAX) submittals are not acceptable and will not be considered. Late submissions will not be accepted.

#### NOTICE TO GENERAL CONTRACTORS

The University of Central Florida, on behalf of the Board of Trustees, announces that continuing Professional services for minor projects are required for the following service(s): General Contractor.

Project and Location: University of Central Florida, Main Campus, Orlando, Florida 32816-3020.

The project consists of the construction of minor projects for the university. All trades under the General Contractors professional license may be utilized in the scope of this agreement. Campus Service Agreements for these projects provide that the Contractors will be available on an as-needed basis for one year through June 30, 2012. Upon completion of satisfactory performance, the contract may be renewed yearly for two (2) additional years. The contractor receiving the award may not have an exclusive contract to perform services for these projects. The University may have additional campus service professionals under contract during the same time period. Accordingly, the selected firm(s) minimum bonding capacity should be \$1,000,000 and be sufficient to contract multiple concurrent projects.

Minor projects are defined as projects with a value of up to \$1,000,000 or studies for which the fee for professional services is \$200,000 or less.

#### FORM OF PROPOSALS

It is the University's intention to have professionals in the discipline of General Contractor for this project.

The selected General Contractor will provide budgets, estimates, schedules, construction services, construction administration, and project close out documentation for the referenced project. Blanket professional liability insurance for the General Contractor will be required for this project in the amount of \$250,000 and will be provided as a part of Basic Services.

The committee members have elected not to meet with proposed firms.

Carefully review the General Contractor Agreement, the General Conditions documents, and the UCF Design, Construction, and Renovation Standards. Submitting a proposal for this project constitutes complete agreement with and acceptance of the terms and conditions contained within these documents. These documents can be found on our website at [www.fp.ucf.edu](http://www.fp.ucf.edu) with the advertisement. Please note that the University of Central Florida will not compensate for lodging, food, or travel associated with this project.

#### INSTRUCTIONS

Firms desiring to provide construction services for the project shall submit a letter of application and a completed University of Central Florida "General Contractor Qualifications Supplement." Proposals must not exceed 40 pages, including the General Contractor Qualifications Supplement and letter of application. Pages must be numbered consecutively.

A list of completed jobs over the last three (3) years with contact names and telephone numbers must be provided. Submittals, which do not comply with these requirements or do not include the requested data, will not be considered. No submittal material will be returned.

Five (5) bound copies of the required proposal data shall be submitted to: Mrs. Gina Seabrook, Facilities Planning, 4000 Central Florida Blvd., Post Office Box 163020, Orlando, FL 32816-3020. Submittals must be received by 5:00 p.m. local time on May 31st, 2011. Facsimile (FAX) submittals are not acceptable and will not be considered. Late submissions will not be accepted.

Selection of finalists for interviews will be made on the basis of Contractors qualifications, including experience and ability; past experience; bonding capacity; cost estimating; and qualification of the firm's personnel, staff, and consultants. Finalists will be provided with a description of the final interview topics. The Selection Committee may reject all proposals and stop the selection process at any time.

All applicants must be licensed to practice as general contractors in the State of Florida at the time of application. Corporations must be registered to operate in the State of Florida by the Department of State, Division of Corporations, at the time of application. As required by Section 287.133, Florida Statutes, a contractor 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 thirty six (36) months. The selected contractor must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or contractor in excess of \$15,000.00 in connection with this project for a period of thirty six (36) months from the date of their being placed on the convicted vendor list

#### PROJECT FACT SHEET

The Project Fact Sheet and the General Contractor Qualifications Supplement may be obtained by contacting: Mrs. Gina Seabrook, University of Central Florida, Phone (407)823-2166, Fax (407)823-5141, Email: gina.seabrook@ucf.edu, Web site: www.fp.ucf.edu.

#### ADVERTISEMENT FOR BIDS

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 4:00 p.m. local time, on 5/18/2011

for the purpose of selecting a Contractor for supplying all labor, material, and ancillary services required for the scope listed below.

SEALED BID NO.: 11-968-270

BID TITLE: Drainage Improvements

DUE DATE/TIME: May 18, 2011 @ 4:00 p.m E.T.

SCOPE OF PROJECT: This bid will select a "General Contractor or Building Contractor". The work shall consist of furnishing all materials, labor, tools, equipment and supervision required to provide the detailed the abstract scope below for each of the schools.

Specifications are "free of charge" see information in these bid documents

#### SCHOOLS LOCATION SCOPE

Countryside High School

(Only this one is Bonded) \*

3000 State Rd 580

Clearwater, FL 33761

Contractor shall perform stormwater improvements which includes, but not limited to the installation of HDPE pipe, yard drains, concrete endwall, mitered end section, fencing, earthwork, grading and sodding. The scope of work shall also include other work not implied but are necessary to accomplish the work effectively and properly.

Frontier Elementary School, 6995 Hopedale Lane, Clearwater, FL 33764

Contractor shall perform renovations to the retention pond, swale, and control structures, but not limited to the installation of HDPE pipe, yard drains, concrete endwall, mitered end section, earthwork, grading and sodding

BID & PERFORMANCE SECURITY: Bid and Performance Security is required with this bid (Countryside)

PRE-BID CONFERENCE: A pre-bid conference will be held at the Main Office at the prescribed location, date and time shown in the table 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.





## Section XII Miscellaneous

### DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

#### Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that JH Global Services, Inc., intends to allow the establishment of J & B Tradewinds, LLC, d/b/a Ron's Golf Cars as a dealership for the sale of low-speed vehicles manufactured by JH Global Services, Inc. (line-make STAR) at 2629 Waverly Barn Road, Davenport (Polk County), Florida 33897, on or after May 14, 2011.

The name and address of the dealer operator(s) and principal investor(s) of J & B Tradewinds, LLC, d/b/a Ron's Golf Cars are dealer operator(s): Shawn Marlow, 2629 Waverly Barn Road, Davenport, Florida 33897; principal investor(s): John Marselle, 2629 Waverly Barn Road, Davenport, Florida 33897 and Ben Harrison, 2629 Waverly Bard Road, Davenport, Florida 33897.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Jane Zhang, JH Global Services, Inc., 378 Neely Ferry Road, Simpsonville, South Carolina 29680.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

#### Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Taotao USA, Inc., intends to allow the establishment of Moto Import Distributors, LLC, as a dealership for the sale of motorcycles manufactured by Zhejiang Tao Tao Industry Co. Ltd. (line-make TAOI) at 12202 Hutchison Boulevard, Suite 72, Panama City Beach (Bay County), Florida 32407, on or after May 28, 2011.

The name and address of the dealer operator(s) and principal investor(s) of Moto Import Distributors, LLC, are dealer operator(s): Wayne Wooten, 12202 Hutchison Boulevard, Suite 72, Panama City Beach, Florida 32407, principal investor(s): Wayne Wooten, 12202 Hutchison Boulevard, Suite 72, Panama City Beach, Florida 32407.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Michael Hillman, Taotao USA, Inc., 2425 Camp Street, Suite 100, Carrollton, Texas 75006.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

#### Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Yuan Cheng International Group, Inc., d/b/a New Star Technology intends to allow the establishment of The Navitas Financial Group, Inc., d/b/a Pompano Pats – Deland as a dealership for the sale of motorcycles manufactured by

Zhejiang Xingyue Vehicle Co. Ltd., (line-make ZXYV) at 2075 South Woodland Boulevard, Deland (Volusia County), Florida 32724, on or after May 28, 2011.

The name and address of the dealer operator(s) and principal investor(s) of The Navitas Financial Group, Inc., d/b/a Pompano Pats – Deland are dealer operator(s): Ronald Hurtbise, 602 Princewood Drive, Deland, Florida 32114 and Patrick Johnson, 1422 Covered Bridge Drive, Deland, Florida 32724; principal investor(s): Ronald Hurtbise, 602 Princewood Drive, Deland, Florida 32114 and Patrick Johnson, 1422 Covered Bridge Drive, Deland, Florida 32724.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: John Cheng, Yuan Cheng International Group, Inc., 10830 Ada Avenue, Montclair, California 91763.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant’s compliance with the provisions of Chapter 320, Florida Statutes.

The name and address of the dealer operator(s) and principal investor(s) of Broward Automotive, Inc., d/b/a Audi Fort Lauderdale are dealer operator(s): Bruce Qvale, 13260 Sabal Chase, Palm Beach Gardens, Florida 33418, principal investor(s): Kjell H. Qvale, 3636 Jackson St, San Francisco, California 94118, M. Jeffrey Qvale, 220 Evergreen, Kentfield, California 94904 and Kathryn C. Qvale, 901 Van Ness Avenue, San Francisco, California 94109.

The notice indicates intent to relocate the franchise in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS #65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Anthony Holbrook, Volkswagen of America, Inc., 2200 Ferdinand Porsche Drive, Herndon, Virginia 20171.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant’s compliance with the provisions of Chapter 320, Florida Statutes.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**CERTIFICATE OF NEED  
LETTERS OF INTENT**

The Agency for Health Care Administration received and accepted the following letters of intent for the May 18, 2011 application filing date for Other Beds and Programs batching cycle:

County: Citrus	District: 3C
Date Filed: 4/18/2011	LOI #: N1104001
Facility/Project: Hernando-Pasco Hospice, Inc.	
Applicant: Hernando-Pasco Hospice, Inc.	
Project Description: Establish an eight-bed inpatient hospice facility	
County: Pasco	District: 5A
Date Filed: 4/18/2011	LOI #: N1104002

**Notice of Publication for a New Point**

**Franchise Motor Vehicle Dealer in a County of More than 300,000 Population**

Pursuant to Section 320.642, Florida Statutes, notice is given that Volkswagen of America, Inc., d/b/a Audi of America, Inc., intends to allow the relocation of Broward Automotive, Inc., d/b/a Audi Fort Lauderdale as a dealership for the sale of vehicles manufactured by Audi (line-make AUDI) from its present location at 4250 North Federal Highway, Lighthouse Point (Broward County), Florida 33064, to a proposed location at 425 North Federal Highway, Fort Lauderdale (Broward County), Florida 33301, on or after May 28, 2011.

Facility/Project: Hernando-Pasco Hospice, Inc.  
 Applicant: Hernando-Pasco Hospice, Inc.  
 Project Description: Establish a seven-bed inpatient hospice facility  
 County: Polk District: 6B  
 Date Filed: 4/18/2011 LOI #: N1104003  
 Facility/Project: Cornerstone Hospice & Palliative Care, Inc.  
 Applicant: Cornerstone Hospice & Palliative Care, Inc.  
 Project Description: Establish an inpatient hospice facility of up to 12 beds  
 County: Polk District: 6B  
 Date Filed: 4/18/2011 LOI #: N1104004  
 Facility/Project: Good Shepherd Hospice, Inc.  
 Applicant: Good Shepherd Hospice, Inc.  
 Project Description: Establish an inpatient hospice facility of up to 16 beds  
 County: Palm Beach District: 9-4  
 Date Filed: 4/18/2011 LOI #: N1104005  
 Facility/Project: M.T. Health Center, LLC  
 Applicant: M.T. Health Center, LLC  
 Project Description: Add up to 30 community nursing home beds to CON #10007 by the delicensure of up to 30 community nursing home beds

If requested within 14 days after notice that an application has been filed, a public hearing may be held at the local level within 21 days after June 22, 2011, the date the application is scheduled to be deemed complete. Tentative hearing dates will be published on June 10, 2011.

**EXEMPTION**

The Agency for Health Care Administration authorized the following exemption pursuant to Section 408.036(3), Florida Statutes:  
 County: Palm Beach District: 9-4  
 ID # E1100008 Decision: A Issue Date: 4/19/2011  
 Facility/Project: ManorCare Health Services-Delray Beach  
 Applicant: Manor Care of Delray Beach, FL, LLC  
 Project Description: Add 35 Community Nursing Home Beds at ManorCare Health Services-Delray Beach by Transfer of 20 Beds from ManorCare Health Services-Boca Raton & 15 Beds from ManorCare Health Services-Boynton Beach  
 Proposed Project Cost: \$3,483,117.00

**DECISION ON BATCHED APPLICATION**

The Agency for Health Care Administration made the following decision on this Certificate of Need application in the Hospital Beds and Facilities batching cycle with an application due date of March 9, 2011:  
 County: Martin Service District: 9  
 CON # 10116 Decision Date: 4/14/2011 Decision: W  
 Facility/Project: Martin Memorial Hospital South  
 Applicant: Martin Memorial Medical Center, Inc.  
 Project Description: Establish a 22-bed comprehensive medical rehabilitation unit  
 Approved Cost: \$.00

**EXEMPTION**

The Agency for Health Care Administration authorized the following exemption pursuant to Section 408.036(3), Florida Statutes:  
 County: Hernando District: 3  
 ID # E1100007 Decision: A Issue Date: 4/7/2011  
 Facility/Project: Springbrook Hospital  
 Applicant: Brooksville Property Resources, Inc.  
 Project Description: Add 36 adult psychiatric beds  
 Proposed Project Cost: \$3,800,000.00

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**NOTICE OF AVAILABILITY  
 FLORIDA CATEGORICAL EXCLUSION NOTICE  
 CITY OF NICEVILLE, FLORIDA**

The Department of Environmental Protection has determined that Niceville's proposed project for the modification of the existing Niceville-Valparaiso-Okaloosa County Regional wastewater treatment facility will not have a significant adverse affect on the environment. The total project cost is estimated at \$5,900,000. The project is expected to qualify for a State Revolving Fund loan composed of federal and state matching funds.

A full copy of the Florida Categorical Exclusion Notice can be obtained by writing to: David P. O'Brien, Bureau of Water Facilities Funding, Department of Environmental Protection, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400 or by calling (850)245-8367.

NOTICE OF AVAILABILITY  
FLORIDA CATEGORICAL EXCLUSION NOTICE  
CITY OF COTTONDALE, FLORIDA

The Department of Environmental Protection has determined that Cottondale’s proposed project to upgrade the existing Cottondale wastewater treatment facility, the on-site lift station, and two off-site lift stations will not have a significant adverse affect on the environment. The total project cost is estimated at \$528,500. The project is expected to qualify for a State Revolving Fund loan composed of federal and state matching funds.

A full copy of the Florida Categorical Exclusion Notice can be obtained by writing to: David P. O’Brien, Bureau of Water Facilities Funding, Department of Environmental Protection, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400 or by calling (850)245-8367.

NOTICE OF AVAILABILITY  
FLORIDA CATEGORICAL EXCLUSION NOTICE  
TALLAHASSEE, FLORIDA

The Department of Environmental Protection has determined that the City of Tallahassee’s proposed wastewater management facilities will not have a significant adverse impact on the environment. The total project cost is estimated at \$35,000,000. The project is expected to qualify for a State Revolving Fund loan composed of federal and state matching funds.

A full copy of the Florida Categorical Exclusion Notice can be obtained by writing to: Pankaj Shah, Bureau of Water Facilities Funding, Department of Environmental Protection, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400 or by calling (850)245-8372.

NOTICE OF AVAILABILITY  
FLORIDA FINDING OF NO SIGNIFICANT IMPACT  
MONROE COUNTY, FLORIDA

The Department of Environmental Protection has determined that Monroe County’s Cudjoe Regional Wastewater System proposed project for the construction of a collection, transmission and treatment system will not have a significant adverse impact on the environment. The total project cost is

estimated at \$150,000,000. The project is expected to qualify for a State Revolving Fund loan composed of federal and state matching funds.

A full copy of the Florida Finding of No Significant Impact can be obtained by writing to: Pankaj Shah, Bureau of Water Facilities Funding, Department of Environmental Protection, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400 or by calling (850)245-8372.

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/](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

Notice of Emergency Action

On April 19, 2011, State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Daryl J. Russell, L.M.T. License #MA 48914. 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.

Notice of Emergency Action

On April 13, 2011, State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Barry M. Schultz, M.D. License #ME 67047. 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.

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Notice of Emergency Action

On April 19, 2011, State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Victoria Lee Steckler, R.N. License #RN 2247992. 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.

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Notice of Emergency Action

On April 13, 2011, State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Risha R. Shaw, L.P.N. License #PN 5185596. 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.

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Notice of Emergency Action

On April 13, 2011, State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Marsha Diana Mayes, L.P.N. License #PN 5158624. 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.

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Notice of Emergency Action

On April 18, 2011, State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Jennifer Kay Hatley, R.N. License #RN 9206613. 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.

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Notice of Emergency Action

On April 18, 2011, State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Wanda Lee Smith, R.N. License #RN 9235556. 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.

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Notice of Emergency Action

On April 19, 2011, State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Gordon F. Bunker, D.O. License #OS 4259. 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.

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Notice of Emergency Action

On April 19, 2011, State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Mike Richard Tougas, P.T. License #PT 22040. 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.

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Request for Public Comments on Florida's WIC Program

The WIC Program (the Special Supplemental Nutrition Program for Women, Infants, and Children) is soliciting comments and suggestions about its program and how service delivery can be improved to better meet the clients' needs. WIC is federally funded by the United States Department of Agriculture, and serves low- and moderate-income pregnant,

breastfeeding, and postpartum women; infants; and children up to age 5. The program provides a combination of nutritious foods, nutrition education, breastfeeding support, and referrals for health care. WIC is available in all 67 counties in Florida. If you have any comments or suggestions, please direct them to: Cheryl Miller, Department of Health, WIC Program Services, BIN #A-16, 4052 Bald Cypress Way, Tallahassee, FL 32399-1726 or by Fax: (850)922-3936. Your feedback is essential and is appreciated before April 29, 2011. In accordance with Federal law and U.S. Department of Agriculture policy, this institution is prohibited from discriminating on the basis of race, color, national origin, sex, age, or disability. To file a complaint of discrimination, write: USDA, Director, Office of Adjudication, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410 or call 1(866)632-9992 (Voice) or (202)260-1026 (Local). TTY users can contact USDA through local relay or the Federal Relay at 1(800)877-8339 (TTY) or 1(866)377-8642 (relay voice users). USDA is an equal opportunity provider and employer.

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**Section XIII**  
**Index to Rules Filed During Preceding Week**

RULES FILED BETWEEN April 11, 2011  
 and April 15, 2011

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**DEPARTMENT OF LEGAL AFFAIRS**  
**Division of Victim Services and Criminal Justice Program**

2A-7.001	4/14/11	5/4/11	36/51	
2A-7.002	4/14/11	5/4/11	36/51	
2A-7.0021	4/14/11	5/4/11	36/51	37/9
2A-7.0022	4/14/11	5/4/11	36/51	37/9
2A-7.0023	4/14/11	5/4/11	36/51	
2A-7.0024	4/14/11	5/4/11	36/51	37/9
2A-7.003	4/14/11	5/4/11	36/51	
2A-7.004	4/14/11	5/4/11	36/51	
2A-7.005	4/14/11	5/4/11	36/51	
2A-7.006	4/14/11	5/4/11	36/51	
2A-7.007	4/14/11	5/4/11	36/51	
2A-7.008	4/14/11	5/4/11	36/51	
2A-7.009	4/14/11	5/4/11	36/51	

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Agricultural Water Policy**

5M-5.002	4/13/11	5/3/11	37/2	37/8
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**ADMINISTRATION COMMISSION**

28-18.100	4/11/11	5/1/11	36/50	37/11
28-18.400	4/11/11	5/1/11	36/50	37/11
28-19.310	4/11/11	5/1/11	36/50	37/11
28-20.140	4/11/11	5/1/11	36/50	37/11

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

68A-9.004	4/15/11	5/5/11	37/3	37/12
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**Marine Fisheries**

68B-13.010	4/15/11	5/1/11	37/3	37/12
68B-42.0065	4/15/11	5/1/11	37/3	37/12
68B-56.002	4/15/11	5/1/11	37/3	

**Marine Resources**

68E-18.002	4/15/11	5/1/11	37/3	
68E-18.005	4/15/11	5/1/11	37/3	37/12

**LIST OF RULES AWAITING LEGISLATIVE APPROVAL PURSUANT TO (CHAPTER 2010-279, LAWS OF FLORIDA)**

**DEPARTMENT OF HEALTH**

**Board of Medicine**

64B8-9.0131	11/8/10	*****	36/16	36/33
64B8-9.0134	3/25/11	*****	37/7	

**Board of Osteopathic Medicine**

64B15-14.0054	3/25/11	*****	37/7	
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