

Section I
Notices of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF STATE

Division of Licensing

Table with 2 columns: RULE TITLES and RULE NOS.:
Organization 1C-3.100
Classification of Licenses; Insurance; Fees 1C-3.116

PURPOSE AND EFFECT: To amend portions of rules in ch. 1C-3 relating to proprietary security officers, since ss. 5, 6, 7 and 8, ch. 96-407, Laws of Florida repealed statutory language authorizing the implementation of those portions of rules, effective July 1, 1997. The effect is that references to an application form and registration fee for proprietary security officers will be removed from ch. 1C-3.

SUBJECT AREA TO BE ADDRESSED: Registration of proprietary security officers, the fee and form for registration.

SPECIFIC AUTHORITY: 493.6103, 493.6306 FS. (1991)

LAW IMPLEMENTED: 493.6306 FS.

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

TIME AND DATE: 10:00 a.m., September 22, 1999

PLACE: Library/Conference Room, 2520 North Monroe Street, Tallahassee, Florida 32303

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Michele Guy, Assistant General Counsel, Department of State, Division of Licensing, The Capitol, MS #4, Tallahassee, FL 32310, Telephone: (850)488-3492; Fax: (850)488-2789

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

1C-3.100 Organization.
The Division of Licensing (Division), Department of State (Department) is statutorily empowered with the authority to ensure that the public is protected from private investigation, security, and repossession services by individuals who have a criminal history, or are insufficiently or improperly trained in the field, or are unlicensed, or by agencies that are improperly insured, or are managed in a manner which does not assure compliance with the law and these rules by its licensed employees.

(1) through (5) No change.

(6) Division Forms. Requests for public information or copies of the following applications and support forms, which are incorporated by reference in this rule, may be made by contacting any Division office. Addresses for each Division office are listed in section (2) of this rule.

Application for Class "PD" Proprietary Security Officer Registration LC2E169 (eff. 7/95)

(7) No change.

Specific Authority 493.6103 FS. Law Implemented 120.53, 120.54(5)(b)5., 120.55(1)(a), 120.565, 493.6102(6), 493.6105(6), 493.6115(8), 493.6121, 493.6203(2)-(4), 493.6303(2),(3) FS. History-New 2-4-91, Amended 7-31-96.

1C-3.116 Classification of Licenses; and Insurance; Fees.
(1) through (3)(e) No change.

~~(f) The fee for biennial registration of Class "PD" proprietary security officers shall be \$30~~

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

Specific Authority 215.405, 493.6103, 493.6105(3)(j), 493.6107, 493.6202, 493.6302, 493.6402 FS. Law Implemented 215.405, 493.6105(1), 493.6105(3)(j), 493.6107, 493.6110, 493.6115(13), 493.6201, 493.6202, 493.6301, 493.6302, 493.6401, 493.6402 FS. History-New 2-4-91, Amended 7-31-96.

DEPARTMENT OF INSURANCE

Table with 2 columns: RULE TITLE and RULE NO.:
Maternity Benefit Coverage 4-154.413

PURPOSE AND EFFECT: To adopt a rule clarifying the responsible party for maternity benefits coverage under various circumstances.

SUBJECT AREA TO BE ADDRESSED: Maternity benefits coverage.

SPECIFIC AUTHORITY: 624.308, 641.36 FS.

LAW IMPLEMENTED: 624.307(1), 627.6561(4)(a)3., 627.666, 627.667, 627.6699(5)(f), 641.3107(4)(a)3., 641.3111(3), 641.32071(4)(a)3., 641.3905 FS.

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

TIME AND DATE: 10:00 a.m., Friday, September 24, 1999

PLACE: Room 116, Larson Building, 200 East Gaines Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Don Dillard, Senior Management Analyst II, Division of Insurer Services, L&H Forms & Rates, Department of Insurance, 200 East Gaines Street, Tallahassee, Florida 32399-0328, (850)413-5154

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the Department at least 5 calendar days before the program by contacting Don Dillard at (850)413-5154.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT WILL BE AVAILABLE ON SEPTEMBER 10, 1999.

**DEPARTMENT OF INSURANCE**

RULE TITLE: Maternity Benefit Coverage  
 RULE NO.: 4-154.519

PURPOSE AND EFFECT: To adopt a rule clarifying the responsible party for maternity benefits coverage under various circumstances.

SUBJECT AREA TO BE ADDRESSED: Maternity benefits coverage.

SPECIFIC AUTHORITY: 624.308, 641.36 FS.

LAW IMPLEMENTED: 624.307(1), 627.6561(4)(a)3., 627.666, 627.667, 627.6699(5)(f), 641.3107(4)(a)3., 641.3111(3), 641.32071(4)(a)3. 641.3905 FS.

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THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT WILL BE AVAILABLE ON SEPTEMBER 10, 1999.

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Animal Industry**

RULE CHAPTER TITLE: Livestock Markets; Diseased Animals  
 RULE CHAPTER NO.: 5C-5

RULE TITLES: Definitions  
 RULE NOS.: 5C-5.001

Diseased Animals 5C-5.002

Facilities 5C-5.003

Dealer Registration and Record Keeping 5C-5.004

PURPOSE AND EFFECT: The purpose and effect of these rule changes is to eliminate the requirements of routine disinfection of markets and make requirements the same as federal regulations; create a fee for livestock dealer registration.

SUBJECT AREA TO BE ADDRESSED: This rule delineates requirements of market disinfection and creates an annual fee for dealer registration.

SPECIFIC AUTHORITY: 585.002(4), 585.08(2) FS.

LAW IMPLEMENTED: 585.01(13), 585.11(1),(2), 585.14, 585.145(1),(2) FS.

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

TIME AND DATE: 10:00 a.m., September 10, 1999

PLACE: Department of Agriculture and Consumer Services, Conference Room, 407 S. Calhoun Street, Room 316, Tallahassee, Florida 32399-0800

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Jay S. Levenstein, Chief, Bureau of Animal Disease Control, Division of Animal Industry, 407 S. Calhoun Street, Room 329, Tallahassee, Florida 32399-0800, Phone (850)488-7182

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

5C-5.001 Definitions.

For the purpose of this chapter the following words shall have the meaning indicated:

(1) No change.

(2) Livestock Dealer – any person engaged in the business of buying or selling livestock in commerce either on his own account or as the employee or agent of the vendor and/or purchaser, or any person engaged in the business of buying or selling livestock in commerce on a commission basis. The term shall not include a person who buys or sells livestock as part of his own bona fide breeding, feeding, or dairy and/or beef operations and is not engaged in the business of buying, selling, trading or negotiating the transfer of livestock, nor a person who receives livestock exclusively for immediate slaughter on his own premises.

Specific Authority 585.002(4), 585.08(2) FS. Law Implemented 585.145(1),(2), 585.01(13) FS. History—Amended 9-1-72, 9-30-80, Formerly 5C-5.01, Amended 6-4-95,\_\_\_\_\_.

5C-5.002 Diseased Animals.

(1) No change.

(2) All livestock presented at livestock markets on regular sale days shall be inspected by an employee of the department and any animal showing evidence of infection with any infectious, contagious or communicable disease or infestation with pests which have been declared as dangerous transmissible pests or fail to meet established health requirements shall be denied entry.

Specific Authority 585.002(4), 585.08(2) FS. Law Implemented 585.145(1),(2) FS. History—Amended 5-20-63, Formerly 5C-5.02, Amended 6-4-95,\_\_\_\_\_.



Western Beltway, Part C from Seidel Road to SR 50 will be constructed by the Orlando/Orange County Expressway Authority.

**SUBJECT AREA TO BE ADDRESSED:** The proposed action is being taken to determine the Toll Rate Schedule resulting from the Florida Department of Transportation's construction of the Western Beltway, Part C from Interstate 4 to Seidel Road and its associated toll plazas. The project is located in Osceola and Orange counties. The toll rate workshop is being held in conjunction with the Project Development and Environment (PD&E) Public Hearing for the section of the Western Beltway, Part C from I-4 to US 192.

**SPECIFIC AUTHORITY:** 334.044(2) FS.

**LAW IMPLEMENTED:** 338.222, 338.231, 338.155 FS.

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

**TIME AND DATE:** 7:00 p.m., September 16, 1999 (Informal session to begin at 6:00 p.m.)

**PLACE:** Doubletree Resort and Conference Center, 3011 Maingate Lane (off US 192, 2.8 miles west of Interstate 4), Kissimmee, Florida

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS:** James C. Myers, Administrative and Management Support Level IV, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458

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

14-15.0081 Toll Facilities Description and Toll Rate Schedule.

The Toll Facilities Description and Toll Rate Schedule, adopted November 15, 1987, and amended on February 8, 1988, August 1, 1988, February 2, 1989, May 10, 1989, July 1, 1991, August 1, 1991, November 6, 1991, July 11, 1993, November 28, 1993, September 18, 1994, June 6, 1995, July 9, 1995, January 1, 1996, March 31, 1996, April 28, 1996, June 2, 1996, July 28, 1996, September 23, 1997, November 24, 1997, February 12, 1998, June 30, 1998, July 29, 1998, January 6, 1999, February 9, 1999, April 29, 1999, ~~and~~ June 21, 1999, and \_\_\_\_\_, is hereby incorporated by this rule and made a part of the rules of the Department. Copies of this Department of Transportation Toll Facilities Description and Toll Rate Schedule and any amendments thereto are available at no more than cost.

Specific Authority 334.044(2) FS. Law Implemented 338.222, 338.231, 338.155 FS. History--New 11-15-87, Amended 2-8-88, 8-1-88, 2-2-89, 5-10-89, 7-1-91, 8-1-91, 11-6-91, 7-11-93, 11-28-93, 9-18-94, 6-6-95, 7-9-95, 1-1-96, 3-31-96, 4-28-96, 6-2-96, 7-28-96, 9-23-97, 11-24-97, 2-12-98, 6-30-98, 7-29-98, 1-6-99, 2-9-99, 4-29-99, 6-21-99, \_\_\_\_\_.

**PUBLIC SERVICE COMMISSION**

**DOCKET NO:** 990994-TP – Proposed Amendments to Rule 25-4.110, F.A.C., Customer Billing for Local Exchange Telecommunication Companies

<b>RULE TITLES:</b>	<b>RULE NOS.:</b>
Definitions	25-4.003
Customer Billing for Local Exchange Telecommunication Companies	25-4.110
Refusal or Discontinuance of Service by Company	25-4.113
Refunds	25-4.114
Information Services	25-4.119

**PURPOSE AND EFFECT:** The purpose of the proposed rule is to require companies to follow prescribed procedures when providing information services. The proposed amendments prescribe billing information to be included on a customer's bill to inform the customer of the services received and the charges associated with the services. The proposed amendments provide for refund procedures when a company overcharges a customer and guidelines for Lifeline service disconnection. The purpose of these changes is to give the customer control over what may be charged on the customer's bill. The effect of the propose amendments is to generate clear bills that customers understand, provide the customer with control over the charges on the customer's bill, and to provide the customer with adequate information to make informed choices about the services he chooses.

**SUBJECT AREA TO BE ADDRESSED:** The proposed amendments address information contained in customer bills, options to block certain billing, and sales disclosure requirements.

**SPECIFIC AUTHORITY:** 350.127(2), 364.604(5), 427.708(8) FS.

**LAW IMPLEMENTED:** 364.03, 364.04, 364.05, 364.055, 364.07, 364.08, 364.113, 364.14, 364.15, 364.17, 364.19, 364.337, 364.602, 364.603, 364.604, 427.704 FS.

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

**TIME AND DATE:** 10:00 a.m., September 28, 1999

**PLACE:** Betty Easley Conference Center, Room 152, 4075 Esplanade Way, Tallahassee, FL

Comments to the proposed amendments are requested and should be submitted in writing and received by the Director, Division of Records and Reporting, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850 by September 13, 1999.

Any person requiring some accommodation at this workshop because of a physical impairment should call the Division of Records and Reporting at (850)413-6770 at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at: 1(800)955-8771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Ray Kennedy, Division of Communications, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0862

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

25-4.003 Definitions.

For the purpose of Chapter 25-4, the definitions to the following terms apply:

(1) through (3) No change.

(4) “Billing Party.” Any telecommunications company that bills an end user consumer on its own behalf or on behalf of an originating party.

(4) through (17) renumbered (5) through (18) No change.

(19) “Information Service.” Telephone calls made to 900 or 976 type services, but does not include Internet services.

(18) through (37) renumbered (20) through (39) No change.

(40) “Originating Party.” Any person, firm, corporation, or other entity, including a telecommunications company or a billing clearinghouse, that provides any telecommunications service or information service to a customer or bills a customer through a billing party, except the term “originating party” does not include any entity specifically exempted from the definition of “telecommunications company” as provided in s. 364.02(12).

(38) through (56) renumbered (41) through (59) No change.

Specific Authority 350.127(2) FS. Law Implemented 364.01, 364.02, 364.32, 364.335, 364.337, 364.3375, 364.3376 FS. History—Revised 12-1-68, Amended 3-31-76, Formerly 25-4.03, Amended 2-23-87, 3-4-92, 12-21-93, 3-10-96, 7-20-98, 12-28-98, 2-1-99.

25-4.110 Customer Billing for Local Exchange Telecommunications Companies.

(1) Each company shall issue bills monthly.

(2) Each billing party shall set forth on the bill all charges, fees, and taxes which are due and payable.

(a) There shall be a heading for each originating party which is billing to that customer account, for that billing period. The heading shall provide the originating party’s name and toll-free customer service number. If the originating party is a certificated telecommunications company, the certificated name must be shown. Any originating party not appearing on the previous bill for that customer account must be denoted in conspicuous bold face type.

(b) Each charge shall be described under the applicable originating party heading.

(c) 1. Taxes, fees, and surcharges must be shown immediately below the following distinct subheadings under each originating party heading:

a. Taxes and Fees for Florida Regulated Service;  
b. Taxes, Fees, and Surcharges for Federal Regulated Service; and

c. Taxes, Fees, and Surcharges for Nonregulated Service.

2. Taxes and Fees for Florida Regulated Services must use the following standard terminology:

a. County Franchise Fees;

b. Municipal Franchise Fees;

c. County Local Option Sales Tax;

d. County Utility Tax;

e. Municipal Utility Tax;

f. Florida Gross Receipts Tax; and

g. Florida Sales Tax.

3. The terminology for Federal Regulated Service Taxes, Fees, and Surcharges must be consistent with FCC terminology. If the FCC has not developed standard terminology, then the following terms must be used:

a. Federal Long Distance Access Fee;

b. Federal Universal Service Fee;

c. Federal Number Portability Fee;

d. Federal Excise Tax

(d) Each bill shall show the delinquent date, set forth a clear listing of all charges due and payable, and contain the following statement:

“Written itemization of local billing available upon request.”

4. Taxes, Fees, and Surcharges for Nonregulated Service must use the following standard terminology:

a. Florida Sales Tax

b. Federal Excise Tax

(a) through (8) renumbered (3) through (4)(h) No change.

(i) State, federal, or local authority for each tax, fee, and surcharge; and

(j) The line items which comprise the assessment base for each percentage based tax, fee, and surcharge.

(5)(e) Any Each bill rendered by a local exchange company shall:

1. Separately state the following items:

(a) Any discount or penalty, if applicable;

(b) Past due balance;

(c) Unregulated charges, identified as unregulated;

(d) Long-distance monthly or minimum charges, if included in the bill;

(e) Long-distance usage charges, if included in the bill; Franchise fee, if applicable; and

(f) Usage-based local charges, if included in the bill; Taxes, as applicable on purchases of local and long distance service; and

(g) Telecommunications Access System Surcharge, per Rule 25-4.160(3);

(h) “911” fee per Section 365.171(13), Florida Statutes;

(i) Assessment base and rate for each percentage based tax, fee, and surcharge;

(j) Delinquent date; and

(k) A statement that free blocking of Information Services is available upon request.

~~(1)2. A~~ Contain a statement that “your local service may not be disconnected if you pay \_\_\_\_\_.” The amount that must be paid to avoid nonpayment of regulated charges may result in discontinuance of service must be calculated in accordance with Rule 25-4.113 and that the customer may contact the business office (at a stated number) to determine the amount of regulated charges in the bill .

(2) through (9) renumbered (6) through (13) No change.

~~(14)(10)~~ After January 1, 1999, or six months after the effective date of this rule, whichever is later, aAll bills produced shall clearly and conspicuously display the following information for each service billed in regard to each company claiming to be the customer’s presubscribed provider for local, local toll, or toll service:

(a) through (c) No change.

~~(11)~~ This section applies to LECs that provide transmission services or bill and collect on behalf of Pay Per Call providers. Pay Per Call services are defined as switched telecommunications services between locations within the State of Florida which permit communications between an end use customer and an information provider’s program at a per call charge to the end user/customer. Pay Per Call services include 976 services provided by the LECs and 900 services provided by interexchange carriers.

(a) Charges for Pay Per Call service (900 or 976) shall be segregated from charges for regular long distance or local charges by appearing separately under a heading that reads as follows: “Pay Per Call (900 or 976) nonregulated charges.” The following information shall be clearly and conspicuously disclosed on each section of the bill containing Pay Per Call service (900 or 976) charges:

1. Nonpayment of Pay Per Call service (900 or 976) charges will not result in disconnection of local service;
2. End users/customers can obtain free blocking of Pay Per Call service (900 or 976) from the LEC;
3. The local or toll free number the end user/customer can call to dispute charges;
4. The name of the IXC providing 900 service; and
5. The Pay Per Call service (900 or 976) program name.

(b) Pay Per Call Service (900 and 976) Billing. LECs and IXCs who have a tariff or contractual relationship with a Pay Per Call (900 or 976) provider shall not provide Pay Per Call transmission service or billing services, unless the provider does each of the following:

1. Provides a preamble to the program which states the per minute and total minimum charges for the Pay Per Call service (900 and 976); child’s parental notification requirement is

~~announced on preambles for all programs where there is a potential for minors to be attracted to the program; child’s parental notification requirement in any preamble to a program targeted to children must be in language easily understandable to children; and programs that do not exceed \$3.00 in total charges may omit the preamble, except as provided in Section (11)(b)3;~~

2. Provides an 18 second billing grace period in which the end user/customer can disconnect the call without incurring a charge; from the time the call is answered at the Pay Per Call provider’s premises, the preamble message must be no longer than 15 seconds. The program may allow an end user/customer to affirmatively bypass a preamble;

3. Provides on each program promotion targeted at children (defined as younger than 18 years of age) clear and conspicuous notification, in language understandable to children, of the requirement to obtain parental permission before placing or continuing with the call. The parental consent notification shall appear prominently in all advertising and promotional materials, and in the program preamble. Children’s programs shall not have rates in excess of \$5.00 per call and shall not include the enticement of a gift or premium;

4. Promotes its services without the use of an autodialer or broadcasting of tones that dial a Pay Per Call (900 and 976) number;

5. Prominently discloses the additional cost per minute or per call for any other telephone number that an end user/customer is referred to either directly or indirectly;

6. In all advertising and promotional materials, displays charges immediately above, below, or next to the Pay Per Call number, in type size that can be seen as clearly and conspicuously at a glance as the Pay Per Call number. Broadcast television advertising charges, in Arabic numerals, must be shown on the screen for the same duration as the Pay Per Call number is shown, each time the Pay Per Call number is shown. Oral representations shall be equally as clear;

7. Provides on Pay Per Call services that involve sales of products or merchandise clear preamble notification of the price that will be incurred if the end user/customer stays on the line, and a local or toll free number for consumer complaints; and

8. Meets internal standards established by the LEC or IXC as defined in the applicable tariffs or contractual agreement between the LEC and the IXC; or between the LEC/IXC and the Pay Per Call (900 or 976) provider which when violated, would result in the termination of a transmission or billing arrangement.

(c) Pay Per Call (900 and 976) Blocking. Each LEC shall provide blocking where technically feasible of Pay Per Call service (900 and 976), at the request of the end user/customer at no charge. Each LEC or IXC must implement a bill adjustment tracking system to aid its efforts in adjusting and sustaining Pay Per Call charges. The LEC or IXC will adjust

~~the first bill containing Pay Per Call charges upon the end user's/ customer's stated lack of knowledge that Pay Per Call service (900 and 976) has a charge. A second adjustment will be made if necessary to reflect calls billed in the following month which were placed prior to the Pay Per Call service inquiry. At the time the charge is removed, the end user/ customer may agree to free blocking of Pay Per Call service (900 and 976).~~

~~(d) Dispute resolution for Pay Per Call service (900 and 976). Charges for Pay Per Call service (900 and 976) shall be automatically adjusted upon complaint that:~~

~~1. The end user/customer did not receive a price advertisement, the price of the call was misrepresented to the consumer, or the price advertisement received by the consumer was false, misleading, or deceptive;~~

~~2. The end user/customer was misled, deceived, or confused by the Pay Per Call (900 or 976) advertisement;~~

~~3. The Pay Per Call (900 or 976) program was incomplete, garbled, or of such quality as to render it inaudible or unintelligible, or the end user/customer was disconnected or cut off from the service;~~

~~4. The Pay Per Call (900 and/or 976) service provided out of date information; or~~

~~5. The end user/customer terminated the call during the preamble described in 25-4.110(11)(b)2., but was charged for the Pay Per Call service (900 or 976).~~

~~(e) If the end user/customer refuses to pay a disputed Pay Per Call service (900 or 976) charge which is subsequently determined by the LEC to be valid, the LEC or IXC may implement Pay Per Call (900 and 976) blocking on that line.~~

~~(f) Credit and Collection. LECs and IXCs billing Pay Per Call (900 and 976) charges to an end user/customer in Florida shall not:~~

~~1. Collect or attempt to collect Pay Per Call service (900 or 976) charges which are being disputed or which have been removed from an end user's/customer's bill; or~~

~~2. Report the end user/customer to a credit bureau or collection agency solely for non-payment of Pay Per Call (900 or 976) charges.~~

~~(g) LECs and IXCs billing Pay Per Call service (900 and 976) charges to end users/customers in Florida shall implement safeguards to prevent the disconnection of phone service for non-payment of Pay Per Call (900 or 976) charges.~~

~~(15)(12) The customer must be notified via letter or on the customer's first bill and annually thereafter that a PC Freeze is available. Existing customers must be notified by January 1, 1999, or six months after the effective date of this rule, whichever is later, and annually thereafter that a PC Freeze is available.~~

~~(16)(13) By January 1, 1999, or six months after the effective date of this rule, whichever is later, the customer must be given notice on the first or second page of the~~

customer's next bill in conspicuous bold face type when the customer's provider of local, local toll, or toll service has changed.

Specific Authority 350.127, 364.604(5) FS. Law Implemented 364.17, 350.113, 364.03, 364.04, 364.05, 364.19, 364.602, 364.604 FS. History--New 12-1-68, Amended 3-31-76, 12-31-78, 1-17-79, 7-28-81, 9-8-81, 5-3-82, 11-21-82, 4-13-86, 10-30-86, 11-28-89, 3-31-91, 11-11-91, 3-10-96, 7-20-97, 12-28-98, \_\_\_\_\_.

25-4.113 Refusal or Discontinuance of Service by Company.

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

(f) For nonpayment of bills for telephone service, including the telecommunications access system surcharge referred to in Rule 25-4.160(3), provided that suspension or termination of service shall not be made without 5 working days' written notice to the customer, except in extreme cases. The written notice shall be separate and apart from the regular monthly bill for service. A company shall not, however, refuse or discontinue service for nonpayment of a dishonored check service charge imposed by the company, nor discontinue a customer's Lifeline service if the charges, taxes, and fees applicable to dial tone, local usage, dual tone multifrequency dialing, emergency services such as "911," and relay service are paid. No company shall discontinue service to any customer for the initial nonpayment of the current bill on a day the company's business office is closed or on a day preceding a day the business office is closed.

(g) through (5) No change.

Specific Authority 350.127, 427.704(8) FS. Law Implemented 364.03, 364.19, 427.704 FS. History--Revised 12-1-68, Amended 3-31-76, 10-25-84, 10-30-86, 1-1-91, 9-17-92, 1-11-93, 1-25-95, \_\_\_\_\_.

25-4.114 Refunds.

(1) through (8) No change.

(9) Where any overcharge in billing is the result of a company mistake, the company shall refund any such overcharges in accordance with 25-4.114(4) and 25-4.114(5).

Specific Authority 350.127(2), 364.604(5) FS. Law Implemented 364.05(4), 364.055(2), 364.07, 364.08, 364.19, 364.604 FS. History--New 8-17-83, Amended \_\_\_\_\_.

25-4.119 Information Services.

(1) This section applies to LECs that provide transmission services to any originating party that provides Information Services, provide Information Services and serve as the billing party on its own behalf, or serve as the billing party on behalf of any originating party that provides Information Services. Billing requirements for Information Services are provided in 25-4.110(1)(c).

(2) LECs who have a tariff or contractual relationship with an originating party or its agent shall not provide transmission services or billing services, unless the originating party does each of the following:

(a) Provides a preamble to the Information Service which states the per minute and total minimum charges; child's parental notification requirement is announced on preambles for all Information Services where there is a potential for minors to be attracted to the service; child's parental notification requirement in any preamble to an Information Service targeted to children must be in language easily understandable to children; and Information Services that do not exceed \$3.00 in total charges may omit the preamble, except as provided in Section (2)(c):

(b) Provides an 18-second billing grace period in which the customer can disconnect the Information Service without incurring a charge; from the time the Information Service is initiated at the originating party's premises, the preamble message must be no longer than 15 seconds. The Information Service may allow a customer to affirmatively bypass a preamble:

(c) Provides on each Information Service promotion targeted at children (defined as younger than 18 years of age) clear and conspicuous notification, in language understandable to children, of the requirement to obtain parental permission before placing or continuing with the call. The parental consent notification shall appear prominently in all advertising and promotional materials, and in the Information Service preamble. Children's Information Services shall not have rates in excess of \$5.00 per call and shall not include the enticement of a gift or premium:

(d) Promotes its Information Services without the use of an auto-dialer or broadcasting of tones that dial an Information Services number:

(e) Prominently discloses the additional cost per minute or per call for any other telephone number that a customer is referred to either directly or indirectly:

(f) In all advertising and promotional materials, displays charges immediately above, below, or next to the Information Service number, in type size that can be seen as clearly and conspicuously at a glance as the Information Service number. Broadcast television advertising charges, in Arabic numerals, must be shown on the screen for the same duration as the Information Service number is shown, each time the Information Service number is shown. Oral representations shall be equally as clear:

(g) Provides on Information Services that involve sales of products or merchandise clear preamble notification of the price that will be incurred if the customer stays on the line:

(h) Meets internal standards established by the LEC as defined in the applicable tariffs or contractual agreement between the LEC and the originating party or its agent, which when violated, would result in the termination of a transmission or billing arrangement:

(i) Obtains customer authorization, to provide and charge for Information Services, through the use of an independent third party verifier. The originating party must:

1. Utilize an independent third party verifier that is in a physically separate building from the originating party:

2. Not pay commissions, bonus incentives, or any compensation to the third party verifier for the number of sales made:

3. Require third party verifiers to state at the beginning of a call to a prospective customer that they are the third-party verifier, state the name of the originating party and Information Service for which the verification is being conducted, and state that the purpose of the call is to verify the authorization of services and charges:

4. Require third party verifiers to record the conversation between the verifier and the customer and retain the recording for a minimum of one year from the date the recording was made: and

5. Require the third party verifier to identify that the person they are speaking with is authorized to make decisions on behalf of the account and to obtain identification information such as the last four digits of the social security number, date of birth, or mother's maiden name.

(j) Maintain or use an agent that maintains a toll-free customer service number for accepting complaints regarding unauthorized Information Services charges. The toll-free number may be separate from its other customer service numbers, and must be answered 24 hours a day, seven days a week. The originating party or its agent must notify new customers of the toll-free customer service number in the information package provided to new customers or on their first bill. The number shall provide a live operator or shall record end user complaints made to the customer service number to answer incoming calls. A combination of live operators and recorders may be used. If a recorder is used, the originating party or its agent shall attempt to contact each complainant no later than the next business day following the date of recording and for three subsequent days unless the customer is reached. If the customer is not reached, the originating party or its agent shall send a letter to the customer's billing address informing the customer as to the best time the customer should call or provide an address to which correspondence should be sent. A minimum of 95 percent of all call attempts shall be transferred by the system to a live attendant or recording device prepared to give immediate assistance within 60 seconds after the last digit of the telephone number listed as the customer service number for unauthorized charges complaints was dialed; provided that if the call is completed within 15 seconds to an interactive, menu-driven, voice response unit, the 60-second answer time shall be measured from the point at which the customer selects a menu option to be connected to a live attendant. Station busies will not be counted as completed calls. The term "answer" as used in this subsection means more than an acknowledgment that



the customer is waiting on the line. It shall mean the originating party or its agent is ready to render assistance or accept the information necessary to process the call.

(3) Customers shall not be liable for any charges for Information Services that the customer did not order or that were not provided to the customer. Each subscriber shall have the option to be billed only for regulated telecommunications products and services. Each LEC shall provide blocking of Information Services at the request of the customer at no charge. The telephone numbers of subscribers electing this option shall be made available by the LEC to the LEC's billing and collection contract customers. Each LEC must implement a bill adjustment tracking system to aid its efforts in adjusting and sustaining Information Services charges.

(4) The LEC shall automatically adjust charges for Information Services upon complaint that:

(a) The customer claims no knowledge of the charges or what the charges were for;

(b) The customer did not receive a price advertisement, the price of the Information Service was misrepresented to the customer, or the price advertisement received by the customer was false, misleading, or deceptive;

(c) The customer was misled, deceived, or confused by the Information Services advertisement;

(d) The customer claims the Information Service was incomplete, garbled, or of such quality as to render it inaudible or unintelligible, or the customer was disconnected or cut off from the Information Service;

(e) The Information Service provided out-of-date information; or

(f) The customer terminated the Information Service during the preamble described in 25-4.119(2)(b), but was charged for the Information Service.

(5) If the customer refuses to pay a disputed Information Service charge which is subsequently verified by the LEC to be valid, the LEC may implement Information Services blocking for that line.

(6) LECs and originating parties or its agents billing Information Service charges to a customer in Florida shall not:

(a) Collect or attempt to collect Information Service charges which are being disputed or which have been removed from a customer's bill; or

(b) Report the customer to a credit bureau or collection agency solely for non-payment of Information Service charges.

(7) LECs billing Information Services charges to customers in Florida shall implement safeguards to prevent the disconnection of phone service for non-payment of Information Service charges.

(8) The originating party is responsible for resolving the customer's complaint by determining the validity of the charges. The originating party must notify the customer and the LEC with its findings within 45 days from the date the customer originally filed the complaint. The LEC can not

require payment from the customer if the originating party is not able to produce evidence that an Information Service charge is valid. Acceptable evidence is a taped recording of an independent third party verification of the customer, or other authorized person representing the customer's account, authorizing the Information Service. For the purposes of this section, the term "other authorized person" shall mean a person 18 years of age or older within the same household as the account holder.

(9) The LEC shall ensure that originating parties' Information Service that results in charges based on the duration of a call, shall be billed in units of time or if not time, units that can be easily understood by the customer for the purpose of validating the charges billed for the service.

Specific Authority 350.127, 364.604 FS. Law Implemented 364.604 FS. History--New

**PUBLIC SERVICE COMMISSION**

DOCKET NO: 990994-TP – Proposed Amendments to Rule 25-4.110, F.A.C., Customer Billing for Local Exchange Telecommunication Companies

RULE TITLES: RULE NOS.:  
Customer Relations; Rules Incorporated 25-24.490  
Customer Relations; Rules Incorporated 25-24.845

PURPOSE AND EFFECT: The purpose of the proposed rule is to require billing companies to follow prescribed procedures when providing information services. The proposed amendments prescribe billing information to be included on a customer's bill to inform the customer of the services received and the charges associated with the services. The proposed amendments provide for refund procedures when a company overcharges a customer and guidelines for Lifeline service disconnection. The purpose of these changes is to give the customer control over what may be charged on the customer's bill. The effect of the propose amendments is to generate clear bills that customers understand, provide the customer with control over the charges on the customer's bill, and to provide the customer with adequate information to make informed choices about the services he chooses.

SUBJECT AREA TO BE ADDRESSED: The proposed amendments address information contained in customer bills, options to block certain billing, and sales disclosure requirements.

SPECIFIC AUTHORITY: 350.127(2), 364.604(5), 427.708(8) FS.

LAW IMPLEMENTED: 364.03, 364.04, 364.05, 364.055, 364.07, 364.08, 364.113, 364.14, 364.15, 364.17, 364.19, 364.337, 364.602, 364.603, 364.604, 427.704 FS.

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

TIME AND DATE: 10:00 a.m., September 28, 1999

PLACE: Betty Easley Conference Center, Room 152, 4075 Esplanade Way, Tallahassee, FL

Comments to the proposed amendments are requested and should be submitted in writing and received by the Director, Division of Records and Reporting, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850 by September 13, 1999.

Any person requiring some accommodation at this workshop because of a physical impairment should call the Division of Records and Reporting at (850)413-6770 at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at: 1(800)955-8771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Ray Kennedy, Division of Communications, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0862

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

25-24.490 Customer Relations; Rules Incorporated.

(1) The following rules are incorporated herein by reference and apply to IXC's.

<u>SECTION</u>	<u>TITLE</u>	<u>PORTIONS APPLICABLE</u>
25-4.110	Customer Billing	Subsections <u>(2), (14), (15), and (16)</u> <del>(10), (11), (12), and (13)</del>
25-4.111	Customer Complaint and Service Requests	All except Subsection (2)
25-4.112	Termination of Service by Customer	All
25-4.113	Refusal or Discontinuance of Service by Company	All
25-4.114	Refunds	All
25-4.117	800 Service	All
25-4.118	Local, Local Toll, or Toll Provider Selection	All
<u>25-4.119</u>	<u>Customer Billing for Information Services</u>	<u>All</u>

(2) through (3) No change.

Specific Authority 350.127(2) FS. Law Implemented 364.03, 364.14, 364.15, 364.603, 364.19, 364.337 FS. History--New 2-23-87, Amended 10-31-89, 3-5-90, 3-4-92, 3-13-96, 7-20-98, 12-28-98, \_\_\_\_\_.

25-24.845 Customer Relations; Rules Incorporated.

The following rules are incorporated herein by reference and apply to ALECs. In the following rules, the acronym 'LEC' should be omitted or interpreted as 'ALEC'.

<u>SECTION</u>	<u>TITLE</u>	<u>PORTIONS APPLICABLE</u>
25-4.110	Customer Billing	Subsections <u>(2), (14), (15), and (16)</u> <del>(10), (11), (12), and (13)</del>
24-4.118	Local, Local Toll, or Toll Provider Selection	All
<u>25-4.119</u>	<u>Information Services</u>	<u>All</u>

Specific Authority 350.127(2), 364.337(2) FS. Law Implemented 364.337(2) FS. History--New 7-20-98, Amended 12-28-98, \_\_\_\_\_.

**WATER MANAGEMENT DISTRICTS**

**St. Johns River Water Management District**

RULE TITLE: Minimum Flows and Levels  
 RULE NO.: 40C-8.031

PURPOSE AND EFFECT: The purpose and effect of this proposed rule amendment is to establish minimum water levels or minimum flows for the following: the St. Johns River at Lake Washington, Brevard County; Taylor Creek, Orange/Osceola Counties; Blue Springs, DeLeon Springs, Big Lake, Coon Pond, Gertie, Hires, Hokey, McGarity, North Talmadge, Scoggins, Trout, Winona, Volusia County; Apschawa North, Flat, Hokey, Louisa, Lake County; Lowery, Polk County; Star, Putnam County; and Lake Weir, Marion County.

SUBJECT AREA TO BE ADDRESSED: This proposed rule amendment would establish minimum water levels for the above listed waterways lakes and springs pursuant to the mandate of section 373.042, Florida Statutes. Each lake would have a minimum frequent high level, a minimum average level, and a minimum frequent low level. Each of these levels would have an associated hydroperiod category. The terms herein are already defined in chapter 40C-8, F.A.C. As with all minimum flows and levels established by the District, if adopted, this rule amendment would require an application for a permit pursuant to chapters 40C-2, 40C-20, 40C-4, or 40C-40, F.A.C., to provide reasonable assurance that the activity for which the permit is sought would not violate these minimum levels.

SPECIFIC AUTHORITY: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.042 FS.

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

TIME AND DATE: 9:00 a.m. until 11:00 a.m., September 10, 1999

PLACE: Volusia County Water Alliance, 1190 Pelican Bay Drive, Daytona Beach, Fla., to discuss minimum flows and levels for lakes and springs in Volusia County.

TIME AND DATE: 2:00 p.m. until 4:00 p.m., September 10, 1999

PLACE: Brevard County Government, Building C – 2nd Floor, Space Coast Room, Viera, Fla, to discuss minimum flows and levels for Lake Washing ton and Taylor Creek.

TIME AND DATE: 9:00 a.m. until 11:00 a.m., September 17, 1999

PLACE: Community Center of Leesburg, East Room, 109 East Dixie Avenue, Leesburg, Fla., to discuss minimum flows and levels for Apschawa North, Flat Lake, and Lake Louisa.

TIME AND DATE: 2:00 p.m. until 4:00 p.m., September 17, 1999

PLACE: Belleview City Hall, City Commission Chambers, 5343 S. E. Abshier Blvd, Belleview, Fla., to discuss minimum flows and levels for Lake Lowery, Star and Lake Weir.



least fourteen (14) days prior to the hearing date. (2) The candidate will be required to pay the examination review fee, unless the candidate has previously paid the post examination review fee. (3) Any comments made during the pre-hearing review will not be responded to by the department. All pre-hearing reviews shall be conducted at the department's headquarters in Tallahassee. All security procedures outlined in Rule 64B-1.004 and 64B-1.013, Florida Administrative Code, shall apply to the candidate or the candidate's attorney for the pre-hearing review.

Specific Authority 455.521(5), 455.574 FS. Law Implemented 455.574 FS. History--New 9-7-98, Amended \_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Clinical Laboratory Personnel**

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

PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to address frequency of administration of examinations.

SUBJECT AREA TO BE ADDRESSED: Frequency of administration of examinations.

SPECIFIC AUTHORITY: 455.564, 483.805(4) FS.

LAW IMPLEMENTED: 455.564, 483.815, 483.823 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Joe Baker, Jr., Executive Director, Board of Clinical Laboratory Personnel/MQA, 2020 Capital Circle, S. E., Bin #C07, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B3-6.001 Manner of Application.

(1) through (2) No change.

(3) Examinations are given twice a year (spring and fall).

Prospective applicants can contact the Board office for the exam dates and application cut-off dates. Applications for licensure for the fall examination, shall be filed no later than July 25th and completed no later than August 15th.

~~(4) For the spring examination, applications for licensure shall be filed no later than:~~

~~(a) January 25th and completed no later than February 15th in odd numbered years.~~

~~(b) January 5th and completed no later than February 1st in even numbered years.~~

(4)(5) No change.

(5)(6) No change.

~~(6)(7) No change.~~

Specific Authority 455.564, 483.805(4) FS. Law Implemented 455.564, 483.815, 483.823 FS. History--New 12-29-93, Formerly 61F3-6.001, Amended 5-29-95, 8-1-95, Formerly 59O-6.001, Amended 8-27-97, 9-20-98, \_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Clinical Laboratory Personnel**

RULE TITLE: Competency Areas and Weighting RULE NO.: 64B3-7.007

PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to address the weighting of the examination.

SUBJECT AREA TO BE ADDRESSED: Examination weights.

SPECIFIC AUTHORITY: 455.574, 483.809 FS.

LAW IMPLEMENTED: 455.574, 483.811 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Joe Baker, Jr., Executive Director, Board of Clinical Laboratory Personnel/MQA, 2020 Capital Circle, S. E., Bin #C07, Tallahassee, Florida 32399-3257

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B3-7.007 Competency Areas and Weighting.

The general areas of competency to be covered by the examinations for licensure and the approximate relative weight to be assigned in grading each content area tested, expressed as a percentage are as follows:

(1) No change.

(2) For the Specialty subjects for licensure as a Technologist:

(a) through (c) No change.

(d) Hematology:

1. Hematopoiesis	4
2. Hematological procedures	<u>40</u> <del>44</del>
3. Hematologic disorders	<u>12</u> <del>14</del>
4. Hemostasis	16
5. Quality control/quality assurance	<u>8</u> <del>10</del>
6. Therapy and monitoring therapy	2
7. Microscopy/body fluids	6
8. Specimen collection/handling/safety	4
9. Urinalysis	<u>8</u>

(e) through (g) No change.

(3) No change.

Specific Authority 455.574, 483.809 FS. Law Implemented 455.574, 483.811 FS. History—New 12-5-95, Formerly 590-7.007, Amended 7-5-98, 6-22-99.

**DEPARTMENT OF HEALTH**

**Board of Clinical Laboratory Personnel**

RULE TITLE: Scope of Practice Relative to Specialty of Licensure  
RULE NO.: 64B3-10.005

PURPOSE AND EFFECT: The Board proposes the development of amendments to address scope of practice with regard to specialty licensure.

SUBJECT AREA TO BE ADDRESSED: Scope of practice for specialty licensees.

SPECIFIC AUTHORITY: 483.805(4) FS.

LAW IMPLEMENTED: 483.813, 483.823, 483.825 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Joe Baker, Jr., Executive Director, Board of Clinical Laboratory Personnel/MQA, 2020 Capital Circle, S. E., Bin #C07, Tallahassee, Florida 32399-3257

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B3-10.005 Scope of Practice Relative to Specialty of Licensure.

The following rules are not intended to prevent collection and storage of specimens or the performance of manual pretesting procedures by persons who are exempt by statute or statutorily authorized within their scope of practice. Clinical laboratory personnel qualified as a physician director, a licensed director, supervisor, technologist or technician in the specialty or specialties indicated can perform testing identified as being within the specialty. For the purpose of defining the specialties, Health Care Financing Administration's Common Procedure Coding System (HCFACPCS) shall be used as a supplemental guide for assigning tests to specific specialties. Tests which are not yet classified shall be assigned by the Board upon review.

(1) through (4) No change.

(5) The purpose of the specialty of hematology is to quantitatively and qualitatively evaluate cells in peripheral blood and bone marrow, their production, maturation and release; their morphology, chemistry and function; and diagnostic testing for optimum management of primary and secondary hematological disorders. Testing in this specialty also encompasses all the routine and special procedures, except those specific to cytology, performed to evaluate the numbers, morphology and function of cells in body fluids including urine and the evaluation of hemostasis and thrombosis and the

management of anticoagulant therapy. Testing in this specialty may also encompass urine chemistries specific to routine urinalysis.

(6) through (17) No change.

(18) Individuals using flow cytometry in specialties other than histocompatibility must be able to demonstrate training or experience in this procedure, and must hold licensure in the specific discipline they are using flow cytometry for.

Specific Authority 483.805(4) FS. Law Implemented 483.813, 483.823, 483.825 FS. History—New 2-7-95, Amended 3-28-95, 7-12-95, 12-4-95, Formerly 590-10.005, Amended 3-19-98, 1-28-99.

**DEPARTMENT OF HEALTH**

**Board of Clinical Laboratory Personnel**

RULE TITLE: Responsibilities of Technicians  
RULE NO.: 64B3-13.004

PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to clarify responsibilities of technicians.

SUBJECT AREA TO BE ADDRESSED: Clarification of responsibilities of technicians.

SPECIFIC AUTHORITY: 483.805(4) FS.

LAW IMPLEMENTED: 483.800, 483.813, 483.823, 483.825 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Joe Baker, Jr., Executive Director, Board of Clinical Laboratory Personnel/MQA, 2020 Capital Circle, S. E., Bin #C07, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B3-13.004 Responsibilities of Technicians.

(1) The technician shall:

(a) through (k) No change.

(l) Shall not ~~perform release results of~~ clinical laboratory testing classified as highly complex pursuant to 42 CFR 493.10 and 42 CFR 493.17, incorporated by reference unless the technician meets the minimum qualifications contained in 42 CFR 493.1489, incorporated by reference for use in the diagnosis, management or treatment of patients until such time as these results have been verified in writing or by electronic means by a licensed technologist, supervisor or director. A technician may release results of testing classified as moderately complex pursuant to 42 CFR 493.10 and 42 CFR 493.17, incorporated by reference provided such results are

~~performed under direct supervision and verified in writing or by electronic means by a licensed technologist, supervisor or director within 24 hours of release.~~

(m) No change.

Specific Authority 483.805(4) FS. Law Implemented 483.800, 483.813, 483.823, 483.825 FS. History--New 12-6-94, Amended 3-28-95, 7-12-95, Formerly 59O-13.004, Amended \_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Speech-Language Pathology and Audiology**

RULE TITLES:	RULE NOS.:
Educational Requirements	64B20-2.002
Professional Employment Experience	64B20-2.004
Examination	64B20-2.005
Licensure by Endorsement	64B20-2.006

PURPOSE AND EFFECT: The Board proposes the development of rule amendments to clarify the requirements for licensure.

SUBJECT AREA TO BE ADDRESSED: Requirements for licensure.

SPECIFIC AUTHORITY: 468.1135(4) FS.

LAW IMPLEMENTED: 468.1145(2), 468.1155, 468.1165, 468.1175, 468.1185, 455.574(1)(c) FS.

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

TIME AND DATE: 9:00 a.m., September 30, 1999

PLACE: Embassy Suites, 3974 N. W. South River Drive, Miami, Florida 33142

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sue Foster, Executive Director, Board of Speech-Language Pathology and Audiology/MQA, 2020 Capital Circle, S. E., Bin #C08, Tallahassee, Florida 32399-3253

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

**DEPARTMENT OF HEALTH**

**Board of Speech-Language Pathology and Audiology**

RULE TITLE:	RULE NO.:
Duplicate License Fee	64B20-3.011

PURPOSE AND EFFECT: The Board proposes the development of an amendment to increase the duplicate license fee.

SUBJECT AREA TO BE ADDRESSED: Duplicate license fee.

SPECIFIC AUTHORITY: 455.587(6), 468.1145(1) FS.

LAW IMPLEMENTED: 455.587(6) FS.

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

TIME AND DATE: 9:00 a.m., September 30, 1999

PLACE: Embassy Suites, 3974 N. W. South River Drive, Miami, Florida 33142

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sue Foster, Executive Director, Board of Speech-Language Pathology and Audiology/MQA, 2020 Capital Circle, S. E., Bin #C08, Tallahassee, Florida 32399-3258

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

**DEPARTMENT OF HEALTH**

**Board of Speech-Language Pathology and Audiology**

RULE TITLES:	RULE NOS.:
Continuing Education as a Condition for Renewal or Reactivation	64B20-6.001
Standards for Approval of Continuing Education Activities and Providers	64B20-6.002

PURPOSE AND EFFECT: The Board proposes the development of rule amendments to address continuing education courses and provider requirements.

SUBJECT AREA TO BE ADDRESSED: Continuing education courses and providers.

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

LAW IMPLEMENTED: 468.1195(1),(3), 468.1205(1) FS.

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

TIME AND DATE: 9:00 a.m., September 30, 1999

PLACE: Embassy Suites, 3974 N. W. South River Drive, Miami, Florida 33142

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sue Foster, Executive Director, Board of Speech-Language Pathology and Audiology/MQA, 2020 Capital Circle, S. E., Bin #C08, Tallahassee, Florida 32399-3258

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

**DEPARTMENT OF HEALTH**

**Board of Speech-Language Pathology and Audiology**

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

PURPOSE AND EFFECT: The Board proposes an amendment to the rule to address bad checks.

SUBJECT AREA TO BE ADDRESSED: Citations violations.

SPECIFIC AUTHORITY: 455.617, 455.621 FS.

LAW IMPLEMENTED: 455.617 FS.

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

TIME AND DATE: 9:00 a.m., September 30, 1999

PLACE: Embassy Suites, 3974 N. W. South River Drive, Miami, Florida 33142

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sue Foster, Executive Director, Board of Speech-Language Pathology and Audiology/MQA, 2020 Capital Circle, S. E., Bin #C08, Tallahassee, Florida 32399-3258

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

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

**Mental Health Program**

RULE CHAPTER TITLE: Behavioral Health Services  
RULE CHAPTER NO.: 65E-11

RULE TITLES: Purpose; Construction  
RULE NOS.: 65E-11.001

Definitions  
65E-11.002

Scope of Behavioral Health Services  
65E-11.003

Clinical Guidelines for Referral  
65E-11.004

Behavioral Health Services Standards  
65E-11.005

Performance-based Measures and Outcomes  
65E-11.006

Practice Guidelines for Behavioral Health

Services to Ensure Cost-effective

Treatment and to Prevent

Unnecessary Cost  
65E-11.007

PURPOSE AND EFFECT: The purpose of this chapter is to implement the provisions of Section 409.8135, F.S., by setting forth uniform procedures and standards for providing behavioral health services.

SUBJECT AREA TO BE ADDRESSED: The scope of behavioral health services including duration and frequency, clinical guidelines for referral to behavioral health services, behavioral health services standards, performance-based measures and outcomes for behavioral health services, and practice guidelines for behavioral health services to ensure cost-effective treatment and to prevent unnecessary expenditures.

SPECIFIC AUTHORITY: 409.8135(6) FS.

LAW IMPLEMENTED: 409.8135 FS.

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

TIME AND DATE: 9:00 a.m. – 12:00 p.m., September 15, 1999

PLACE: 1317 Winewood Blvd., Building 5, Room 124, Tallahassee, Florida 32399-0700

THE PERSON TO BE CONTACTED WITH REGARD TO THE PROPOSED RULE DEVELOPMENT IS: Michael Sorrell, Medical/Health Care Program Analyst, 1317 Winewood Blvd., Bldg. 3, Room 103, Tallahassee, Florida 32399-0700

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

RULE TITLE: Hunting Dogs; Molesting Game in Closed  
RULE NO.: 68A-12.007

Season; Training; Field Trials; Prohibited

for Certain Hunting

PURPOSE AND EFFECT: The purpose of the proposed rule is to expand imposition of the Hunter Responsibility Rule from the present eight Northwest Florida counties to the entire state.

This rule requires greater responsibility from hunters who use dogs for hunting to resolve conflicts between hunters and landowners by requiring hunters to tag or collar dogs and have written permission to be on lands hunted. The effect is to provide the Commission with an additional law enforcement tool to control illegal use of dogs for hunting.

SUBJECT AREA TO BE ADDRESSED: Additional requirements for those persons hunting game with dogs.

SPECIFIC AUTHORITY: Art. IV, Sec. 9, Fla. Const.

LAW IMPLEMENTED: Art. IV, Sec. 9, Fla. Const.

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

TIME AND DATE: To be announced at a later date.

PLACE: To be announced at a later date.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: The preliminary text of the proposed rule development will be available and can be obtained from James V. Antista, General Counsel, 620 South Meridian Street, Tallahassee, FL 32399-1600

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

least 5 calendar days before the workshop by contacting Andrena Knically, (850)487-1764. If you are hearing or speech impaired, please contact the agency by calling (850)488-9542.

## Section II Proposed Rules

### DEPARTMENT OF STATE

#### Division of Licensing

RULE TITLE: Proprietary Security Officers; Exemption from Registration  
RULE NO.: 1C-3.144

PURPOSE AND EFFECT: To repeal Rule 1C-3.144 relating to proprietary security officers, since ss. 5, 6, 7 and 8, ch. 96-407, Laws of Florida repealed statutory language authorizing the implementation of the rule, effective July 1, 1997. The effect is that references to proprietary security officers are removed.

SUMMARY: The proposed action repeals 1C-3.144 detailing who was exempt from registration.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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

SPECIFIC AUTHORITY: 493.6102(11), 493.6306 FS., ch. 91-248, Laws of Fla.

LAW IMPLEMENTED: 493.6102(11) FS., ch. 91-248, Laws of Fla.

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

TIME AND DATE: 10:00 a.m., September 22, 1999

PLACE: Library/Conference Room, 2520 North Monroe Street, Tallahassee, Florida 32303

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Michele Guy, Assistant General Counsel, Department of State, Division of Licensing, The Capitol, MS #4, Tallahassee, FL 32310, Telephone: (850)488-3492; Fax: (850)488-2789

THE FULL TEXT OF THE PROPOSED RULE IS:

1C-3.144 Proprietary Security Officers; Exemption from Registration.

Specific Authority 493.6102(11), 493.6306 FS., ch. 91-248, Laws of Fla., Law Implemented 493.6102(11) FS., ch. 91-248, Laws of Fla. History—New 12-29-91, Repealed

NAME OF PERSON ORIGINATING PROPOSED RULE: Michele Guy, Assistant General Counsel, Department of State, Division of Licensing

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: John M. Russi, Director, Division of Licensing

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 16, 1999

### DEPARTMENT OF INSURANCE

#### Division of State Fire Marshal

RULE TITLE: Definitions  
RULE NO.: 4A-37.084

PURPOSE AND EFFECT: The rule is being amended to overcome long-existing ambiguities in the existing rule's definitions. These ambiguities in the existing rule have caused a great deal of unnecessary litigation.

SUMMARY: The reference to Council on Post Secondary Accreditation is deleted because that council no longer exists. The change in the definition of "applicable to fire department duties" is being changed to one which is more workable.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No SERC has been prepared.

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.

SPECIFIC AUTHORITY: 633.45(2)(a) FS.

LAW IMPLEMENTED: 633.382(2) FS.

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

TIME AND DATE: 9:30 a. m., September 21, 1999

PLACE: Atrium Building, 3rd Floor Conference Room, 325 John Knox Road, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Randall Napoli, Chief, Bureau of Fire Standards and Training, 11655 N. W. Gainesville Road, Ocala, FL 34482-1486; phone (352)732-1330

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the Department at least 5 calendar days before the program by contacting Yvonne White at (850)413-4214.

THE FULL TEXT OF THE PROPOSED RULE IS:

4A-37.084 Definitions.

For purposes of this part, terms used in rules 4A-37.082 – 4A-37.089 are as defined in section 633.382(1), Florida Statutes, and terms which are not otherwise defined in said statutes are defined as follows:



(1) “Accredited” means a post-secondary institution has received accreditation from an accrediting agency that is recognized by the U.S. Department of Education. “Accrediting Agency” means those accrediting agencies belonging to the Council on Post-Secondary Accreditation.

(2) “Eligible Associate Degree” means an Associate of Arts or Associate of Science degree conferred by a an accredited post-secondary institution in which the firefighter successfully completed at least 18 semester hours or 27 quarter hours of courses applicable to fire department duties identified in subsection (5) of this rule.

(3) “Eligible Bachelor's Degree” means a bachelor’s Bachelor of Arts or Bachelor of Science degree conferred by an accredited post-secondary institution provided the major study concentration area is readily identifiable as applicable to fire department duties, as defined in subsection (5).

~~(a) A firefighter may receive Supplemental Compensation based on possession of a Bachelor's Degree regardless of whether or not an Associate Degree was previously earned. In no event shall receipt of a transcript for an Associate Degree be used in consideration for qualification of the Bachelor's Degree Supplemental Compensation.~~

~~(b) The major study concentration area must be readily identifiable as applicable to fire department duties. Those major study concentration areas specifically defined in this rule chapter are considered to be readily identifiable as applicable to fire department duties.~~

(4) No change.

(5) “Applicable to Fire Department Duties” means that the firefighter applicant's fire chief or, if there is no fire chief, the chief administrative officer of the fire department within the employing agency reviews the applicant's post-secondary institution transcript and certifies to the division that the associate or bachelor's degree conferred upon the applicant relates to fire department duties. “Major Study Concentration Area” as identified on official sealed transcripts, includes a major in fire science, municipal management, public administration, business administration, computer science, engineering, management information systems, emergency medical technology, and paramedic technology.

(6) “Post-Secondary Institution” means Universities, Colleges, Community Colleges and Junior Colleges which are accredited by an accrediting agency.

(7) No change.

Specific Authority 633.45(2)(a) FS. Law Implemented 633.382(2) FS. History—New 1-3-90, Amended 3-20-95,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Randall Napoli, Chief, Bureau of Fire Standards and Training, Division of State Fire Marshal, Department of Insurance  
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Charles Clark, Director, Division of State Fire Marshal, Department of Insurance

DATE PROPOSED RULE APPROVED BY THE AGENCY HEAD: May 7, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 26, 1998

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Plant Industry**

RULE TITLE: Citrus Canker Eradication  
RULE NO.: 5B-58.001

PURPOSE AND EFFECT: The purpose of these amendments is to specify generic descriptions of quarantine area(s) with provisions for publication in a major newspaper of general circulation in the area(s) affected and to stipulate clearer requirements for certification and movement.

SUMMARY: These amendments clarify what constitutes a commercial citrus grove; revises the definition of exposed and infected to more clearly reflect the meaning of terms in the eradication program; gives a generic description of the quarantine area(s) with provision for publication in a major newspaper of general circulation in the area(s) affected; allows replanting of commercial citrus in quarantine areas based on risk assessment; stipulates clearer requirements for fruit certification within quarantined areas and references Federal prohibitions on movement from quarantine areas to citrus producing states; and adds a prohibition against adding citrus nursery stock to nursery inventories in quarantine areas.

SPECIFIC AUTHORITY: 570.07(21),(23), 581.091(1), 581.101 (1), 581.031(1),(4),(5), 581.184 FS.

LAW IMPLEMENTED: 580.07(2),(13),(21); 581.031(6),(7), (9),(15),(17),(19),(30), 581.083, 581.101, 581.131, 581.141, 581.184, 581.211 FS.

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

TIME AND DATE: 10:00 a.m., September 21, 1999  
PLACE: Doyle Conner Building, 1911 S. W. 34 Street, Gainesville, FL 32608

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, FL 323608

THE FULL TEXT OF THE PROPOSED RULE IS:

5B-58.001 Citrus Canker Eradication.

(1) Definitions. For the purpose of this rule, the definitions in Section 581.011, Florida Statutes, and the following definition shall apply:

(a) Approved Landfill. A landfill that is fenced, that prohibits the removal of dumped material, and that requires that dumped material be covered ~~with Soil~~ at the end of every day on which dumping occurs.

(b) Citrus Canker Certificate. A document issued by an authorized representative of the department verifying compliance with the requirements of these rules.

(c) Citrus. All members and any hybrids of the subfamily Aurantioideae, of the family Rutaceae including any plants, plant parts, fruits, seeds and any other parts thereof. For the purpose of this rule the remaining subfamilies, Rutoideae and Toddalioideae, of the family rutaceae are excluded from this definition.

(d) Citrus Canker. A bacterial disease of citrus incited by the organism *Xanthomonas axonopodis* pv. *citri*, (formerly known as *Xanthomonas campestris* pv. *citri*), Asian strain.

(e) Commercial Citrus Grove. A solid set planting of 40 or more citrus trees.

~~(f)(e)~~ Commercial Citrus-Producing Area. American Samoa, Arizona, California, Florida, Guam, Hawaii, Louisiana, Northern Mariana Islands, Puerto Rico, Texas and the Virgin Islands of the United States.

~~(g)(f)~~ Exposed. Determined by the department to likely harbor be at risk for developing citrus canker bacteria because of proximity ~~during the past two years~~ to infected plants, or probable contact with personnel, or regulated articles, or other articles that may have been contaminated with bacteria that cause citrus canker, but not expressing visible symptoms.

(h)(g) Infected. Harboring citrus canker bacteria and expressing visible symptoms. Actually harboring citrus canker in any stage of citrus canker disease development.

(i)(h) Regulated Articles. Any article capable of transporting or harboring citrus canker; including:

1. Trucks, tractors and all other equipment used in the quarantine areas for the production cultivation, harvesting, processing and packing, and transportation of citrus or regulated articles.

2. All lawn and garden tools and nursery equipment used in the quarantine areas.

3. Plant clippings and lawn and yard debris from the quarantine areas.

(2) Purpose. This rule is enacted to prevent the spread of citrus canker and to eradicate citrus canker within the State of Florida. To accomplish that purpose, this rule declares citrus canker to be a plant pest and a nuisance, establishes quarantine areas, establishes eradication and control procedures, prohibits the removal of citrus nursery stock or citrus nursery plants or plant products from the quarantine areas, regulates the prohibits retail sale of citrus fruit originating in the quarantine areas, identifies regulated articles, and provides for entry of authorized representatives upon properties where citrus canker is known to exist or upon properties which have been exposed to citrus canker.

(3) Declaration of citrus canker as a plant pest. Pursuant to Section 581.031(6), Florida Statutes, citrus canker, is declared to be a plant pest and a nuisance capable of causing serious damage to citrus. Any citrus, or any other regulated article capable of transporting or harboring citrus canker and therefore capable of spreading the disease is also declared to be a nuisance.

(4) Quarantine area. An area not to exceed a distance of 5 miles around a site where an infestation of citrus canker is known to occur will be quarantined. The geographical boundaries of the quarantine area shall be established by risk assessment procedures and will be published in a major newspaper of general distribution in each area affected and through other appropriate media. Risk assessment procedures will consider the aggressiveness of the pathogen in the field, the level of disease inoculum, the location and spatial distribution of infected and exposed plants, the variety and type of plants, the risk of spread to areas growing citrus commercially, maintenance practices, and other relevant information. An area shall be released from quarantine provided no detections of citrus canker have occurred during a minimum two-year period of intensive survey and a declaration that citrus canker has been eradicated from the area. Pursuant to Section 581.031(7), Florida Statutes, a quarantine area are declared to be that area of Dade County beginning at the mouth of the Miami River in Biscayne Bay; North along Biscayne Bay to Bal Harbor; exit Biscayne Bay through the inlet at Bal Harbor to the Atlantic Ocean; North along the Atlantic Ocean to Broward County line; West on Broward County line to where Broward County line joins with the Florida Turnpike Homestead extension; West on Turnpike extension and Broward County line to where the Broward County line separates from Turnpike extension; South on Broward County line to where the Broward County line runs West; West on Broward County line to Florida Turnpike Homestead extension; Southwest and South on Florida Turnpike Homestead extension to NW 58th Street; West on NW 58th Street to Krome Avenue (NW 177th Avenue); South on Krome Avenue (NW & SW 177th Avenue) to Coral Reef Drive (SW 152nd Street); East on Coral Reef to Biscayne Bay; Biscayne Bay North to beginning. That area of Manatee County bounded by the Manatee River beginning at the intersection of the Manatee River and Interstate 75 extending West of Gulf and Bay Estates to Terra Ceia Bay; Northeast thru Terra Ceia Bay; then North along the Western boundaries of Sections 25, 24, 13, 12, & 1 TWP 33S RNG 17E to the Manatee, Hillsborough County Line; Then East along the Manatee, Hillsborough county line to the Eastern Boundaries of SEC 3 TWP 33S RNG 18E; South on the Eastern Boundaries of SEC 3 and SEC 10 TWP 33S RNG 18E to where it becomes Carter Road; Carter Road South to where it meets the Eastern Boundary of SEC 22 TWP 33S RNG 18E; South on the Eastern boundary of Section 22 and Section 27, Township 33S, Range 18E to 69th St. East; Then East along 69th St. East to Eric Road; Then Southward on Eric Road to U-

~~S. Highway 301; U. S. Highway 301 Southwest to Interstate 75; and South on Interstate 75 to the point of beginning at the Manatee River. Terra Ceia Bay northeast to the Terra Ceia river; the Terra Ceia River north to Interstate 275; Interstate 275 east to Bishop Harbor Road; Bishop Harbor Road north and east to where it becomes Ellenton Gillette and then Moccasin Wallow Road; Moccasin Wallow Road east to the eastern boundary of Section 22, Township 33S, Range 18E (approximately 1 mile east of Interstate 75); south on the eastern boundary of Section 22 and Section 27, Township 33S, Range 18E to Erie Road; Erie Road eastward, then southward to U.S. Highway 301; U. S. Highway 301 southwest to Interstate 75; and south on Interstate 75 to the point of beginning at the Manatee River.~~

(5) Control procedures.

(a) Risk Assessment. The department shall perform risk assessment procedures in the quarantine areas to determine the steps necessary to eradicate, control, and prevent the dissemination of citrus canker. Risk assessment procedures will consider the aggressiveness of the pathogen in the field, the level of disease inoculum, the location and spatial distribution of infected and exposed plants, the variety and type of plants, the risk of spread to areas growing citrus commercially, maintenance practices, and other relevant information.

(b) Control Procedure Documents. The control procedures shall include the preparation of the following documents for each piece of property potentially harboring infected or exposed citrus.

1. A report verifying the presence of, or exposure to, citrus canker through either a laboratory or field diagnosis.

2. A written inventory including size, condition, and variety of citrus located on the infected or exposed property.

3. A map of the infected or exposed property with the location of citrus subject to control action ~~to be removed, pruned or treated.~~

4. A recommendation for control action ~~destroying, pruning or treating the citrus.~~

(c) Immediate Final Orders. The Department shall issue an Immediate Final Order stating the quarantine and control methods to be implemented on the infected or exposed citrus located on the property. A copy of the citrus canker diagnostic report, inventory, map, and recommendation referred to above will be attached to each respective Immediate Final Order. The Immediate Final Order will be provided to each property owner. If provided by personal delivery, the person making the delivery of the Immediate Final Order shall note on the order the date and time of delivery, the name of the recipient of the Order and the name of the person delivering the Order. If provided by mail, the Immediate Final Order shall be sent certified mail return receipt requested. The Immediate Final Order shall be immediately appealable or enjoined. If the property owner is in agreement and signs the waiver

accompanying the Immediate Final Order, control measures in accordance with risk assessment procedures shall proceed. If the property owner refuses to sign the waiver, then control measures mandated by risk assessment procedures shall begin no sooner than five days from the property owner's receipt of the Immediate Final Order. Immediate final orders are not required for control action in commercial citrus groves provided the owner agrees voluntarily to the control action and enters into an agreement not to sue with the department.

(d) Property File. The department shall maintain a property file for each separate piece of property. The file shall contain those documents that were required to be prepared for risk assessment and the following: a copy of the Immediate Final Order with all attachments, a map identifying the location of infected or exposed citrus and the type of control action taken.

(6) Movement of citrus nursery stock or citrus plants.

(a) The movement or planting of citrus nursery stock, citrus plants or plant parts in the quarantine areas is prohibited with the exception of citrus nursery stock planted in a commercial citrus grove as recommended by risk assessment procedures.

(b) Citrus nursery stock may move through the quarantine areas for planting outside the quarantine areas provided it is completely covered or enclosed in containers or in a compartment of a vehicle during movement. The shipment must be accompanied by an invoice denoting a purchaser outside of the quarantine areas.

(7) Movement of citrus fruit originating within the quarantine areas. Notwithstanding Subsection (6) of this rule, citrus fruit originating within the quarantine areas may be moved from or within the quarantine areas upon obtaining a citrus canker Citrus Fruit Harvesting Permit, Revised 6/99, DACS-08123 (formerly PI-123), and incorporated herein by reference, and be in certificate demonstrating compliance with the following requirements:

(a) The grove producing the fruit has been inspected by the department and found to be free of citrus canker. Groves must be mowed and otherwise maintained to facilitate inspection.

(b) The fruit has been treated in accordance with Subsection ~~(11)~~(12) of this rule.

(c) The fruit is not ~~intended for retail sale or~~ destined for a commercial citrus-producing area which is prohibited by the USDA in 7 CFR 301.75.

(d) All citrus harvesters, haulers, packers, and processors operating in the quarantine areas or handling regulated articles from the quarantine areas must sign a compliance agreement, DACS-08031, effective 5/99, and incorporated into this rule by reference.

(e) All movement of bulk fruit must be with a limited permit, DACS-08156, effective 6/99.

(8) Retail sale of citrus fruit. All citrus fruit sold by retail establishments must originate from outside the quarantine areas or be in compliance with section (7). All retail establishments shall maintain records demonstrating compliance with this provision. Any retail establishment ~~selling citrus fruit originating within the quarantine area or failing to maintain the required records shall be subject to stop sale of its citrus fruit.~~

(9) Movement of plant clippings and lawn and yard debris.

(a) Requirements. Plant clippings and lawn and yard debris may be moved from or within the quarantine areas for disposal in an approved landfill or for composting in a recycling facility only under the following conditions:

1. The plant clippings or yard debris must be completely covered during transportation.

2. If mechanical failure prevents unloading of debris, the department shall be notified immediately. This material may not be stored or held overnight outside the quarantine areas.

(b) Lawn maintenance operators within the quarantine areas shall demonstrate that they have:

1. Treated regulated articles in accordance with the requirements of Subsection ~~(12)(43)~~ of this rule upon departure from any property.

2. Treated personnel in accordance with the requirements of Subsection ~~(13)(44)~~ of this rule when departing from any property.

(c) Compliance Agreements. All lawn maintenance operations within the quarantine areas shall have a citrus canker certificate for each movement demonstrating compliance with paragraph (a) or must enter into a compliance agreement, DACS-08031, effective 5/99, providing for compliance with this rule. All lawn maintenance companies will be provided with a serialized decal upon signing a compliance agreement. Decals shall be prominently displayed on the driver's side of the windshield of the vehicle. All lawn maintenance operators shall on demand provide the department with a list that includes the names and physical address of all clients.

(10) Movement of citrus fruit through Quarantine areas. Notwithstanding Subsection (6) of this rule, citrus fruit originating outside the quarantine areas may be moved through the quarantine areas without a citrus canker certificate provided the following conditions are met:

(a) Citrus fruit must be accompanied by a receipt or bill of lading verifying that the citrus fruit originated outside of the quarantine areas;

(b) The citrus fruit must be completely covered or enclosed in containers or in a compartment of a vehicle during movement through the quarantine areas, except that covering or enclosure is not required if the citrus fruit is moved through the quarantine areas without stopping except for refueling or for traffic conditions such as traffic lights or stop signs.

~~(11)~~ Treatment of citrus fruit.

~~(b)~~ Citrus fruit for which treatment is required by this rule must be treated in accordance with label directions in one of the following ways in the presence of an authorized representative of the department, or at a facility operating under a compliance agreement, DACS-08031, effective 5/99, with the department:

~~(a)1-~~ Thoroughly wetted for at least 2 minutes with a solution containing 200 parts per million sodium hypochlorite, with a solution maintained at a pH of 6.0 to 7.5, or

~~(b)2-~~ Thoroughly wetted with a solution containing sodium o-phenyl phenate (SOPP) at a concentration of 1.86 to 2.0 percent total solution for 45 seconds if the solution has sufficient soap or detergent to cause a visible foaming action, or for 1 minute if the solution does not contain sufficient soap to cause a visible foaming action.

(12) Treatment of Regulated Articles. Regulated Articles for which treatment is required by this rule must be treated in one of the following ways in the presence of an authorized representative of the department, or at a facility operating under a compliance agreement with the department:

(a) All surfaces must be treated to the point of runoff with 200 parts per million sodium hypochlorite solution. A pH of 6.0 to 7.5 must be maintained in the solution.

(b) All surfaces must be treated to the point of runoff with 2000 parts per million solution of quaternary ammonium chloride (0.2% OAC).

(c) All surfaces must be washed thoroughly to the point of runoff with a hot water and detergent solution under high pressure maintained at a minimum temperature of 160 degrees F. (71 degrees C).

(d) All surfaces must be thoroughly cleaned with steam with a minimum temperature of 160 degrees F (71 degrees C) maintained at the point of contact.

(13) Treatment of Personnel. Personnel departing from property which contains citrus shall wash or treat all exposed areas of the body and clothing with an antibacterial soap, wash, spray or other approved solution.

(14) Citrus plants in containers. Maintaining citrus plants in containers within the quarantine areas is prohibited unless they are located in a nursery or nursery stock dealer establishment which is registered with the department. It shall be unlawful for nurseries or nursery stockdealers in the quarantine areas to add citrus plants to their inventory.

(15) Entry of authorized representatives. All owners and occupants of properties on which citrus canker is known or suspected to exist shall permit entry of authorized representatives of the Department of Agriculture and Consumer Services for purposes of inspecting, taking of specimens, or collecting suspect infected fruit, photographing or documenting tree information, applying or supervising treatments, or conducting control activities.

Specific Authority 570.07(21),(23), 581.091(1), 581.101(1), 581.031(1),(4),(5), 581.184 FS. Law Implemented 570.07(2),(13), (21), 581.031(6),(7),(9),(15),(17), 581.083, 581.101, 581.131, 581.141, 581.184, 581.211 FS. History--New 1-17-96, Amended 4-9-96, 5-14-97, 8-19-97, 11-19-97.

NAME OF PERSON ORIGINATING PROPOSED RULE: Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, Florida 32614-7100

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Richard Gaskalla, Director, Division of Plant Industry, Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, Florida 32614-7100

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 12, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 9, 1998

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE TITLE: Educational Facilities

RULE NO.: 6A-2.0111

PURPOSE AND EFFECT: The purpose of the rule amendment is to update the rule as it relates to life cycle cost criteria, standards for new and existing relocatable classroom buildings, to reformat and reorganize the material for future incorporation of the "new construction" standards into the Florida Building Code, and to include other updates in response to changed requirements of Florida Statute. The effect will be a rule which reflects the changes made in law.

SUMMARY: This rule is to be amended to comply with current facility standards and with present legislative directive. Chapter 235, Florida Statutes, requires the Commissioner of Education to provide standards and requirements for the procurement and management of educational facilities. Incorporated in the rule by reference is the document "State Requirements for Educational Facilities" (SREF). The SREF requirements include, but are not limited to: leasing, planning, constructing, inspecting and maintaining public educational facilities from public school child care through community colleges. Financing of public educational capital outlay projects includes kindergarten through university facilities and other educational agencies.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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 the notice.

SPECIFIC AUTHORITY: Section AXIIS9(a), AXIIS9(d), State Constitution; 215.61(5), 229.053(1), 230.23(9), 230.64, 235.01(2), 235.06, 235.19, 235.211, 235.26, 235.31, 235.32, 239.229, 240.327(1) FS.

LAW IMPLEMENTED: Section AXIIS9(a), AXIIS9(d), State Constitution; 50.011, 50.021, 50.031, 50.041, 50.051, 50.061, 50.071, 215.61, 230.23(9), 230.33(12)(j), 230.64, 235.011, 235.014, 235.04(1), 235.05, 235.054, 235.055, 235.056, 235.057, 235.06, 235.15, 235.18, 235.19, 235.193, 235.195, 235.211, 235.26, 235.30, 235.31, 235.32, 235.321, 235.34, 235.41, 235.42, 235.435, 236.13, 236.25, 236.35, 236.36, 236.37, 236.49, 237.01, 237.031, 237.40, 239.229, 240.209(3)(a), 240.295, 240.299, 240.319(3)(e)(f), 240.327, 240.331, 255.0515, 255.20, 267.061, 287.055, 287.0935, 287.133, 440.02, 440.03, 440.10, 440.103, 440.38, 442.004, 442.006, 442.007, 442.0105, 422.019, 422.022, 442.101, 442.109, 442.115, 471.003, 481.229, 489.113(2), 489.125, 553.63, 553.64, 553.71, 553.79, 553.80, 633.025 FS.

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

TIME AND DATE: 9:00 a.m., September 28, 1999

PLACE: Room LL03, The Capitol, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Suzanne Marshall, Bureau Chief, Educational Facilities, Department of Education, 325 West Gaines Street, Room 1054, Tallahassee, Florida 32399-0400, (850)487-1130

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-2.0111 Educational Facilities.

State Board of Education requirements adopted pursuant to Chapter 120, Florida Statutes, to implement the State Uniform Building Code for Public Educational Facilities Construction in Chapter 235, Florida Statutes, are contained in the Department of Education publication titled "State Requirements for Educational Facilities, 1999 Volume I-Process and Rule and Volume II-Building Code 1997," which is hereby incorporated by reference and made a part of this rule. All educational and ancillary facilities constructed by a school board or community college board shall comply with the State Uniform Building Code for Public Educational Facilities Construction (UBC). The UBC shall supersede any other code adopted by a board, or any other building code or ordinance, for the construction of educational and ancillary facilities and plants whether at the local, county, or state level rule. After January 1, 2001, the UBC will be merged into the Florida Building Code.

(1) In addition to "State Requirements for Educational Facilities, 1999 Volumes I and II 1997," all, or the specific portions cited, of the following building codes are hereby incorporated by reference and made a part of this rule. If there should be conflicting requirements between these codes and "State Requirements for Educational Facilities, 1999 Volumes I and II 1997," the more, or most stringent requirement shall apply.

(a) ACI 318-95, American Concrete Institute, "Building Code Requirements for Structural Concrete and Commentary" 1995, and ACI 530-92, Building Code Requirements for Masonry Structures.

(b) AHERA. Asbestos Hazard Emergency Response Act, 40 CFR, Part 763, as revised July 1, 1995.

(c) AISC. American Institute of Steel Construction Allowable Stress Design Ninth Edition adopted by SBC.

(d) AISI. Specification for the Design of Cold-Formed Steel Structure Members August 1986 Edition with December 1989 Addendum.

(e) ANSI. American National Standards Institute. References to ANSI standards shall be the 1995 edition.

(f) ASCE. American Society of Civil Engineers. References to ASCE 7-98 standards shall be the edition listed in the "State Requirements for Educational Facilities, 1999 1997."

(g) ASHRAE. American Society of Heating, Refrigeration, and Air Conditioning Engineers.

(h) ASTM. American Society for Testing Materials. References to ASTM standards shall be the edition listed in the 1997 edition of the ASTM standards.

(i) DCA. Department of Community Affairs.

1. Florida Americans With Disability Implementation Act, 1993 and the Florida Accessibility Code for Building Construction, October 1997 1994 as adopted by the State Board of Building Codes and Standards which has become the Florida Building Commission.

2. Florida Energy Efficiency Code for Building Construction (FEEC), 1998 Revisions to the 1997 Edition 1993, as adopted by the State Board of Building Codes and Standards under Rule 9B-3.047, FAC.

(j) DOT - AASHTO, American Association of State Highway and Transportation Officials "Standard Specifications for Highway Bridges (1990 English Edition; 1994 Metric Edition) as modified by Florida DOT Structures Design Guidelines for Load and Resistance Factor Design" Revised January 1, 1999 July 1998, as incorporated by reference in Chapter 14, FAC.

(k) FEMA. Federal Emergency Management Agency. Rules and Regulations 44 CFR, Parts 59 and 60, revised as of October 1, 1995, for flood plain criteria governing insurability of facilities constructed in flood plain.

(l) NEC. National Electrical Code, 1996 (NFPA 70).

(m) NFPA. National Fire Protection Association, 1997 1994, NFPA 101, and other NFPA codes as applicable. Exceptions are NFPA 101 Sections 10-2.27 and 10-7.2.27 "Exit Passageways" and where NFPA codes are exceeded by these State Requirements.

(n) OSHA. Occupational Safety and Health Administration, U.S. Department of Labor, 29 CFR as Revised July 1, 1995.

(o) SBC. Standard Building Code, 1997 as adopted by the Department of Community Affairs 1994 with 1996 Revisions, except as may be superseded by these State Requirements.

(p) SGC. Standard Gas Code, 1997 1994 with 1996 Revisions.

(q) SMC. Standard Mechanical Code, 1997 1994 with 1996 Revisions.

(r) SPC. Standard Plumbing Code, 1994 with 1995/96 Revisions.

(s) TMS. The Masonry Society Standards, 1992; TMS 602-92, TMS 402-92.

(t) ~~Commercial Building Standard for Telecommunications Pathways and Spaces, EIA/TIA 569, October 1990.~~

(s) ~~Commercial Building Telecommunications Cabling Standard, TIA/EIA 568 A, October 1995.~~

(2) Copies of the publication "State Requirements for Educational Facilities, 1999 Volumes I and II 1997" are available from the Office of Educational Facilities, Florida Department of Education, Room 1054, Turlington Building, 325 West Gaines Street, Tallahassee, Florida 32399-0400, at a cost to be determined by the Commissioner, but which shall not exceed actual cost. Copies of the codes listed in subsection (1) of this rule are available from the publisher whose location and address are available from Educational Facilities. These codes are readily available to the public upon request at the cost established by the publisher.

Specific Authority Section AXIIS9(a), AXIIS9(d), State Constitution; 215.61(5), 229.053(1), 230.23(9), 230.64, 235.01(2), 235.06, 235.19, 235.211, 235.26, 235.31, 235.32, 239.229, 240.327(1) FS. Law Implemented Section AXIIS9(a), AXIIS9(d), State Constitution; 50.011, 50.021, 50.031, 50.041, 50.051, 50.061, 50.071, 215.61, 230.23(9), 230.33(12)(j), 230.64, 235.011, 235.014, 235.04(1), 235.05, 235.054, 235.055, 235.056, 235.057, 235.06, 235.15, 235.18, 235.19, 235.193, 235.195, 235.211, 235.26, 235.30, 235.31, 235.32, 235.321, 235.34, 235.41, 235.42, 235.435, 236.13, 236.25, 236.35, 236.36, 236.37, 236.49, 237.01, 237.031, 237.40, 239.229, 240.209(3)(a), 240.295, 240.299, 240.319(3)(e)&(f), 240.327, 240.331, 255.0515, 255.20, 267.061, 287.055, 287.0935, 287.133, 440.02, 440.03, 440.10, 440.103, 440.38, 442.004, 442.006, 442.007, 442.0105, 422.019, 422.022, 442.101, 442.109, 442.115, 471.003, 481.229, 489.113(2), 489.125, 553.63, 553.64, 553.71, 553.79, 553.80, 633.025 FS. History-New 10-30-94, Amended 4-28-97.

NAME OF PERSON ORIGINATING PROPOSED RULE: Wayne V. Pierson, Deputy Commissioner for Planning, Budgeting and Management, Department of Education

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Tom Gallagher, Commissioner of Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 18, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 13, 1998

**STATE BOARD OF ADMINISTRATION**

RULE TITLE: Auditing Procedures  
RULE NO.: 19-8.014

PURPOSE AND EFFECT: This rule is promulgated to establish and implement auditing procedures for exposure audits, regarding the Florida Hurricane Catastrophe Fund, for the 1999-2000 contract year.

SUMMARY: Proposed new rule 19-8.014 establishes auditing procedures for exposure audits of the participating insurers in the Florida Hurricane Catastrophe Fund.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: The Board has prepared a statement and found the cost to be minimal.

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.

SPECIFIC AUTHORITY: 215.555(3) FS.

LAW IMPLEMENTED: 215.555(2), (3),(4),(5) FS.

REGARDLESS OF WHETHER OR NOT ONE IS REQUESTED, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 9:00 a.m. – noon, Wednesday, September 29, 1999

PLACE: Room 116 (Hermitage Conference Room), 1801 Hermitage Blvd., Tallahassee, Florida 32308

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jack Nicholson, Chief Operating Officer of the Florida Hurricane Catastrophe Fund, State Board of Administration, P. O. Drawer 13300, Tallahassee, FL 32317-3300; tel.: (850)413-1340

THE FULL TEXT OF THE PROPOSED RULE IS:

**PART I: EXPOSURE AUDITS**

19-8.014 Auditing Procedures.

(1) The purpose of the subsections in this part is to establish the procedures and requirements for audits of covered policy exposure reported by participating insurers in the Florida Hurricane Catastrophe Fund pursuant to the provisions of Section 215.555, Florida Statutes; the reimbursement contract adopted pursuant to Rule 19-8.010; and the records retention requirements adopted pursuant to the rules adopting each contract year's reimbursement premium formula and data call. The procedures and requirements in this rule relate to all the FHCF's participating insurers, which number slightly under 300 for any one contract year. All of the insurers are different. They differ by volume of direct written premium; by whether they are a stock insurer, a mutual insurer, or some other variation; by lines of business written; by their exposure location in the state; by method of selling business, e.g., captive agents, independent agents, direct mail; by whether their internal operations are in-house or serviced by outside

firms; by whether they are a domestic or nationwide insurer; by whether or not they are a member of a group. These differences necessarily require that the FHCF treat each insurer slightly or significantly different depending on the exposure to be audited and how that audit is to be conducted. The procedures and requirements outlined below describe the generally applicable procedures and requirements. Any variation will be handled on a case-by-case basis using the factors outlined above.

(2) Definitions. The following definitions are applicable to the subsections in this part.

(a) "Covered Policies" are those policies defined in Section 215.555(2)(c), Florida Statutes. Covered Policies are further defined in the Reimbursement Contract adopted and incorporated by reference in Rule 19-8.010.

(b) A "participating insurer" is an authorized insurer as defined in Section 624.09(1), Florida Statutes, and entities created pursuant to Section 627.351, Florida Statutes. A participating insurer is required to participate in the Florida Hurricane Catastrophe Fund pursuant to Section 215.555(4)(a), Florida Statutes.

(c) "Reimbursement Contract" means the document adopted by the SBA which defines the conditions and details of reimbursement coverage provided by the FHCF. The Reimbursement Contract is adopted by reference for each contract year in Rule 19-8.010.

(d) The "data call" is the document adopted for each contract year in the rule entitled "Insurer Reporting Requirements" which details the requirements and format for reporting each participating insurer's covered policy exposure.

(e) "Generally accepted auditing standards" have been primarily established for audits of financial statements. However, many of the standards and procedures are applicable to the more limited exposure audits described herein. To the extent that generally accepted auditing standards are applicable to the unique audits performed herein, they are used. Procedures described herein have been adopted in accordance with generally accepted auditing standards.

(f) A participating insurer's "exposure" is its insured exposure for covered policies reported as of June 30 of each contract year by line of business, geographical location, construction type, and deductible amount.

(g) A participating insurer's "reimbursement premium" is the amount of premium paid per \$1,000 of covered policy insured value as determined in accordance with the premium formula adopted pursuant to Section 215.555(5), Florida Statutes.

(h) The "policy sample" which the auditor will use to conduct the audit will be selected in a haphazard manner in accordance with generally accepted auditing standards.

(3) Confidentiality. Pursuant to the provisions of Section 215.557, Florida Statutes, and Section 215.555(4)(f), Florida Statutes, each participating insurer's covered policy exposure is confidential and exempt from the provisions of Section

119.07(1), Florida Statutes, and section 24(a) of Article I of the Florida State Constitution. Since the audits addressed by the subsections in Part I of this rule are audits of each participating insurer's covered policy exposure, any part of the audit report, workpapers, findings, or recommendations which contains such covered policy exposure information, even when the audit is finalized and the audit is closed, will remain confidential and exempt from the public records law and is not a public record.

(4) Audit procedures

(a) The FHCF will send an audit notice to the participating insurer providing the commencement date of the audit, the site of the audit, any accommodation requirements of the auditor, and the reports and data which must be assembled by the participating insurer and forwarded to the FHCF upon request.

(b) The reports and data forwarded to the FHCF upon request are reviewed internally and forwarded to the auditor. If the FHCF receives accurate and complete records as requested, the auditor will contact the participating insurer to inform the insurer as to what policies or other documentation will be required once the auditor is on site. Any records not provided to the auditor in advance shall be made available at the time the auditor arrives on site.

(c) At the conclusion of the auditor's audit and the management review of the auditor's report, findings, recommendations, and workpapers, the FHCF will forward a preliminary draft of the audit report to the participating insurer and require a response from the participating insurer by a date certain as to the audit's findings and recommendations.

(d) If the participating insurer accepts the audit's findings and recommendations, and there is no recommendation for resubmission of the participating insurer's exposure data, the audit report will be finalized and the audit file closed.

(e) If the participating insurer disputes the audit's findings, the areas in dispute will be resolved by a meeting or a conference call between the participating insurer and FHCF management.

(f) If the auditor's recommendation is to resubmit the insurer's exposure data for the contract year in question, then the FHCF will send the participating insurer a letter outlining the process for resubmission and including a deadline for the resubmission to be received by the FHCF's Administrator. Once the resubmission is received by the FHCF's Administrator and reviewed by the FHCF, the FHCF notifies the FHCF's Administrator which then calculates a revised reimbursement premium for the contract year which has been audited and sends an invoice to the participating insurer or refunds reimbursement premium, as the case may be. Once the resubmission has been approved, the audit report will be finalized and the audit file closed.

(g) If the auditor's recommendation is to correct the errors found but not to resubmit the exposure data, then the insurer will be placed on the FHCF's schedule for an audit for the next

statutorily scheduled exposure submission pursuant to Section 215.555(5)(c), Florida Statutes, to ensure that the corrections have been made.

(h) If the participating insurer continues to dispute the audit's findings and/or recommendations and no resolution of the disputed matters is obtained through discussions between the insurer and FHCF management, then the process within the agency is at an end and further administrative remedies may be obtained under Chapter 120, Florida Statutes.

(i) The auditor's list of errors found during the audit or as a result of a resubmission will be made available to the participating insurer upon request. Given that the audit was based on a sample of the insurer's policies rather than the whole universe of the insurer's covered policy exposure, the error list is not intended to provide a complete list of errors but is intended to indicate what covered policy information needs to be reviewed and corrected throughout the participating insurer's book of covered policy business to ensure more complete and accurate reporting in the resubmission if required and for any future submissions.

(5) Costs of the audits. The costs of the audits shall be borne by the SBA. However, in order to remove any incentive for a participating insurer to delay preparations for an audit, the SBA shall be reimbursed by the participating insurer for any audit expenses incurred in addition to the usual and customary costs of the audits, which additional expenses were incurred as a result of the insurer's failure, despite proper notice, to be prepared for the audit or as a result of a insurer's failure to provide requested information in advance of or while the audit is in progress. All requested information must be complete and accurate. The insurer shall be notified of any administrative remedies which may be obtained under Chapter 120, Florida Statutes.

(6) Pursuant to the provisions of Section 215.555(10), Florida Statutes, any violation of the statute or any rules adopted thereunder is a violation of the Florida Insurance Code. Pursuant to the provisions of Section 215.555(11), Florida Statutes, the SBA is authorized to take all actions necessary to enforce the rules and the contract.

Specific Authority 215.555(3) FS. Law Implemented 215.555(2),(3),(4),(5) FS. History--New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Jack Nicholson, Chief Operating Officer, Florida Hurricane Catastrophe Fund, State Board of Administration

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Trustees of the State Board of Administration

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 12, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 18, 1999





**DEPARTMENT OF HEALTH****Board of Medicine**

## RULE TITLE:

Standards for the Use of Controlled

## RULE NO.:

64B8-9.013

Substances for Treatment of Pain

PURPOSE AND EFFECT: The proposed rule is intended to set forth the standards for prescribing, dispensing, and administering controlled substances for the treatment of pain.

SUMMARY: The proposed rule sets forth the standards for physicians in the prescribing, dispensing, and administering controlled substances for those patients experiencing acute or chronic pain.

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

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

SPECIFIC AUTHORITY: 458.309(1) FS.

LAW IMPLEMENTED: 458.326, 458.331(1)(g) FS.

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

TIME AND DATE: 2:00 p.m., or as soon thereafter as can be heard, October 9, 1999

PLACE: Sheraton Suites, 4400 W. Cypress Street, Tampa, FL 33607

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tanya Williams, Executive Director, Board of Medicine/MQA, 2020 Capital Circle, S. E., Bin #C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-9.013 Standards for the Use of Controlled Substances for Treatment of Pain.

(1) Pain management principles.

(a) The Board of Medicine recognizes that principles of quality medical practice dictate that the people of the State of Florida have access to appropriate and effective pain relief. The appropriate application of up-to-date knowledge and treatment modalities can serve to improve the quality of life for those patients who suffer from pain as well as reduce the morbidity and costs associated with untreated or inappropriately treated pain. The Board encourages physicians to view effective pain management as a part of quality medical practice for all patients with pain, acute or chronic, and it is especially important for patients who experience pain as a result of terminal illness. All physicians should become knowledgeable about effective methods of pain treatment as well as statutory requirements for prescribing controlled substances.

(b) Inadequate pain control may result from physicians' lack of knowledge about pain management or an inadequate understanding of addiction. Fears of investigation or sanction by federal, state, and local regulatory agencies may also result in inappropriate or inadequate treatment of chronic pain patients. Physicians should not fear disciplinary action from the Board or other state regulatory or enforcement agencies for prescribing, dispensing, or administering controlled substances including opioid analgesics, for a legitimate medical purpose and that is supported by appropriate documentation establishing a valid medical need and treatment plan. Accordingly, these guidelines have been developed to clarify the Board's position on pain control, specifically as related to the use of controlled substances, to alleviate physician uncertainty and to encourage better pain management.

(c) The Board recognizes that controlled substances, including opioid analgesics, may be essential in the treatment of acute pain due to trauma or surgery and chronic pain, whether due to cancer or non-cancer origins. Physicians are referred to the U.S. Agency for Health Care and Research Clinical Practice Guidelines for a sound approach to the management of acute and cancer-related pain. The medical management of pain including intractable pain should be based on current knowledge and research and includes the use of both pharmacologic and non-pharmacologic modalities. Pain should be assessed and treated promptly, and the quantity and frequency of doses should be adjusted according to the intensity and duration of the pain. Physicians should recognize that tolerance and physical dependence are normal consequences of sustained use of opioid analgesics and are not synonymous with addiction.

(d) The Board of Medicine is obligated under the laws of the State of Florida to protect the public health and safety. The Board recognizes that inappropriate prescribing of controlled substances, including opioid analgesics, may lead to drug diversion and abuse by individuals who seek them for other than legitimate medical use. Physicians should be diligent in preventing the diversion of drugs for illegitimate purposes.

(e) The Board will consider prescribing, ordering, administering, or dispensing controlled substances for pain to be for a legitimate medical purpose if based on accepted scientific knowledge of the treatment of pain or if based on sound clinical grounds. All such prescribing must be based on clear documentation of unrelieved pain and in compliance with applicable state or federal law.

(f) Each case of prescribing for pain will be evaluated on an individual basis. The Board will not take disciplinary action against a physician for failing to adhere strictly to the provisions of these guidelines, if good cause is shown for such deviation. The physician's conduct will be evaluated to a great extent by the treatment outcome, taking into account whether the drug used is medically and/or pharmacologically recognized to be appropriate for the diagnosis, the patient's

individual needs including any improvement in functioning, and recognizing that some types of pain cannot be completely relieved.

(g) The Board will judge the validity of prescribing based on the physician's treatment of the patient and on available documentation, rather than on the quantity and chronicity of prescribing. The goal is to control the patient's pain for its duration while effectively addressing other aspects of the patient's functioning, including physical, psychological, social, and work-related factors. The following guidelines are not intended to define complete or best practice, but rather to communicate what the Board considers to be within the boundaries of professional practice.

(2) Definitions.

(a) Acute Pain. For the purpose of this rule, "acute pain" is defined as the normal, predicted physiological response to an adverse chemical, thermal, or mechanical stimulus and is associated with surgery, trauma, and acute illness. It is generally time-limited and is responsive to opioid therapy, among other therapies.

(b) Addiction. For the purpose of this rule, "addiction" is defined as a neurobehavioral syndrome with genetic and environmental influences that results in psychological dependence on the use of substances for their psychic effects and is characterized by compulsive use despite harm. Addiction may also be referred to by terms such as "drug dependence" and "psychological dependence." Physical dependence and tolerance are normal physiological consequences of extended opioid therapy for pain and should not be considered addiction.

(c) Analgesic Tolerance. For the purpose of this rule, "analgesic tolerance" is defined as the need to increase the dose of opioid to achieve the same level of analgesia. Analgesic tolerance may or may not be evident during opioid treatment and does not equate with addiction.

(d) Chronic Pain. For the purpose of this rule, "chronic pain" is defined as a pain state which is persistent and in which the cause of the pain cannot be removed or otherwise treated. Chronic pain may be associated with a long term incurable or intractable medical condition or disease.

(e) Pain. For the purpose of this rule, "pain" is defined as an unpleasant sensory and emotional experience associated with actual or potential tissue damage or described in terms of such damage.

(f) Physical Dependence. For the purpose of this rule, "physical dependence" on a controlled substance is defined as a physiologic state of neuro-adaptation which is characterized by the emergence of a withdrawal syndrome if drug use is stopped or decreased abruptly, or if an antagonist is administered. Physical dependence is an expected result of opioid use. Physical dependence, by itself, does not equate with addiction.

(g) Pseudoaddiction. For the purpose of this rule, "pseudoaddiction" is defined as a pattern of drug-seeking behavior of pain patients who are receiving inadequate pain management that can be mistaken for addiction.

(h) Substance Abuse. For the purpose of this rule, "substance abuse" is defined as the use of any substances for non-therapeutic purposes or use of medication for purposes other than those for which it is prescribed.

(i) Tolerance. For the purpose of this rule, "tolerance" is defined as a physiologic state resulting from regular use of a drug in which an increased dosage is needed to produce the same effect, or a reduced effect is observed with a constant dose.

(3) Guidelines. The Board has adopted the following guidelines when evaluating the use of controlled substances for pain control:

(a) Evaluation of the Patient. A complete medical history and physical examination must be conducted and documented in the medical record. The medical record should document the nature and intensity of the pain, current and past treatments for pain, underlying or coexisting diseases or conditions, the effect of the pain on physical and psychological function, and history of substance abuse. The medical record also should document the presence of one or more recognized medical indications for the use of a controlled substance.

(b) Treatment Plan. The written treatment plan should state objectives that will be used to determine treatment success, such as pain relief and improved physical and psychosocial function, and should indicate if any further diagnostic evaluations or other treatments are planned. After treatment begins, the physician should adjust drug therapy to the individual medical needs of each patient. Other treatment modalities or a rehabilitation program may be necessary depending on the etiology of the pain and the extent to which the pain is associated with physical and psychosocial impairment.

(c) Informed Consent and Agreement for Treatment. The physician should discuss the risks and benefits of the use of controlled substances with the patient, persons designated by the patient, or with the patient's surrogate or guardian if the patient is incompetent. The patient should receive prescriptions from one physician and one pharmacy where possible. If the patient is determined to be at high risk for medication abuse or have a history of substance abuse, the physician may employ the use of a written agreement between physician and patient outlining patient responsibilities, including, but not limited to:

1. urine/serum medication levels screening when requested;
2. number and frequency of all prescription refills; and
3. reasons for which drug therapy may be discontinued (i.e., violation of agreement).

(d) Periodic Review. At reasonable intervals based on the individual circumstances of the patient, the physician should review the course of treatment and any new information about the etiology of the pain. Continuation or modification of therapy should depend on the physician's evaluation of progress toward stated treatment objectives such as improvement in patient's pain intensity and improved physical and/or psychosocial function, i.e., ability to work, need of health care resources, activities of daily living, and quality of social life. If treatment goals are not being achieved, despite medication adjustments, the physician should reevaluate the appropriateness of continued treatment. The physician should monitor patient compliance in medication usage and related treatment plans.

(e) Consultation. The physician should be willing to refer the patient as necessary for additional evaluation and treatment in order to achieve treatment objectives. Special attention should be given to those pain patients who are at risk for misusing their medications and those whose living arrangements pose a risk for medication misuse or diversion. The management of pain in patients with a history of substance abuse or with a comorbid psychiatric disorder may require extra care, monitoring, documentation, and consultation with or referral to an expert in the management of such patients.

(f) Medical Records. The physician is required to keep accurate and complete records to include, but not be limited to:

1. the medical history and physical examination;
2. diagnostic, therapeutic, and laboratory results;
3. evaluations and consultations;
4. treatment objectives;
5. discussion of risks and benefits;
6. treatments;
7. medications (including date, type, dosage, and quantity prescribed);
8. instructions and agreements; and
9. periodic reviews.

Records must remain current and be maintained in an accessible manner and readily available for review.

(g) Compliance with Controlled Substances Laws and Regulations. To prescribe, dispense, or administer controlled substances, the physician must be licensed in the state and comply with applicable federal and state regulations. Physicians are referred to the Physicians Manual: An Informational Outline of the Controlled Substances Act of 1970, published by the U.S. Drug Enforcement Agency, for specific rules governing controlled substances as well as applicable state regulations.

Specific Authority 458.309(1) FS. Law Implemented 458.326, 458.331(1)(g) FS. History--New.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Medicine

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Medicine  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 7, 1999  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 21, 1999

**DEPARTMENT OF HEALTH**

**Board of Orthotists and Prosthetists**

RULE TITLE: Definitions  
RULE NO.: 64B14-3.001  
PURPOSE AND EFFECT: The purpose of the Rule 64B14-3.001 is to implement chapter 468, Part XIV.  
SUMMARY: Definitions of terms used in implementing rules.  
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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

SPECIFIC AUTHORITY: 468.802, 455.717(1) FS.  
LAW IMPLEMENTED: 468.802, 468.803, 468.805, 468.807, 468.808, 468.809, 455.717(1) FS.

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

TIME AND DATE: 9:00 a.m., September 20, 1999  
PLACE: Room 324, Collins Building, 107 W. Gaines Street, Tallahassee, FL 32310

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe Baker, Jr., Executive Director, Board of Orthotists and Prosthetists, 2020 Capital Circle, Southeast, Bin #C06, Tallahassee, Florida 32399-3259

THE FULL TEXT OF THE PROPOSED RULE IS:

64B14-3.001 Definitions.

(1) Orthotics/Prosthetics – the entire practice of orthotics and prosthetics, to include pedorthics, but may apply to a single level of license where appropriate.

(2) ABC – American Board for Certification in Orthotics and Prosthetics, Inc.

(3) Actively Practicing – working in the field of orthotics/prosthetics at least 30 hours per week.

(4) Adjust – to modify or reposition components of a device to increase its function, fit, or comfort.

(5) Arch Support – a device used in the shoe to provide foot comfort by increasing support but does not apply therapeutic forces.

(6) Assemble – to join components, either prefabricated or custom made into a device to be applied to a patient.

(7) BCP – Board for Certification in Pedorthics, Inc.

(8) BOC – Board for Orthotist/Prosthetist Certification, Inc.

(9) CAAHEP – Commission on Accreditation of Allied Health Education Programs.

(10) Consultation – the offering of information aimed at the resolution of a perceived problem.

(11) Design – to conceive and plan the fabrication of a device, using components or materials, to achieve a specific function.

(12) Direct Supervision – supervision while the qualified supervisor is on the premises.

(13) Evaluate – to make observational, verbal, or manual determinations of the function of the musculoskeletal or neuromuscular system relative to orthotics and prosthetics, including, but not limited to, range of motion of a joint, motor power, postural attitudes, biomechanical function, locomotion, surgical interventions, or functional abilities, for the purpose of making recommendations for treatment.

(14) Fabricate – to modify or combine materials and components in their original or altered state to create an orthosis or prosthesis which will be applied to a patient.

(15) Fit – to modify or alter the contour, shape, volume, stiffness, or position of a device to change its function or comfort.

(16) General Supervision – supervision where the qualified supervisor is accessible at all times by two way communication, which enables the supervisor to respond to an inquiry when made and to be readily available for consultation during the delivery of care; and is within commuting distance in reasonable geographical proximity.

(17) Initial Training – instructing the patient in the use of orthotic or prosthetic devices.

(18) Internship – professional experience that meets the requirement of Rule 64B14-4.100.

(19) Measure – to capturing the image or dimensions of the body by any means, including optical, mechanical, radiographic, ultrasonic, magnetic, or electronic.

(20) Minor Modification – adjustment of prefabricated devices to increase patient comfort, but does not include changes to the design or contours of the device.

(21) NCOPE – National Commission on Orthotics and Prosthetics Education.

(22) One year of work experience – 1900 hours of work in the field of orthotics/prosthetics, completed in no less than 10 months.

(23) Prefabricated – made to a standard size or for a generalized model not based on a particular patient’s measurements or image.

(24) Prosthetic Fillers – soft inserts used in the shoe to replace the amputated portion of the forefoot for cosmesis and comfort but not for increased function.

(25) Residency – a training program that meets the requirements of Rule 64B14-4.100.

(26) Shoe Modification – additions to footwear that alter the forces applied to the foot, making the footwear therapeutic.

(27) Soft – composed of materials such as fabric or foams having a porous cellular structure without any rigid support either internal or external other than flexible supports used to maintain proper fit.

(28) Therapeutic – applying forces to the body to modify structural, alignment correct a deformity or alleviate pain.

Specific Authority 468.802, 455.717(1) FS. Law Implemented 468.802, 468.803, 468.805, 468.807, 468.808, 468.809, 455.717(1) FS. History–New

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Orthotists and Prosthetists  
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Orthotists and Prosthetists  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 10, 1999  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 5, 1999

**DEPARTMENT OF HEALTH**

**Board of Orthotists and Prosthetists**

RULE TITLES:	RULE NOS.:
Approved Examinations	64B14-4.001
Requirements for Prosthetic or Orthotic Residency or Internship	64B14-4.100
Requirements for Orthotic Fitter, Orthotic Fitter Assistant and Pedorthic	64B14-4.110

PURPOSE AND EFFECT: The purpose of the rules are to implement 468.803 FS.

SUMMARY: The rules implement the requirements for licensure by examination, requirements for prosthetic or orthotic residency or intership, and requirements for orthotic fitter, orthotic fitter assistant and pedorthic licensure.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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

SPECIFIC AUTHORITY: 455.574(1)(c), 468.802, 468.803(2), 468.805(3) FS.

LAW IMPLEMENTED: 455.574(1)(c), 468.803(2), 468.805(3), 468.803 FS.

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

TIME AND DATE: 9:00 a.m., September 20, 1999

PLACE: Room 324, Collins Building, 107 W. Gaines Street, Tallahassee, FL 32310

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Joe Baker, Jr., Executive Director, Board of Orthotists and Prosthetists, 2020 Capital Circle, Southeast, Bin #C06, Tallahassee, Florida 32399-3259

THE FULL TEXT OF THE PROPOSED RULES IS:

64B14-4.001 Approved Examinations.

(1) The board accepts the examination results of the following nations standards organization in lieu of administering a state examination:

(a) Orthotist, prosthetist, prosthetist/orthotist – the ABC examination

(b) Pedorthist – the BCP examination.

(c) Orthotic Fitter, Orthotic Fitter Assistant – Surgical Appliance Institute and CAMP Institute of Applied Technology examination.

(2) The board approves the following examinations for licensure pursuant to Section 468.805:

(a) Orthotist prosthetist, prosthetist/orthotist – the written and written simulation modules of the ABC examination.

(b) Pedorthist – the BCP examination

Specific Authority 455.574(1)(c), 468.802, 468.803(2), 468.805(3) FS. Law Implemented 455.574(1)(c), 468.803(2), 468.805(3) FS. History–New

64B14-4.100 Requirements for Prosthetic or Orthotic Residency or Internship.

(1) To meet the requirements for licensure as an orthotist or prosthetist, the applicant must document an internship that meets the requirements of this rule, or must complete a residency program accredited by NCOPE. An applicant for combined licensure as a prosthetist/orthotist must document a discrete internship in each field.

(2) An internship must consist of 1900 hours of orthotic or prosthetic experience practicing under the supervision of a licensed or ABC-certified orthotist or prosthetist, respectively. The internship must be of sufficient variety and volume to afford the intern adequate educational experience in orthotics or prosthetics to include clinical assessment, patient management, technical implementation, practice management and professional responsibility in the acute, rehabilitative and chronic phases of the care of pediatric, adult and geriatric populations. This shall include experience in lower extremity, upper extremity and spinal orthoses, or upper and lower extremity prostheses. Each intern shall keep a daily patient log, subject to audit by the Board.

(3) Clinical experience in prosthetics and orthotics, to satisfy the requirements of internship or to satisfy the experience requirements of Section 468.803(4), F.S., may not be achieved concurrently.

Specific Authority 468.802, 468.803 FS. Law Implemented 458.803 FS. History–New

64B14-4.110 Requirements for Orthotic Fitter, Orthotic Fitter Assistant and Pedorthic.

(1) Requirements for Licensure as an Orthotic Fitter. The applicant must demonstrate:

(a) Successful completion of the 32-hour CAMP Institute of Applied Technology or the 32-hour Surgical Appliance Industries orthotics course and examination, and completion of an approved eight hour course in custom-molded shoes.

(b) Two years experience as an orthotic fitter assistant under the direct supervision of a licensed orthotist, licensed fitter, or an orthotist certified by ABC.

(2) Requirements for Licensure as an Orthotic Fitter Assistant. The applicant must demonstrate successful completion of the 32-hour CAMP Institute of Applied Technology or the 32-hour Surgical Appliance Industries orthotics course and examination, and completion of an approved eight hour course in custom-molded shoes.

(3) Requirements for Licensure as a Pedorthist.

(a) The minimum 120 hours of training must meet the following requirements:

1. The training must take place in a program approved by BCP.

2. The training must include the five major domains: pedorthic assessment, techniques and applications, patient management, practice management and professional responsibility.

(b) The internship must consist of 80 hours of pedorthic work experience under the direct supervision of a licensed orthotist, licensed pedorthist, an orthotist certified by ABC, or a pedorthist certified by BCP.

Specific Authority 468.802, 468.803 FS. Law Implemented 458.803 FS. History–New

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Orthotists and Prosthetists

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Orthotists and Prosthetists

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 10, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 5, 1999

**DEPARTMENT OF HEALTH**

**Division of Medical Quality Assurance – Midwifery**

RULE TITLES:	RULE NOS.:
Endorsement Fee	64B24-3.004
Initial License Fee	64B24-3.005
Active Biennial Renewal Fee	64B24-3.007
Inactive Renewal Fee	64B24-3.016

PURPOSE AND EFFECT: To raise endorsement, initial license, active biennial and inactive renewal fees to the statutory maximum as directed by the Council of Licensed Midwifery.

SUMMARY: The rule establishes the fees necessary to implement Section 467.0135, Florida Statutes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No statement of estimated regulatory cost has been prepared.

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 within 21 days of this notice.

SPECIFIC AUTHORITY: 467.005, 467.0135, 455.711(3) FS.

LAW IMPLEMENTED: 467.0135(6), 467.0135(2), 467.0135(3), 455.711 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE HEAD, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 8:30 a.m., September 20, 1999

PLACE: 1309 Winewood Boulevard, Building 6, Room 240, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: William Buckhalt, Department of Health, Medical Quality Assurance, 2020 Capital Circle, S. E., Bin #C06, Tallahassee, Florida 32399-1703, (850)488-6044

THE FULL TEXT OF THE PROPOSED RULE IS:

64B24-3.004 Endorsement Fee.

The endorsement fee shall be \$500 ~~\$250~~.

Specific Authority 467.005, 467.0135 FS. Law Implemented 467.0135(6) FS. History--New 1-26-94, Formerly 61E8-3.004, Amended 8-15-95, Formerly 59DD-3.004, Amended 12-23-97, \_\_\_\_\_.

64B24-3.005 Initial License Fee.

The initial license fee whether by examination or endorsement shall be \$500 ~~\$150~~.

Specific Authority 467.005 FS. Law Implemented 467.0135(2) FS. History--New 1-26-94, Formerly 61E8-3.005, Amended 8-15-95, Formerly 59DD-3.005, Amended \_\_\_\_\_.

64B24-3.007 Active Biennial Renewal Fee.

The active biennial renewal fee shall be \$500 ~~\$250~~.

Specific Authority 467.005, 467.0135 FS. Law Implemented 467.0135(3) FS. History--New 1-26-94, Formerly 61E8-3.007, Amended 8-15-95, Formerly 59DD-3.007, Amended 12-23-97, \_\_\_\_\_.

64B24-3.016 Inactive Renewal Fee.

The inactive renewal fee is \$500 ~~\$100~~.

Specific Authority 455.711(3), ~~455.271(5)~~ FS. Law Implemented 455.711-~~455.271~~ FS. History--New 8-15-95, Formerly 59DD-3.016, Amended 12-23-97, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: William Buckhalt, Executive Director on behalf of the Council on Licensed Midwifery

NAME OF PERSON OR SUPERVISOR WHO APPROVED PROPOSED RULE: Gloria Henderson, Director, Division of Medical Quality Assurance

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 22, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 23, 1999

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

#### DEPARTMENT OF EDUCATION

##### State Board of Education

RULE NO.: 6A-1.0996  
RULE TITLE: Graduation Requirements for  
Certain Exceptional Students  
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. 25, No. 27, dated July 9, 1999, issue of the Florida Administrative Weekly.

The rule has been transferred from Chapter 6A designated as State Board of Education to Chapter 6 designated as Commissioner of Education. The rule will be renumbered as 6-1.0996.

#### DEPARTMENT OF EDUCATION

##### State Board of Education

RULE NO.: 6A-7.042  
RULE TITLE: Responsibilities for the  
School Food Service Program  
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. 25, No. 27, dated July 9, 1999, issue of the Florida Administrative Weekly.

The rule has been transferred from Chapter 6A designated as State Board of Education to Chapter 6 designated as Commissioner of Education. The rule will be renumbered as 6-7.042.

#### DEPARTMENT OF COMMUNITY AFFAIRS

##### Division of Housing and Community Development

RULE NO.: 9B-7.0042  
RULE TITLE: Florida Assessibility Code for  
Building Construction

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the above-referenced rule since its appearance in the June 11, 1999, edition of the Florida Administrative Weekly.

The back-up documentation was changed in the following manner:

1. Section 4.17.3 (Exception: New Construction) of the 1997 Florida Accessibility Code for Building Construction was amended to include the language “(see Fig. 30(e))”.

2. Language and cross-hatching were added to the three drawings in Figure 30(e) to clarify the clear floor space requirement. Dimensions were also added to the drawings. The language at the bottom of Figure 30(e) was changed to read as follows:

In new construction, a lavatory shall be provided within the accessible toilet stall. The lavatory shall not encroach into the required clear floor space for the water closet. See Figure 30(a) for the required clear floor space for the water closet. The location shown for the lavatory is only one of many possible locations within the accessible toilet stall. The water closet shall be located in the corner diagonal to the door. The toilet stall door shall not swing into the required clear floor space for any fixture. Flush control shall comply with section 11.4.16.5.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Florida State Boxing Commission**

RULE NOS.:	RULE TITLES:
61K1-1.001	Purpose, Applicability and Scope of Rules
61K1-1.0023	Commission, Commission Employees, Duties and Responsibilities; Deputy Commissioners
61K1-1.0024	Medical Advisory Council
61K1-1.0025	Executive Director, Duties and Responsibilities
61K1-1.0027	Commission Representatives, Duties and Responsibilities
61K1-1.0028	Chief Inspector, Inspectors, Duties and Responsibilities
61K1-1.003	Licenses, Permits; Requirement, Procedure and Period, Fee
61K1-1.0035	Insurance
61K1-1.004	Weight Classes; Weigh-In; Pre-Match Physical of Participant and Referee
61K1-1.005	Promoter and Matchmaker; Licensing and Bond; Duties and Conduct

61K1-1.006	Arena Equipment; Ring Requirements; Floor Plan and Apron Seating; Emergency Medical and Other Equipment and Services
61K1-1.012	Participant; License; Conduct and Other Requirements
61K1-1.013	Judge; License and Duties
61K1-1.019	Referee; License and Duties
61K1-1.037	Post-Match Physical Requirements; Suspensions
61K1-1.070	Administrative Complaints

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. 25, No. 1, of the January 8, 1999, issue of the Florida Administrative Weekly:

61K1-1.001 Purpose, Applicability and Scope of Rules.

(1) through (2) No change.

(3) All forms referenced in these rules may be obtained by contacting, and shall be filed with, Executive Director Secretary, Florida State Boxing Athletic Commission, 1940 North Monroe Street, Tallahassee, Florida 32399-1016.

Specific Authority 548.003 FS. Law Implemented 548.004, 548.006, 548.007 FS. History—New 2-7-85, Formerly 7F-1.01, Amended 4-6-89, 1-1-90, Formerly 7F-1.001, Amended 9-10-95\_\_\_\_\_.

(Substantial rewording of Rule 61K1-1.0023 follows. See Florida Administrative Code for present text.)

61K1-1.0023 Commission, Commission Employees, Duties and Responsibilities; Deputy Commissioners.

(1) A meeting of the commission shall be convened, after the executive director gives notice as required by chapters 120 and 286, F.S., upon the call of the chairman or at least three members of the commission. The location of the meeting shall be determined by a majority of the commission. Under no circumstances shall a meeting of the commission occur unless notice has been made as required in chapters 120 and 286, F.S.

(2) At the first meeting after June 1 of each year, the commission shall elect a chairman and vice-chairman from among its membership.

(3) No member or employee of the commission shall be a member of, belong to, contract with, or receive any compensation from, any person or entity who sanctions, arranges, or promotes professional boxing or who otherwise has a financial interest in an active boxer currently registered with a boxing registry.

(4) No commissioner shall represent to another person or organization that he is acting for or representing the commission unless he has first obtained the authority of the commission to so act or represent.



(5) No member or employee of the commission shall supervise a boxing event in another state, except as authorized by s. 548.003(7), F.S.

Specific Authority 548.003 FS. Law Implemented 548.003, 548.004, 548.006, 548.011, 548.025, 548.035, 548.054, 548.056, 548.07, 548.071, 548.073 FS. History--New 4-6-89, Amended 8-28-89, Formerly 7F-1.0023, Amended \_\_\_\_\_.

(Substantial rewording of Rule 61K1-1.0024 follows. See Florida Administrative Code for present text.)

61K1-1.0024 Medical Advisory Council; ~~Duties and Responsibilities.~~

A meeting of the council shall be convened, after the executive director gives notice as required by chapters 120 and 286, F.S., upon the call of the chairman of the commission, three members of the commission or the executive director to consider such matters as requested by the commission. The location of the meeting shall be determined by a majority of the council. Under no circumstances shall a meeting of the council occur unless notice has been made as required in chapters 120 and 286, F.S.

Specific Authority 548.003 FS. Law Implemented 548.046 FS. History--New 4-6-89, Formerly 7F-1.0024, Amended \_\_\_\_\_.

61K1-1.0025 Executive Director Secretary, Duties and Responsibilities.

~~(1) The executive secretary of the commission is designated as a deputy commissioner and commission representative. The executive director secretary shall:~~

- (a) through (d) No change.
- (e) Attend all meetings of the commission;
- (f) through (g) No change.

(h) Ensure that all matches are conducted in accordance with the provisions of chapter 548, F.S., and the rules set forth herein. This shall include appointing or causing to be appointed licensed match officials, in accordance with the criteria established within these rules, and reviewing and approving or disapproving a match or fight card based on weights, abilities, records or physical condition of the prospective participants. The executive ~~director secretary~~ shall not approve a match where it is reasonable to assume, based on weights, abilities, records or physical condition of the prospective participants, that the match would not be competitive, would be ~~unreasonably~~ physically unsafe for one or both participants, would be in conflict with the suspension requirements imposed by any other jurisdiction's boxing commission against one or both participants, except as provided for in Pub. L. 104-272, October 9, 1996, as set forth in Title 15, Section 6306(b), USCA, or would not be in the best interest of the sport or the welfare of the public;

- (i) through (j) No change.
- (2) through (4) No change.

Specific Authority 548.003 FS. Law Implemented 548.004, 548.006, 548.056 FS. History--New 4-6-89, Amended 1-1-90, Formerly 7F-1.0025, Amended 9-10-95, \_\_\_\_\_.

(Substantial rewording of Rule 61K1-1.0027 follows. See Florida Administrative Code for present text.)

61K1-1.0027 Commission Representatives, Duties and Responsibilities.

(1) A commission representative shall be appointed by the commission or the executive director for the purpose of supervising or assisting in the supervision of a match regulated under chapter 548, F.S., and such other duties as described herein. The following process and criteria will be used to select commission representatives:

(a) Any person desiring to become a commission representative must submit a State of Florida OPS employment application which may be obtained by writing to the Florida State Boxing Commission, 1940 North Monroe Street, Tallahassee, Florida 32399-1016. Any person desiring to assist the commission by attending closed circuit telecasts and accumulating information for the commission to use in the collection of taxes, needs only to contact the commission by writing to the commission address set forth above.

(b) Commission representatives will be appointed to perform a variety of functions such as supervising at weigh-ins and boxing events in the absence of the executive director, coordinate events at weigh-ins and boxing events, travel to closed circuit venues and audit ticket sales for tax purposes and attend meetings when requested by the commission or executive director.

(c) Recognizing that commission representatives require expertise in a variety of disciplines, each will be appointed to serve in positions in accordance with the particular expertise each commission representative possesses.

1. Commission representatives desiring to work boxing events will be referred to as District Coordinators.

2. Commission representatives desiring to be assigned to a closed circuit venue for the purpose of auditing ticket sales for taxes will be referred to as Commission Representatives and must be familiar with their duties and responsibilities as provided on Form BPR-0009-482, entitled Report Of Ticket Sales By Commission Representative For A Closed Circuit Telecast, incorporated herein by reference and effective May, 1993, and a form entitled Instruction Sheet For Form BPR-0009-482, Commission Representative's Report For Closed Circuit Event. A commission representative appointed to represent the commission at a facility during the telecast of a closed circuit match or program of matches shall be responsible for the following:

a. Arriving at the facility prior to the opening of the gates so as to become familiar with the layout of the facility and determine how many employees of the facility are present;

b. Taking a position at a location from which the number of customers being admitted to the facility can be observed and counted;

c. Ensuring that no person is admitted to the facility to view the telecast unless a ticket stub is deposited in the ticket stub container or unless such person is an employee of the facility and is actively working during the telecast;

d. Observing the telecast or portions of the telecast and reporting the quality of the picture and sound;

e. Reporting the refunding of any tickets; and

f. Completing Form BPR-0009-482, entitled Report Of Ticket Sales By Commission Representative For A Closed Circuit Telecast with an effective date of May 1993, and submitting such report to the commission office within 24 hours after the conclusion of the telecast. A commission representative, while representing the commission at a closed circuit telecast, shall not require or request that the operator or owner of the facility allow the complimentary admittance of any other person.

(2) The commission representative shall be responsible for immediately notifying the executive director of any violation of any person under the jurisdiction of the commission or of problems that, if unresolved, could cause the cancellation of a match or any matter which could reasonably be anticipated to negatively affect the health of a participant or the safety or welfare of the public.

Specific Authority 548.003 FS. Law Implemented 548.006, 548.045, 548.046, 548.057 FS. History--New 4-6-89, Amended 8-28-89, 1-1-90, 5-13-90, Formerly 7F-1.0027, Amended 9-10-95,\_\_\_\_\_.

(Substantial rewording of Rule 61K1-1.0028 follows. See Florida Administrative Code for present text.)

61K1-1.0028 Chief Inspector, Inspectors, Duties and Responsibilities.

(1) The executive director shall appoint a minimum of one chief inspector for each program of matches for the purpose of overseeing and coordinating the activities occurring in the dressing rooms with the activities occurring at ringside and the television coordinator as appropriate. The following process and criteria will be used to select chief inspectors:

(a) Any person desiring to become a chief inspector shall submit a State of Florida OPS employment application which may be obtained by writing to the Florida State Boxing Commission at 1940 North Monroe Street, Tallahassee, Florida 32399-1016.

(b) The duties of a chief inspector are:

1. Enforce the rules regarding handwraps, glove weights and types, approved substances and equipment and supplies that must be in the corner during a match, conduct of the seconds in the corner during the match, how a fight may be stopped by the chief second, and anti-doping test administration.

2. Have available and in good working condition two-way radios, drug testing kits, tape, pens and gloves.

(2) The chief inspector shall appoint a minimum of four inspectors for each program of matches for the purpose of overseeing, directing and controlling the activities occurring in the dressing room and at ringside. The following process and criteria will be used to select the inspectors:

(a) Any person desiring to become an inspector shall submit a State of Florida OPS employment application which may be obtained by writing to the Florida State Boxing Commission at 1940 North Monroe Street, Tallahassee, Florida 32399-1016.

(b) Applicants for inspector must:

1. Be knowledgeable of the rules governing handwraps, glove weights and types, approved substances and equipment and supplies that must be in the corner;

2. Be able to observe, assimilate and react to a variety of complex situations;

3. Be able to work in a highly stressful environment with a known deadline;

4. Be able to work as a team member while exhibiting a demeanor of control of the dressing room area and the activities of the seconds at ringside;

5. Be knowledgeable of the rules governing the conduct of the seconds in the corner;

6. Be knowledgeable of the rules governing how a fight may be stopped by the chief second;

7. Be knowledgeable and proficient regarding anti-doping test administration; and

8. Have participated as an unofficial inspector for a minimum of 4 events.

(c) The duties of an inspector are to enforce the rules regarding handwraps, glove weights and types, approved substances, equipment and supplies that must be in the corner during a match, conduct of the seconds in the corner during the match, how a fight may be stopped by the chief second, and anti-doping test administration.

Specific Authority 548.003 FS. Law Implemented 548.006 FS. History--New 4-6-89, Amended 8-28-89, Formerly 7F-1.0028, Amended \_\_\_\_\_.

61K1-1.003 Licenses, Permits; Requirement, Procedure and Period, Fee.

(1) License; Requirement, Procedure and Period, Fee.

(a) No change.

(b) Licensing Procedure and Period.

1. All applications for a license shall be in writing on a form provided by the commission, verified by the applicant, complete and have any required attachments, and accompanied by the required fee. An applicant for a license as an announcer, booking agent, judge, matchmaker, referee, representative of a booking agent, second, timekeeper or trainer shall utilize Form BPR-000908-450, entitled Application for License, incorporated herein by reference and effective \_\_\_\_\_ October, 1994. An applicant for a license as a manager shall utilize Form BPR-000908-492, entitled Application for

Manager License, incorporated herein by reference and effective ~~October, 1994~~. An applicant for a license as a physician shall utilize Form BPR-~~000908-470~~, entitled Application for Physician License, incorporated herein by reference and effective ~~July, 1993~~. An applicant for a license as a promoter or foreign copromoter shall utilize Form BPR-~~000908-452~~, entitled Application for Promoter or Foreign Copromoter License, incorporated herein by reference and effective ~~May, 1993~~. An applicant for a license as a participant shall utilize Form BPR-~~000908-467~~, entitled Application for Participant License, incorporated herein by reference and effective ~~May, 1993~~.

2. Upon receipt of an application for a license, the ~~application executive secretary shall be reviewed by the executive director the application~~ and, if the application is in compliance with the requirements of chapter 548, F.S., and the rules set forth herein, ~~the executive director shall cause the a temporary license shall to be issued pending final approval by the commission he shall issue the license. If it is determined the executive secretary determines that the application is not in compliance, he shall notify the applicant shall be immediately notified and advised of and set forth the reasons for the his finding that the application is not in compliance.~~

3. No change.

(c) No change.

(2) Permit; Requirement, Procedure and Period, Fee.

(a) No change.

(b) Permit Applications ~~Permitting Procedure and Period.~~

1. ~~Each application for a permit shall be in writing on a form provided by the commission, verified by the applicant, complete and have any required attachments, and accompanied by the required fee. The application for permit accompanied by the required fees shall be required to be on file with the commission at least seven calendar days prior to the scheduled program of matches. An applicant for a permit shall utilize Form BPR-000908-454, entitled Application for Permit, incorporated herein by reference and effective July, 1996 May, 1990.~~

2. No change.

3. The promoter or matchmaker shall be required to provide the proposed fight card not later than 7 calendar days prior to the proposed date of the program. The promoter or matchmaker will be allowed to propose additional matches until 12 noon on the day prior to the scheduled program of matches. After such time, matches may only be proposed if records can be verified to the satisfaction of the executive director and prior to the conclusion of the weigh-in. At the conclusion of the weigh-in no further matches may be proposed or approved shall advise the Executive Director verbally of the names of the proposed participants or shall submit Form BPR 08 456, entitled Proposed Fight Card, incorporated herein by reference and effective May, 1990. The executive ~~director secretary~~ shall review the proposed fight

card and, if he determines that all the proposed matches meet the requirements of chapter 548, F.S., and the rules set forth herein, he shall approve the proposed fight card or match(s). If the executive ~~director secretary~~ determines that the proposed fight card or match(s) is not in compliance with chapter 548, F.S., or the rules set forth herein, he shall not approve the proposed fight card and shall immediately advise the promoter or matchmaker that the proposed fight card has been disapproved and the reasons for the disapproval.

4. All other pre-match requirements of the promoter described in chapter 548, F.S., and the rules set forth herein shall be accomplished before final approval is given and the permit issued. ~~The final approval of the permit shall not be given unless the executive secretary or commission representative has observed that all requirements related to facilities, equipment, personnel, licensing and approvals, and procurement of insurance have been met by the promoter. Immediately upon determining that the promoter has met all the requirements as set forth herein, the executive secretary shall issue the permit.~~ If the executive ~~director secretary~~ or commission representative determines that the promoter is not in compliance with the requirements set forth above, the executive ~~director secretary~~ shall rescind the tentative approval of the permit and the program of matches shall be canceled. If the program of matches is canceled, all tickets shall be refunded in accordance with the refund provisions set forth in s. 548.066, F.S.

5. A permit shall only be valid for the program of matches for which it was issued. A new permit shall be required for each program of matches. ~~If, after the payment of the permit fee to the commission, a program of matches is canceled for any reason, whether by the promoter or the commission, the permit fee shall not be refunded, provided however, that the fee shall be refunded if the cancellation by the commission was the result of an error made by the commission and which was through no fault of the promoter.~~

(c) No change.

Specific Authority 548.003 FS. Law Implemented 548.006, 548.011, 548.012, 548.013, 548.014, 548.017, 548.021, 548.025, 548.026, 548.028, 548.032, 548.035, 548.045, 548.046, 548.057, 548.066 FS. History—New 2-7-85, Amended 11-24-85, Formerly 7F-1.03, Amended 4-6-89, 8-28-89, 5-13-90, Formerly 7F-1.003, Amended 9-10-95,\_\_\_\_\_.

61K1-1.0035 Insurance.

(1) Each participant in a match held in Florida shall be covered by insurance for medical, surgical and hospital care for injuries sustained while engaged in a match as described in s. 548.049, F.S. Said coverage shall be for an amount not less than ~~\$5,000~~ \$2,500 for each participant. In addition, each participant shall have life insurance for an amount not less than \$5,000 covering death caused by injuries received while engaged in a bout.

(2) The promoter for the match shall be responsible for providing evidence of acquiring the insurance coverage described above and filing with the commission written

evidence of insurance no later than ~~the weigh-in 72 hours prior to the date of the match~~. Such evidence of insurance shall specify, at a minimum, the name of the insurance company, the insurance policy number, the effective date of the coverage and evidence that each participant is covered by the insurance. Any deductible associated with the insurance policy shall be paid by the promoter and shall not be paid by or charged to the participant.

(3) No change.

Specific Authority 548.003 FS. Law Implemented 548.006, 548.049, 548.071 FS. History—New 10-16-88, Amended 8-28-89, Formerly 7F-1.0035, Amended \_\_\_\_\_.

61K1-1.004 Weight Classes; Weigh-In; Pre-Match Physical of Participant and Referee.

(1) No change.

(2) Weigh-In.

(a) Participants in matches shall be weighed on the same scale at a time and place to be determined by the commission representative, in the presence of the opponent and a commission representative, provided however, that if a participant fails to arrive at the weigh-in at the time and place determined by the commission, the opponent of such participant shall be permitted to be weighed without the need for the participant to observe the weighing in of his opponent, provided however that the participant who arrived at the weigh-in on time does not lose his privilege of observing the weighing in of his opponent. The weigh-in shall occur no sooner than 4:00 p.m. the day preceding the date of the program of matches 12 hours or less prior to the scheduled starting time of the first match of the program of matches, provided however, that where a program of matches is scheduled to begin between 12:00 noon and 3:00 p.m., the executive secretary, if requested by the promoter, shall approve an early weigh in time of 8:00 p.m. or later the evening before the day of the program of matches. When such early weigh in time is approved, the promoter shall be required to pay actual expenses of all officials and employees of the commission for the additional day of lodging and meals which was required in order to accommodate the promoter's request for the early weigh in. In the event that the early weigh in requires a more costly mode of transportation due to conflicting schedules related to another program of matches, the promoter shall be required to pay the difference in transportation cost for officials and employees of the commission. Substitution of a participant or participants shall not be allowed after the weigh in.

(b) No change.

(c) If, at the time of the official weigh-in, the weight of any participant in a contest fails to meet the weight parameters of the rules set forth herein, he shall have 2 additional hours to meet such weight parameters.

(d) A ~~main event~~ participant is not permitted to lose more than 3 percent of his body weight during the two additional hours established in (c) above 5 calendar day period preceding the scheduled contest.

(e) At the time of weigh-in, each participant in a contest shall be required to provide to the commission representative for inspection, an identification card issued by the state in which the participant resides or Florida. Such identification card shall contain a recent photograph of the participant, the participant's social security number, and a personal identification number assigned to the participant by the Association of Boxing Commissions' official boxer registry. In order to obtain an identification card issued by Florida, the participant must present to the commission a picture identification issued by a federal, state or local unit of government or other similar authority or passport issued by the United States of America or a foreign government. This identification card must be renewed every two years. If a participant presents fictitious identification to the commission, the commission shall, upon the first occurrence disallow the participant from participating in a boxing or kickboxing match for a period of one year. Upon the second occurrence, the participant shall be permanently banned from participating from boxing or kickboxing in Florida and his participant identification commonly known as a passport. A properly issued and annotated passport shall be required for all participants who are licensed in any state which requires and issues a passport. If the participant is not licensed in any state which requires a passport, then he shall be issued a passport in Florida and shall be required to maintain, in an up to date manner the passport from that time forward. He shall be required to present his passport prior to being allowed to engage in any future match in Florida. Any participant who fails to provide a picture identification as described above shall not be permitted to box. Failure of a participant to provide a true and accurate passport shall result in the following penalties:

1. In lieu of suspension or revocation of the participant's license for the first occurrence, the participant shall be penalized by assessing a fine of \$25;

2. If the participant fails to provide his passport at the time of weigh in for a subsequent match, his license shall be suspended, and he shall not be permitted to engage in the match or in any future matches in Florida until such time that he is able to provide a properly issued and annotated, complete and correct passport. The participant may utilize the passport issued by another state in which he is licensed provided that such passport contains the minimum information as required below, or shall utilize Form BPR 08 463, entitled Participant Passport, incorporated herein by reference and effective May, 1993. This passport shall contain, at a minimum, the following:

- a. Legal name of participant;
- b. Ring name of participant;

~~e. A passport type picture which clearly shows the face of the participant. Passports issued by states that do not require a picture shall be accompanied by another form of positive identification;~~

~~d. Address of participant;~~

~~e. Age of participant;~~

~~f. Date, place, opponent and result of the participant's professional contests since the issuance of the passport, which entries must be signed by the commission representative or other commission official as designated by these rules or the rules of the jurisdiction in which the match occurred; and~~

~~g. Signature of the participant and a statement attesting to the validity of the information contained in his passport.~~

(f) The participant shall be required to complete a participant information form which shall be provided by the commission. The participant shall utilize Form BPR-0009 08-469, entitled Participant Information, incorporated herein by reference and effective August, 1995 ~~May, 1993~~. Any participant who refuses to complete this form shall not be allowed to engage in any match in Florida.

(3) Pre-Match Physical of Participant and Referee.

(a) No change.

(b) No participant shall be allowed to engage in any match if any of the following conditions are found by the physician:

1. through 9. No change.

10. Retinopathy or detached retina; provided however, that ~~at the request of the applicant shall be permitted to participate in a fight if the participant provides, at or before the weigh-in, the written statement of a licensed ophthalmologist stating that the applicant's retina is completely healed and that in the ophthalmologist's medical opinion, no unusual or extraordinary risk to the applicant is anticipated as a result of the retinopathy or a previously detached retina. the Commission shall review individual cases of repaired retinal damage for the purpose of permitting the individual to engage in a boxing match in Florida. In order for the Commission to consider such request the individual must provide to the Commission such medical information as the Commission deems appropriate which must include a written statement by the doctor performing the retinal repair that the retina is completely healed; and that in his opinion, within a reasonable medical certainty, no unusual or extraordinary risk to the individual is anticipated as a result of the repaired retina and authorizes the individual to engage in the sport of boxing. In the event the physician who made the repair is unavailable, the individual must authorize the Commission and the Commission's physician total and unlimited access to all medical records pertaining to the damage, repair of the damage and any subsequent treatment regarding the eyes. Nevertheless, the Commission shall then direct its physician to review all information and to examine the individual seeking licensure and report the results and recommendation to the Commission~~

~~for consideration by the full Commission. Any costs associated with the review and examination of records or the individual shall be borne by the individual seeking licensure.~~

11. through 16. No change.

17. History of any abnormality ~~change~~ in a CAT scan, electroencephalogram (EEG), or electrocardiogram (EKG).

(c) through (d) No change.

Specific Authority 548.003 FS. Law Implemented 548.006, 548.043, 548.045, 548.046, 548.071, 548.075 FS. History—New 2-7-85, Amended 11-24-85, Formerly 7F-1.04, Amended 4-6-89, 8-28-89, 1-1-90, 5-13-90, 1-9-91, Formerly 7F-1.004, Amended 9-10-95,\_\_\_\_\_.

61K1-1.005 Promoter and Matchmaker; Licensing and Bond; Duties and Conduct.

(1) Licensing and Bond.

(a) through (e) No change.

(f) Bond or Other Security, Requirements.

1. An applicant for a promoter license shall deposit with the commission a bond, cash, or certified check ~~other security~~ in the amount of \$15,000 ~~\$5,000~~ prior to being issued a promoter license. If, at any time and for whatever reason, the bond, cash or certified check ~~other security~~ is not maintained in full force and effect, the license shall be automatically void.

2. If it is determined that the projected liability for a match may exceed \$15,000 ~~\$5,000~~, the commission executive secretary shall require the deposit of an additional bond, cash, or certified check ~~as~~ additional security for the match. The additional bond, cash, or certified check ~~additional security~~ shall be required and used only for the designated match and shall be released or returned 90 calendar days after the date of the match unless, as a result of violations or suspected violations, the commission executive secretary determines that the additional bond, cash, or certified check ~~additional security~~ shall be retained ~~by the commission~~ for a longer period.

3. No change.

4. A bond or additional bond shall be acceptable if the following conditions are met:

a. The bond or additional bond shall be on a form provided by the commission and shall have attached a power of attorney, which power of attorney shall not have an expiration date. The promoter shall use Form BPR-000908-465, entitled Surety Bond For Promoter, incorporated herein by reference and effective May, 1990, and shall use Form BPR-000908-472, entitled Additional Surety Bond For Promoter, incorporated herein by reference and effective May, 1990;

b. through e. No change.

5. No change.

(2) Duties and Conduct.

(a) through (c) No change.

(d)1. Contracts between a manager and a professional shall contain provisions as required by s. 548.05(2), F.S. Contracts between participants and the promoter for each bout shall be filed with the commission no later than at the time of weigh-in and shall contain:

a. The name of each licensed promoter and both participants;

b. The date of the contest to which the contract applies;

c. The location of the contest to which the contract applies;

d. The number of rounds to be fought in the contest to which the contract applies;

e. The weight at which each fighter is to qualify for the contest to which the contract applies;

f. The amount, to be set forth in American dollars, that will be paid to the participant for the contest to which the contract applies and a statement that the designated amount shall be paid directly to the participant or the participant's designated agent;

g. The affixed signatures of the promoter and each participant in the contest to which the contract applies, however, the licensed manager of a participant may be authorized by the participant to sign the contract; and

h. The contracts for each participant in the same contest must include the same terms regarding the conduct of the contest, but are permitted to provide for different amounts of consideration provided to the participant.

2. Once the contracts are filed and after determination that they are in compliance with these rules, each contract will be affixed with the signature of the Commission Representative.

(e) Contracts for broadcasting of a proposed match shall be filed with the commission within 14 business days after such contract is received by the promoter or when the Post Event Tax Report and 5% tax payment are filed, whichever is later, provided however that if the promoter pays to the commission the maximum amount of \$40,000, the contract is not required to be filed at least 7 calendar days prior to the date of the broadcast. Additionally, the promoter shall be responsible for assuring compliance with section 61K1-1.040 of these rules.

(f) through (h) No change.

(i) The promoter shall be responsible for ensuring that each participant scheduled to be engaged in a match shall have received an ophthalmic examination, which examination shall have been performed within the immediate past 12-month period. The results of the examination shall be filed with the commission prior to the match. The promoter, participant and examining professional shall utilize Form BPR-000908-485, entitled Ophthalmic Examination, incorporated herein by reference and effective May, 1993 or a form submitted by the examining professional which form provides the same information as required by Form BPR-0009-485.

(j) through (n) No change.

(o) Each referee who is required to be present shall be compensated \$125 by the promoter, provided however, that if the promoter has a television contract greater than \$40,000, each referee shall be compensated \$175. Each judge who is required to be present shall be compensated \$85.00 by the promoter, provided however, that if the promoter has a television contract greater than \$40,000, each judge shall be compensated \$135. In the case of championship matches, the minimum fee as described above or the prevailing fee required by the sanctioning organization, whichever is greater, shall be paid to the referee and judges. Any above referenced official who must travel a distance greater than 30 miles from his home to the premises of the program of matches shall be compensated an additional amount as determined by the Executive Director Secretary. This additional amount shall be paid by the promoter. No promoter shall pay, contribute to the pay of or provide any gift or other gratuity to any participant, referee, judge or other licensed official other than specifically provided in these rules.

(p) The promoter shall be responsible for providing the proper arena equipment, seating and services as described in section 61K1-1.006 of these rules, facilities, personnel, ushers, ticket sellers, security and other equipment, services or personnel necessary to provide for the correct handling of the program of matches. The promoter is solely responsible for ensuring that adequate security is on site and prepared to immediately respond to any situation. If a permit fee of \$100 or greater is paid to the commission, the promoter shall ensure that, in addition to other regular security, a minimum of 2 certified law enforcement officers are located immediately adjacent to each of the red and blue corners and that additional certified law enforcement officers are located within the premises of the program of matches in positions to have a clear and unobstructed view of the ring and are able to immediately respond to their fellow officers at ringside.

(q) The promoter shall ensure that all tickets shall have clearly printed on them the admission price, and no ticket shall be sold for a price higher than the price shown on its face. In the case of generic tickets that are not printed with the ticket prices, each different priced ticket shall be a different color. Each complimentary ticket shall by some distinguishing mark indicate have clearly printed on its face the face value of the ticket, and in no case shall the dollar value of a complimentary ticket be less than the lowest ticket price available for sale to the general public shown on the face of the ticket be \$0.00. Each complimentary ticket shall be either marked "COMPLIMENTARY" in large letters on its face or shall be marked or punched in such a manner as to make it clear that the ticket is complimentary.

(r) through (t) No change.

Specific Authority 548.003 FS. Law Implemented 548.006, 548.011, 548.012, 548.013, 548.014, 548.017, 548.028, 548.032, 548.037, 548.046, 548.049, 548.05, 548.052, 548.053, 548.054, 548.056, 548.058, 548.06, 548.061, 548.064, 548.066, 548.071 FS. History—New 2-7-85, Amended 11-24-85, Formerly 7F-1.05, Amended 4-6-89, 8-28-89, 1-1-90, 5-13-90, 1-9-91, Formerly 7F-1.005, Amended 9-10-95.

61K1-1.006 Arena Equipment; Ring Requirements; Floor Plan and Apron Seating; Emergency Medical and Other Equipment and Services.

(1) Ring Requirements.

(a) through (b) No change.

(c) The ring shall be formed of four posts and four ropes. The ropes shall extend in parallel lines 18, 30, 42, and 54 inches in height above the ring floor. The top three ropes shall be not less than 1 inch in diameter, and the lowest rope shall be not less than 1 1/2 inches in diameter. The lowest rope shall extend outward a distance of 4 inches beyond the other three ropes and in a line parallel to the other three ropes. All ropes shall be wrapped in velvet or other similarly soft material. Ropes shall be properly adjusted and sufficiently taut to inhibit the participant from falling between the ropes. An additional tie rope shall be centered on all four sides of the ring surrounding the ring ropes to prevent excessive separation of the ring ropes. The juncture of the ropes at each corner shall be padded with at least an inch and one half of foam rubber or other similar padding.

(d) Ring posts shall be not less than 3 inches in diameter and shall extend from the floor of the ring to a height of no more than 58 inches ~~and shall be padded with at least 1 1/2 inches of foam rubber or other similar material.~~

(e) through (g) No change.

(2) Floor Plan and Apron Seating.

(a) The ~~executive director commission representative~~ shall determine the seating arrangements and space requirements for each location at which a match or program of matches is to be held and shall advise the promoter of the floor plan to be used.

(b) The ~~executive director commission representative~~ shall designate seating at the ring apron as provided in these rules. Ring apron seating on all four sides of the ring shall be exclusively controlled by the commission and no person shall be permitted to be seated or have access to the apron without the approval of the commission or the executive director. The commission's control of the apron is for the purpose of providing for appropriate control of the event including participant, staff, and audience safety, ensuring that only those officials assigned by the commission are seated at the apron and ensuring that adequate seating for working officials is available at the apron. Apron seating not designated by the commission or executive director ~~representative~~ may be utilized as desired by the promoter, provided however that such use does not interfere with any of the officials or commission representatives seated at the ring apron. At a minimum, the following seating shall be provided at the ring apron for all matches:

1. ~~Three stools~~ The seats for judges shall be located on opposite sides of the ring and in such location and at such height that will allow them a clear and unobstructed view of the ring and ring floor;

2. No change.

3. No change.

4. A seat for the executive director commission representative shall be located in such location and at such height that he shall have a clear and unobstructed view of the ring, ring floor, referee and timekeeper; and

5. No change.

(c) No change.

(3) Emergency Medical Equipment and Services.

(a) It shall be the responsibility of the promoter to provide the following:

1. through 2. No change.

3. A clean stretcher and clean blanket, to be located along with the ambulance attendants, at a location determined by the executive director placed under or adjacent to the ring which shall be in place at all times throughout the program of matches.

(b) No change.

(4) Other Equipment and Services.

(a) No change.

(b) The promoter shall supply the following items which shall be in good working order and available for use as needed:

1. through 2. No change.

3. ~~A bell, positioned in a neutral location designated by the commission representative, for use by the timekeeper;~~

~~3.4. Five~~ Three stools or chairs, a clean water bucket and a clean water container for drinking purposes for each participant's corner; and

4. A spit bucket and three clean towels per corner; and

5. No change.

(c) No change.

Specific Authority 548.003 FS. Law Implemented 548.006, 548.032, 548.045, 548.046, 548.057 FS. History—New 2-7-85, Amended 11-24-85, Formerly 7F-1.06, Amended 4-6-89, 1-1-90, Formerly 7F-1.006, Amended \_\_\_\_\_.

61K1-1.012 Participant; License; Conduct and Other Requirements.

(1) No change.

(2) Conduct and Other Requirements.

(a) No change.

(b) A participant, losing by knockout or having been rendered a decision of technical draw as a result of being counted out in any jurisdiction, shall be automatically suspended for a period of time as determined by the physician or commission representative, or at least 60 calendar days from the date of the knockout or technical draw, whichever is longer. A participant shall not engage in any match, contact exhibition or contact sparring for training purposes during the suspension period. After the suspension period and prior to engaging in

any match, contact exhibition or contact sparring for training purposes he shall be examined by a physician. The participant shall advise the physician of the previous knockout or technical draw and shall provide medical records or his permission for the physician to consult with the physician who treated him at the time of the previous knockout or technical draw. The results of this examination shall be filed with the commission prior to any further matches being approved for the participant.

(c) A participant losing by technical knockout or disqualification shall be automatically suspended for a period of time to be determined by the physician or commission representative, or 30 calendar days from the date of the technical knockout, whichever is longer. A participant shall not engage in any match, contact exhibition or contact sparring for training purposes during the suspension period without the approval of the physician. After the suspension period and prior to engaging in any match, contact exhibition or contact sparring for training purposes he shall be examined by a physician. The participant shall advise the physician of the previous knockout or technical draw and shall provide medical records or his permission for the physician to consult with the physician who treated him at the time of the previous knockout or technical draw. The results of this examination shall be filed with the commission prior to any further matches being approved for the participant. In the case of a disqualification, the commission representative shall determine whether a medical clearance shall be required following suspension.

(d) Any participant who has been suspended by any state as a result of a recent knockout or series of consecutive losses, an injury, requirement for a medical procedure, or physician denial of certification, failure of a drug test, or the use of false aliases, or the falsifying or attempting to falsify official identification cards or documents shall not be permitted to participate in this state until such time as the state in which the participant is suspended removes his name from the suspension list or until the requirements of such suspension have been fulfilled and proof of such has been provided to this state. If a participant has been suspended in another state for any reason other than those stated above, the participant may be permitted to participate if the state in which the participant is suspended is notified and consulted with by this state prior to the granting of approval to participate or the participant appeals to the Association of Boxing Commissions (ABC) and the ABC determines that the suspension of such participant was without sufficient grounds, for an improper purpose, or not related to the health and safety of the participant lost six consecutive matches shall be automatically suspended and not be reinstated unless he has been examined and pronounced fit by a physician. In the case of repeated knockouts and severe beatings as determined by the commission, the license of the participant shall be revoked and shall not be reissued or renewed.

(e) No change.

(f) The license of any participant shall be revoked and shall not be reinstated, if such participant intentionally strikes, strikes at, or touches in any way or threatens to touch in any way, any official.

Specific Authority 548.003 FS. Law Implemented 548.006, 548.011, 548.017, 548.041, 548.045, 548.046, 548.056, 548.071 FS. History—New 2-7-85, Amended 11-24-85, Formerly 7F-1.12, Amended 4-6-89, 8-28-89, 1-1-90, 1-9-91, Formerly 7F-1.012, Amended 9-10-95,\_\_\_\_\_.

(Substantial rewording of Rule 61K1-1.013 follows. See Florida Administrative Code for present text.)

61K1-1.013 Judge; License and Duties.

(1) License.

(a) No person shall act as a judge in a match held in Florida without first having obtained a judge license.

(b) A judge shall not also be licensed as a booking agent, manager, matchmaker, participant, representative of a booking agent, second or trainer.

(c) No judge shall have a financial or pecuniary interest in any participant.

(d) No judge licensed in this state shall act as a judge at any boxing or kickboxing match in a state, territory, commonwealth, or Native American Reservation without a state boxing commission unless the match is supervised by a state boxing commission.

(e) No judge shall also serve as a supervisor or serve on the ratings committee or recommend boxers to the ratings committee for a sanctioning body.

(2) Applications for a professional judge's license will be reviewed, evaluated and processed in the following manner.

(a) Any person desiring to become licensed for the first time as a professional boxing judge shall submit to the commission the appropriate application using Form BPR-0009-450, effective September, 1997. Included in this application shall be a certification from the executive director attesting that the applicant has completed the unofficial scoring of a minimum of 350 rounds of professional boxing held in this state and has been unofficially judging in this state for a minimum of eighteen months. The applicant must have a demonstrated record and evidence that he/she has the ability to perform the duties outlined below. The Executive Director may issue a temporary license pending final action by the Commission. The commission shall render a decision as to whether or not the application for judge license shall be approved, which decision is solely that of the commission. If a license application is not granted by the commission, the commission shall set forth the reasons for not granting the license. Any person whose application for a judge license has been denied shall not be permitted to reapply for a judge license for a period of six months. Any person whose application for a judge license has been denied on three occasions shall not be permitted to reapply.



(b) Foreign licensed officials may be temporarily licensed by the executive director upon demonstrating an ability to perform the duties outlined below. The foreign licensed official's record and ability shall be verified by obtaining records from a central repository and any such other information as the Executive Director deems necessary to qualify the official. After issuance of a temporary license, the Commission shall approve or disapprove the license, in accordance with these rules.

(c) At its first meeting after November 1 of each year, the commission shall review the performance of each licensed professional judge in Florida and shall approve or disapprove the application for renewal.

(d) The commission shall limit to three the number of unofficial judges at each event. The commission will make arrangements for unofficial judges to enter the premises of the program of matches free of charge and have an appropriate seat from which to judge the contests, provided however that in the case of television and such other events which by their nature severely limit ringside access, permission to sit and judge at ringside will not be authorized. In the case that the event is sold out, authorization will not be granted to attend the event free of charge. Travel and other expenses of the unofficial judge shall be borne solely by the unofficial judge. Unofficial judges must present their scorecards to the commission representative prior to the announcement of the result by the announcer and all contests within one program of matches must be judged by the unofficial judge in order for any contest within that program of matches to be included in the judge's statistical record.

(3) Duties

(a) The number of judges shall be assigned in accordance with these rules. In the event that sufficient judges are not available, a referee shall be selected to act as a judge for that specific program of matches.

(b) The judges shall be located in seats designated for them by the commission representative.

(c) No match shall begin or continue unless three judges are in their designated seats.

(d) It shall be the duty of each judge to:

1. Be fully informed of and conversant with the rules, regulations, standards, guidelines and policies of chapter 548, FS, the rules set forth herein with particular attention given to section 61K1-1.035 of these rules;

2. Observe carefully at all times during the match the performance of the participants;

3. Appraise such performance fairly, accurately and expertly using chapter 548, F.S., the rules set forth herein;

4. Inscribe the result of such appraisal after each round on the round score card or match score card, whichever is appropriate, according to the scoring system adopted herein; and

5. Complete and sign the round or match score card and deliver it to the referee at the conclusion of the match.

(e) Judges shall utilize for scoring, Form BPR-0009-459, entitled Round Score Card, incorporated herein by reference and effective May, 1990, and Form BPR-0009-457, entitled Match Score Card, incorporated herein by reference and effective May, 1990.

Specific Authority 548.003 FS. Law Implemented 548.006, 548.011, 548.017, 548.056, 548.057 FS. History--New 2-7-85, Amended 11-24-85, Formerly 7F-1.13, Amended 4-6-89, 5-13-90, 1-9-91, Formerly 7F-1.013, Amended 9-10-95.

61K1-1.019 Referee; License and Duties.

(1) License.

(a) through (d) No change.

~~(e) No licensed referee licensed in this state shall act as a referee at any boxing or kickboxing match in a state without a state boxing commission unless the match is supervised by a state boxing commission sanctioned by a national or international organization recognized by the commission, or at any boxing or kickboxing match held in this state unless the match is sanctioned by the commission.~~

(f) No referee shall also serve as a supervisor or serve on the ratings committee or recommend boxers to the ratings committee for a sanctioning body. The applicant must have a demonstrated record and evidence that he/she has the ability to perform the duties outlined below. The Executive Director may issue a temporary license pending final action by the Commission.

(2) Applicants for a professional referee's license will be reviewed, evaluated and processed in the following manner:

(a) Any person desiring to become licensed for the first time as a professional boxing referee, shall submit the appropriate application for license.

(b) At its next meeting following the timely submittal of the application for license, the commission shall render a decision as to whether or not the license will be granted.

(c) Applicants for a referee license will be admitted free of charge to professional boxing venues for the purpose of observing and interacting with licensed referees, provided however, that in the case of television events and such other events which by their nature severely limit ringside access, permission to sit at ringside will not be authorized. In the case that an event is sold out, authorization will not be granted to attend the event. Travel and other expenses will be borne solely by the applicant.

(d) At its first meeting after November 1 of each year, the commission shall review the performance of each licensed professional referee in this state and shall approve or disapprove applications for renewal.

~~(3)(2) Duties.~~

(a) A referee, in addition to being examined by a physician prior to officiating, shall submit to an annual physical examination to establish his physical fitness. The result of this examination shall be filed with the commission.

(b) No change.

(c) When a participant receives an injury which the referee believes may incapacitate the participant, the referee shall call time out and consult with the physician as to the advisability of allowing the match to continue. No person shall attempt to render aid to or move a participant other than what may be required to move the participant inside the ropes or to remove the mouthpiece of a participant who has been counted out during the course of a match before the physician has examined the participant. However, the referee shall may remove the participant's mouthpiece.

(d) The referee shall have the authority to:

1. Terminate a match at any time when the referee determines he considers that one of the participants has such superior skills or ability as to make such match unreasonably dangerous to the other participant;

2. No change.

3. Terminate a match and disqualify either or both participants if the referee determines he considers that either or both participants are not competing in earnest;

4. Terminate a match if either participant has been injured and is in such condition that to continue the match might subject the participant him to a debilitating or life threatening more serious injury;

5. Temporarily or permanently halt a match if the referee he believes that a significant health hazard exists, when such which hazard could reasonably be anticipated to create a significant danger hazard to the participants or the public; and

6. No change.

~~(e) The referee shall not touch the participants, except for the failure of either or both participants to obey the break command.~~

~~(f) The referee's remarks shall be limited to instructions to the participants and to the chief seconds.~~

Specific Authority 548.003 FS. Law Implemented 548.006, 548.011, 548.017, 548.056, 548.057, 548.058 FS. History—New 2-7-85, Amended 11-24-85, Formerly 7F-1.19, Amended 4-6-89, 1-1-90, 1-9-91, Formerly 7F-1.019, Amended 9-10-95,\_\_\_\_\_.

61K1-1.037 Post-Match Physical Requirements; Suspensions.

(1) through (2) No change.

(3) A participant, losing by knockout or having been rendered a decision of technical draw as a result of being counted out in any jurisdiction, shall be automatically suspended for a period of time to be determined by the executive director secretary based upon the recommendation of the physician, or at least 60 calendar days from the date of the knockout or technical draw, whichever is longer. A participant shall not engage in any match, contact exhibition or contact sparring for training purposes during the suspension period. After the suspension period and prior to engaging in any match, contact exhibition or contact sparring for training purposes he shall be examined by a physician. The participant shall advise the physician of the previous knockout or technical

draw and shall provide medical records or his permission for the physician to consult with the physician who treated him at the time of the previous knockout or technical draw. The results of this examination shall be filed with the commission prior to any further matches being approved for the participant.

(4) A participant losing by technical knockout or disqualification shall be automatically suspended for a period of time to be determined by the executive director secretary based upon the recommendation of the physician or at least 30 calendar days from the date of the technical knockout, whichever is longer. A participant shall not engage in any match, contact exhibition or contact sparring for training purposes during the suspension period without the approval of the physician. After the suspension period and prior to engaging in any match, contact exhibition or contact sparring for training purposes he shall be examined by a physician. The participant shall advise the physician of the previous knockout or technical draw and shall provide medical records or his permission for the physician to consult with the physician who treated him at the time of the previous knockout or technical draw. The results of this examination shall be filed with the commission prior to any further matches being approved for the participant. In the case of disqualification, the commission representative shall determine whether a medical clearance shall be required following suspension.

~~(5) Any participant who has lost six consecutive matches shall be automatically suspended and not be reinstated unless he has been examined and pronounced fit by a physician. In the case of repeated knockouts and severe beatings, the license of the participant shall be revoked and shall not be reissued or renewed.~~

Specific Authority 548.003 FS. Law Implemented 548.006, 548.045, 548.046, 548.071 FS. History—New 4-6-89, Amended 1-1-90, Formerly 7F-1.037, Amended 9-10-95,\_\_\_\_\_.

61K1-1.070 Administrative Complaints; ~~Informal Hearing Officer.~~

(1) The executive director secretary shall issue or cause to be issued all administrative complaints ~~as the commission so directs, either as the result of official commission action or through specific directive or delegation of authority as provided for in these rules.~~

(2) The commission shall issue all final orders, provided however that the executive director secretary shall be delegated the authority to affix his signature to documents which attest to or represent official commission action.

Specific Authority 548.003 FS. Law Implemented 548.004, 548.006 FS. History—New 4-6-89, Formerly 7F-1.070, Amended 9-10-95,\_\_\_\_\_.

Section IV  
Emergency Rules

NONE

Section V  
Petitions and Dispositions Regarding Rule  
Variance or Waiver

**DEPARTMENT OF EDUCATION**

The Florida DOE has requested of US Department of Education a waiver of the Title VI, Class Size Reduction Program. This waiver request will enable Florida DOE to determine if a districts' request to expend these funds in elementary grades other than the required first through third grade is appropriate. Please refer all comments to Peggy L. Primicerio at (850)488-6547, Suncom 278-6547 or email [primicp@smtp.dc.doe.state.fl.us](mailto:primicp@smtp.dc.doe.state.fl.us).

**DEPARTMENT OF COMMUNITY AFFAIRS**

NOTICE IS HEREBY GIVEN that the Department of Community Affairs has received a Petition for Waiver dated August 16, 1999 from Palm Beach County. The petitioner seeks a temporary waiver, with respect to its Series P9A Florida Communities Trust grant application, from the literal interpretation of one aspect of Rule 9K-4.002(26), Florida Administrative Code. The rule requires that real property to be recognized as an eligible source of local match must be acquired by the grant applicant within 180 days after the application deadline. A copy of the Petition, which has been assigned the number DCA99-WAI-160, may be obtained by writing: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN that the Department of Community Affairs has received a Petition for Waiver dated July 9, 1999 from Martin County. The petitioner seeks a temporary waiver from the literal interpretation of Rule 9K-4.0031(9), Florida Administrative Code. The rule requires that real property to be recognized as an eligible source of local match must be acquired by the grant applicant within one year prior to the application deadline. A copy of the Petition, which has been assigned the number DCA99-WAI-158, may be obtained by writing: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN that the Department of Community Affairs has received a Petition for Waiver dated August 13, 1999 from the Town of Callahan. The petitioner seeks a temporary waiver, with respect to its Series P9A Florida Communities Trust grant application, from the literal interpretation of one aspect of Rule 9K-4.004(1), Florida Administrative Code. The rule requires that the applications shall be submitted by a published deadline or shall not be considered unless an exception for good cause is made by the Executive Director of Florida Communities Trust. A copy of the Petition, which has been assigned the number DCA99-WAI-161, may be obtained by writing: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN that the Department issued a Final Order on August 11, 1999, in response to the Petition for Waiver filed by MARTIN COUNTY and assigned the number DCA99-WAI-107. Notice of receipt of the petition appeared June 16, 1999, in Vol. 25, No. 24 of the Florida Administrative Weekly. It is ordered that the Petition for Waiver or Variance by Petitioner MARTIN COUNTY be, and by this Final Order is, hereby DENIED with respect to its Series P9A Florida Communities Trust grant application. A copy of the Final Order may be obtained from: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

The Department of Environmental Protection has taken action on a petition for variance received from Car Spa, Inc., on June 11, 1999. Notice of receipt of this petition was published in the Florida Administrative Weekly, Vol. 24, No. 19, dated May 8, 1999. No public comment was received. The petition requested a variance from the prohibition of the placement of a new underground petroleum storage tank within a wellhead protection area under rule 62-521.400(1)(l) of the Florida Administrative Code. Car Spa, Inc., petitioned for the variance in order to place an underground storage tank at a Car Wash, Lube and Detailing Center, 473 feet from a potable water well owned by the City of Clearwater around which exists a 500-foot wellhead protection area. On August 2, 1999, the Department granted a variance to Car Spa, Inc., in a final order, OGC File No.: 99-0962. The final order granted a variance with conditions from the wellhead protection area prohibition. The conditions require that all underground petroleum storage tanks must be equipped with leak protection. Specifically, triple walled fiberglass underground storage tanks; triple walled "Enviro Flex" product piping; and triple walled vapor recovery Stage II piping including a four inch minimum bed of pea gravel between Stage II piping and Enviro Flex piping at pipe crossings. A petroleum sensor shall be placed in the containment area that would both sound an audible alarm and

produce a visual alarm in the event any petroleum product is released into the containment area. In addition to complying with the requirements in chapter 62-770 of the Florida Administrative Code, if a leak of any petroleum product is detected even if only in the containment area, Car Spa, Inc., shall within 60 days of such detection arrange with the City of Clearwater for volatile organic sampling of the raw water from well number 53, for which Car Spa, Inc., shall be financially responsible. Lastly, a standard inventory reconciliation program must be implemented. For a copy of the final order write or call Cynthia Christen, Department of Environmental Protection, MS 35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000; telephone (850)921-9610.

The Department of Environmental Protection has taken action on a petition for variance received from Groundwater Technology Incorporated (GTI) on June 29, 1999. Notice of receipt of this petition was published in the Florida Administrative Weekly, Vol. 25, No. 28, dated July 16, 1999. No public comment was received. The petition requested a variance from the zone of discharge prohibition for discharges through wells under rule 62-522.300(2)(a) of the Florida Administrative Code for the use of chemical oxidation using potassium permanganate to clean up sites contaminated with petroleum compounds and chlorinated solvents, and specifically to allow a zone of discharge for color, total dissolved solids, manganese, pH, and chloride within a 100-foot radius from the point of discharge for a duration of two years. On July 30, 1999, the Department granted a variance to GTI in a final order, OGC File No.: 99-1072. The final order granted a variance from the zone of discharge prohibition, and contained conditions. The conditions require that the use of the product must be through a Department-approved remedial action plan or other Department-enforceable document, and that such approval shall not be solely by a delegated program; that the discharge must be through a Class V, Group 4 underground injection control well which meets all applicable requirements of chapter 62-528 of the Florida Administrative Code; that the extent of the zone of discharge for color, total dissolved solids, manganese, pH, and chloride shall be a 100-foot radius from the point of injection; that the injection of the product shall be at such a rate and volume that no undesirable migration occurs of the product, its by-products, or the contaminants already present in the aquifer; and that the Department-approved remedial action plan shall address appropriate ground water monitoring requirements associated with the use of the remediation product based on site-specific hydrogeology and conditions. For a copy of the final order write or call Cynthia Christen, Department of Environmental Protection, MS 35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000; telephone (850)921-9610.

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

### DEPARTMENT OF STATE

The Board of Directors of the **Central West Florida Preservation, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 9, 1999, 3:00 p.m.

PLACE: City of Brooksville, City Hall, 200 Howell Avenue, Brooksville, Florida 34601

PURPOSE: General Business Meeting.

A copy of the agenda may be obtained by writing: Tampa Regional Office, 1802 East 9th Avenue, Tampa, Florida.

Should any person wish to appeal any decision made with respect to the above referenced meeting, he may need to ensure verbatim recording of the proceedings in order to provide a record for judicial review.

Pursuant to Chapter 286.26, Florida Statutes, any handicapped person wishing to attend this meeting should contact the agency at least 48 hours prior to the meeting in order to request special assistance.

The **Department of State**, Constitutional Reorganization Task Force announces a public hearing to which all interested persons are invited.

DATE AND TIME: Friday, September 10, 1999, 9:00 a.m. – 3:00 p.m.

PLACE: The Knott Bldg., Room 117, Tallahassee, FL

PURPOSE: Task Force Public Hearing

AGENDA: Receive comments and hear discussion concerning the current technology and functions of the various divisions of the Department of State. The agenda has not yet been finalized and will be available upon request prior to the meeting. For a copy of the most recent agenda please contact: Jennifer Chester, (850)414-5536.

In accordance with provisions of the Americans with Disabilities Act, persons requiring special accommodations to participate in this public meeting should advise the Constitution Reorganization Task Force by contacting: Jennifer Chester, (850)414-5536.

The Board of Directors of the **Historic Pensacola Preservation Board** announce a public meeting to which all persons are invited.

DATE AND TIME: Monday, September 13, 1999, 12:00 Noon

PLACE: 330 S. Jefferson Street, Pensacola, FL 32501

PURPOSE: General business meeting.

A copy of the agenda may be obtained by writing: Historic Pensacola Preservation Board, 330 S. Jefferson Street, Pensacola, Florida 32501.

Should any person wish to appeal any decision made with respect to any matter considered at the above referenced meeting, he may need to ensure verbatim recording of the proceedings in order to provide a record for judicial review.

The Board of Directors of Historic Pensacola, Inc., the direct support organization of the **Historic Pensacola Preservation Board** announce a public meeting to which all persons are invited.

DATE AND TIME: Monday, September 13, 1999, immediately following the meeting of the Historic Pensacola Preservation Board, which will begin 12:00 Noon

PLACE: T. T. Wentworth Museum, 330 S. Jefferson Street, Pensacola, FL 32501

PURPOSE: General business meeting.

A copy of the agenda may be obtained by writing: Historic Pensacola Preservation Board, 330 S. Jefferson Street, Pensacola, Florida 32501.

Should any person wish to appeal any decision made with respect to any matter considered at the above referenced meeting, he may need to ensure verbatim recording of the proceedings in order to provide a record for judicial review.

The **Department of State, Division of Library and Information Services** announces a meeting of the State Library Council which is open to the public.

DATE AND TIME: Friday, September 17, 1999, 10:30 a.m. – 2:30 p.m.

PLACE: The State Library of Florida, R. A. Gray Building, First Floor Board Room, 500 South Bronough Street, Tallahassee, Florida

PURPOSE: As authorized by Section 257.02, F.S., and Section 257.031, F.S., the State Library Council advises and assists the Division of Library and Information Services, Department of State, which administers the State Library, on its programs and activities.

For further information, contact: Director, Division of Library and Information Services, R. A. Gray Building, Tallahassee, Florida 32399-0250, Telephone (850)487-2651 or Suncom 277-2651.

Pursuant to Chapter 286.26, Florida Statutes, any persons with handicaps wishing to attend this meeting should contact the agency at least 48 hours prior to the meeting in order to request any special assistance.

The **Department of State, Division of Cultural Affairs**, Florida Arts Council announces public meetings to which all persons are invited:

DATES AND TIMES: Wednesday, September 15, 1999; 9:00 a.m. – 5:00 p.m.; Thursday, September 16, 1999; 9:00 a.m. – 12:00 Noon

PLACE: Pensacola Cultural Center, 400 South Jefferson Street, Pensacola, Florida

PURPOSE: To discuss planning issues for FY 1999-2000 that will affect the Florida Arts Council, Division of Cultural Affairs and Florida’s Cultural Community.

A copy of the agenda may be obtained by writing: Division of Cultural Affairs, The Capitol, Tallahassee, Florida 32399-0250 or by calling: Dianne Alborn, Administrative Assistant, (850)487-2980.

Should any person wish to appeal any decision made with respect to any matter considered at the above-referenced meeting, he/she may need to ensure verbatim recording of the proceeding in order to provide a record for judicial review. The Division of Cultural Affairs will not record this meeting. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting Dianne Alborn at (850)487-2980. If you are hearing or speech impaired, please contact the agency by calling (850)488-5779.

**DEPARTMENT OF LEGAL AFFAIRS**

The Florida **Commission on the Status of Women** will hold a meeting:

DATES AND TIMES: September 12, 1999, 1:00 p.m. – 6:00 p.m.; September 13, 1999, 8:30 a.m. – 5:00 p.m.

PLACE: The Biltmore Hotel, 1200 Anastasia Avenue, Coral Gables, Florida 33134, (305)445-1926

PURPOSE: To discuss general issues. Please call (850)414-3300 for instructions on participation.

If you need an accommodation because of disability in order to participate, please notify FCSW in writing at least five days in advance at Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050.

The **Office of the Attorney General**, Florida Motor Vehicle Theft Prevention Authority, announces a public meeting of the Board of Directors of the Florida Motor Vehicle Theft Prevention Authority to which all interested persons are invited.

DATE AND TIME: Wednesday, October 27, 1999, 10:00 a.m.

PLACE: Florida Department of Highway Safety and Motor Vehicles (DHSMV), Neil Kirkman Building, 2900 Apalachee Parkway, Room A-427, Tallahassee, Florida

PURPOSE: Quarterly meeting of the Board of Directors as required by Florida Statute. Consideration of matters as presented in the agenda for the meeting.

A copy of the agenda may be obtained by contacting: Mary Mills, Florida Motor Vehicle Theft Prevention Authority, Office of the Attorney General, The Capitol, Room PL-01, Tallahassee, Florida 32399-1050, or by calling (850)414-3362.

A request for the agenda may be Faxed to the Authority Office, (850)413-0633. TDD users, please call through the Florida Relay Service at 1(800) 955-8771.

If special accommodations are needed to attend this meeting because of a disability, please contact Mary Mills no later than seven days prior to the proceedings at (850)414-3362. If hearing impaired, contact Mary Mills via Florida Relay Service at 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**DEPARTMENT OF BANKING AND FINANCE**

The **Unclaimed Property Advisory Board** announces a public Board Meeting and all persons are invited to attend.

DATE AND TIME: September 8, 1999, 9:00 a.m. – 5:00 p.m.

PLACE: Holiday Inn Select, 12125 High Tech Avenue, Orlando, Florida 32817, (407)275-9000

PURPOSE: Regular Board Business.

A copy of the agenda may be obtained by contacting: Anne Bodiford, Administrative Assistant I, Unclaimed Property Program Office, Fletcher Bldg., 101 E. Gaines St., Room 330-A, Tallahassee, FL 32399-0350, Telephone number (850)410-9923, fourteen days prior to the meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise Anne Bodiford, (850)410-9923, at least 48 hours before the meeting. If you are hearing or speech impaired, contact Anne Bodiford via the Florida Relay Service at 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice), for assistance.

The Florida **Board of Funeral and Cemetery Services** announces a public Board Meeting to which all persons are invited to attend.

DATE AND TIME: September 15, 1999, 10:00 a.m. – 5:00 p.m.

PLACE: Department of Transportation Auditorium, 605 Suwannee Street, Tallahassee, Florida

PURPOSE: Regular Board Business.

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

To obtain further information and to obtain a copy of the agenda contact: Gladys Hennen, Administrative Assistant II, Division of Finance, 101 East Gaines St., Fletcher Bldg., Room 649B, Tallahassee, FL 32399-0350, telephone number (850)410-9847, seven days prior to the meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise Gladys Hennen, (850)410-9847, at least 48 hours before the meeting. If you are

hearing or speech impaired, contact Gladys Hennen via the Florida Relay Service at 1(800)955-8771 (TDD), or 1(800)955-8770 (Voice), for assistance.

The **Funeral and Cemeteries Legislative Advisory Board** announces a public meeting and all persons are invited to attend.

DATE AND TIME: September 17, 1999, 10:00 a.m. – 3:00 p.m.

PLACE: Department of Transportation Auditorium, 605 Suwannee Street, Tallahassee, Florida

PURPOSE: Discussion of Chapter 497 and proposed legislation.

To obtain further information and to obtain a copy of the agenda contact: Gladys Hennen, Administrative Assistant II, Division of Finance, 101 East Gaines St., Fletcher Bldg., Room 649B, Tallahassee, FL 32399-0350, Telephone (850)410-9847 seven days prior to the meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise Gladys Hennen, (850)410-9847 at least 48 hours before the meeting. If you are hearing or speech impaired, contact Gladys Hennen via the Florida Relay Service at 1(800)955-8771 (TDD), or 1(800)955-8770 (Voice), for assistance.

**DEPARTMENT OF INSURANCE**

The **Department of Insurance** announces a public hearing to which all persons are invited:

DATE AND TIME: September 27, 1999, 1:00 p.m. – 5:00 p.m.

PLACE: The Knott Building, Room 212, 402 South Monroe Street, Tallahassee, Florida 32399-1300

PURPOSE: To consider a Workers' Compensation filing made by the National Council on Compensation Insurance by which the Council requests an overall average increase in premium levels of 6.2% for the voluntary market for all new and renewal Workers' Compensation Insurance policies written in the State of Florida, effective January 1, 2000.

A copy of the agenda may be obtained by writing: Department of Insurance, Attention James Watford, Actuary, Room 328-B, Larson Building, 200 East Gaines Street, Tallahassee, Florida 32399-0330.

The **Department of Insurance, Division of State Fire Marshal**, announces a public meeting to which all persons are invited.

DATE AND TIME: September 9, 1999, 8:30 a.m.

PLACE: Boardwalk Beach Resort, 7450 S. Thomas Drive, Panama City, FL, Telephone (850)234-3484, for reservations

PURPOSE: Florida Fire Prevention Code TAC meeting.

A copy of the agenda may be obtained by writing: Division of State Fire Marshal, Bureau of Fire Prevention, 200 East Gaines Street, Tallahassee, FL 32399-0342.

The **Department of Insurance, Division of State Fire Marshal**, announces a public meeting to which all persons are invited.

DATE AND TIME: September 8, 1999, 1:00 p.m.  
PLACE: Orange County Fire/Rescue, 6590 Amory Court, Room 109, Winter Park, FL  
PURPOSE: Florida Fire Prevention Code Training TAC meeting.

A copy of the agenda may be obtained by writing: Division of State Fire Marshal, Bureau of Fire Prevention, 200 East Gaines Street, Tallahassee, FL 32399-0342.

The **Department of Insurance, Division of State Fire Marshal**, announces a public meeting to which all persons are invited.

DATE AND TIME: September 9, 1999, 1:30 p.m.  
PLACE: Boardwalk Beach Resort, 7450 S. Thomas Drive, Panama City, FL, Telephone (850)234-3484, for reservations  
PURPOSE: Florida Fire Prevention Advisory Council meeting.

A copy of the agenda may be obtained by writing: Division of State Fire Marshal, Bureau of Fire Prevention, 200 East Gaines Street, Tallahassee, FL 32399-0342.

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

NOTICE OF CANCELLATION – The Florida **Department of Agriculture and Consumer Services** announces a cancellation of the public meeting of the Pesticide Review Council which was noticed in the August 20, 1999 issue of the Florida Administrative Weekly. That meeting was to be held at the following date, time and place:

DATE AND TIME: Friday, September 10, 1999, 9:00 a.m.  
PLACE: South Florida Water Management District Office, 3301 Gun Club Road, Bill Storch Conference Room, West Palm Beach, Florida

This meeting will be rescheduled at a later date.

The Florida **Department of Agriculture and Consumer Services** announces a public meeting of the Fertilizer Materials Assessment Advisory Group to which all persons are invited:

DATE AND TIME: October 13, 1999, 10:00 a.m.  
PLACE: Florida Department of Agriculture and Consumer Services, Bureau of Pesticide, Conference Room, 3125 Conner Boulevard, Bldg. 6, Tallahassee, Florida 32399-1650, Phone (850)488-9095  
PURPOSE: Fertilizer Materials Assessment Advisory Group Meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the Advisory Group.

A copy of the agenda may be obtained by contacting: Ms. Leigh Humphreys, Chairman, Fertilizer Materials Assessment Advisory Group, Florida Department of Agriculture and Consumer Services, 3125 Conner Boulevard, Building 7, L-29, Tallahassee, Florida 32399-1650.

The **Department of Agriculture and Consumer Services** announces a meeting of the Tropical Fruit Advisory Council

DATE AND TIME: September 1, 1999, 7:00 p.m.  
PLACE: Tropical Research and Education Center, Conference Room, 18905 S. W. 280 Street, Homestead, FL  
PURPOSE: Welcome Guests; Discuss past Legislative Session; Discuss on going research projects; Discuss up coming trade show and other marketing projects; To handle old and new business.

A copy of the agenda can be obtained by contacting: George Demetree, Room 427, Mayo Building, 407 South Calhoun Street, Tallahassee, FL 32399-0800 or calling (850)488-4131.

If special accommodations are needed to attend this meeting, because of a disability, please contact George Demetree as soon as possible.

The **Department of Agriculture and Consumer Services** announces a meeting of the Florida City State Farmers' Market Advisory Committee Meeting:

DATE AND TIME: Tuesday, September 14, 1999, 12:00 Noon  
PLACE: Florida City State Farmers' Market, 300 North Krome Avenue, Florida City, Florida 33034  
PURPOSE: To discuss and review the budget, examine operational procedures, maintenance and construction projects and other business as necessary.

A copy of the agenda can be obtained by contacting: Paul Cardwell, (305)246-6334.

If special accommodations are needed to attend this meeting, because of a disability, please contact Paul Cardwell as soon as possible.

The **Department of Agriculture and Consumer Services** announces a meeting of the Aquaculture Review Council:

DATE AND TIME: Tuesday, September 17, 1999, 10:00 a.m.  
PLACE: River Ranch, 3200 River Ranch Road, River Ranch, Florida, (941)692-1321  
PURPOSE: To discuss issues affecting the growth of aquaculture in Florida and prioritize funding needs for the aquaculture research.

A copy of the agenda can be obtained by contacting: Kal Knickerbocker, 2051 E. Dirac Drive, Tallahassee, Florida 32310-3760 or calling (850)488-0163.

If special accommodations are needed to attend this meeting, because of a disability, please contact Kal Knickerbocker as soon as possible.

**DEPARTMENT OF EDUCATION**

The **Department of Education** announces a meeting of an instructional materials study group appointed by the Commissioner of Education to which all interested persons are invited.

**DATES AND TIME:** September 16-17, 1999, 9:00 a.m. – 4:00 p.m.

**PLACE:** Turnbull Conference Center, Florida State University, Tallahassee, Florida

**PURPOSE:** The purpose of the meeting is to conduct general business necessary for the study team to develop recommendations and receive public input regarding changes to instructional materials policy.

For additional information call: Office of Instructional Materials (850)487-8791, Suncom 277-8791.

The **Education Standards Commission** announces a public meeting to which all persons are invited.

**DATES AND TIMES:** Thursday, September 23, 1999, 1:00 p.m. – 6:00 p.m.; Friday, September 24, 1999, 8:30 a.m. – 12:00 p.m.

**PLACE:** Sheraton Suites, The Ball Room, 4400 West Cypress Street, Tampa, Florida 33607, Telephone (813)873-8675

**PURPOSE:** Members of the Education Standards Commission will meet and discuss issues related to the Commission’s charge.

To obtain a copy of the agenda, please call or write: Florida Education Standards Commission, 325 West Gaines Street, 224 Turlington Building, Tallahassee, Florida 32399, Telephone (850)488-1523 or Suncom 278-1523.

Persons with disabilities who require assistance to participate in this meeting are requested to contact Dr. Adeniji Odotola at the above address or telephone numbers.

The **Gulf Coast Community College**, District Board of Trustees will hold its monthly meeting as follows.

**TIME AND DATE:** September 9, 1999, 10:00 a.m. (C.D.T.)

**PLACE:** Gardner Seminar Room, Panama City, FL

**PURPOSE:** Regular monthly meeting.

Contact person for the meeting is Dr. Robert L. McSpadden, President.

**DEPARTMENT OF COMMUNITY AFFAIRS**

The **Florida Building Commission** “The Commission” announces the following meetings to which all persons are invited:

**DATES AND TIMES:** September 7, 1999, 1:00 a.m. – 5:00 p.m.; September 8, 1999, 8:00 a.m. – 6:30 p.m.; September 9, 1999, 8:00 a.m. – 4:15 p.m.

**PLACE:** Boardwalk Beach Resort, 9450 So. Thomas Drive, Panama City Beach, Florida, (850)234-3484

**PURPOSE:** Hold a facilitated Public Hearing for soliciting comments on Draft II of the Florida Building Code.

State Fire Marshal – hold a facilitated Public Hearing for soliciting comments on Draft II of the Florida Fire Prevention Code.

Meeting of the Task Group for Development of Product Approval.

Certification of Threshold Building Inspectors.

Meeting of the Commission to adopt updated workplan and report on public input forums on draft II; to hear presentations from state agencies; to consider the Product Approval Task Group recommendations for a State Product Approval System; to hear and adopt the Education Task Group presentation and proposal on the Information Guidebook on roles and responsibilities.

September 7, 1999

Meeting of the Product Task Groups to consider Systems Designed.

September 8, 1999

Hold facilitated Public Hearing on Draft II of the Florida Building Code.

Plenary Session of the Commission to review and adopt the Commission’s updated workplan, to hear additional presentations on state agencies rules and standards, to review entry level worker’s training program and provide for an overview of Commission’s report to the Legislature.

Meeting of the Threshold Building Inspector Certification Committee.

September 9, 1999

Plenary Session of the Commission to hear Threshold Inspector certification and product approval committee report, to hear the Product Approval TG recommendations for a state product approval system, to hear Education TG proposal for a conceptual design for building code training and education program; to hear presentation from the Education TG on the information guidebook on roles and responsibilities; To consider declaratory statement regarding the 1974/1996 windload design computer program (EDA Software) for compliance with the 1997 Standard Building Codes; and interpretation regarding the qualifications of the threshold representative; Consider draft of final order regarding Mr. Emil Veksenfeld, and to approve the proposed rule 9B-7.0042, for accessibility of Florida Stall.

Public Comments



A copy of the Committee and Commission meeting agendas may be obtained by sending a request in writing: Jean Easom, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, Fax (850)414-8436.

If a person decides to appeal any decision made by the Commission with respect to any matter considered at this meeting, they will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Any person requiring a special accommodation at these meetings because of a disability or physical impairment should contact Ms. Jean Easom at the Department of Community Affairs (850)487-1824, at least ten days before the meetings. If you are hearing or speech impaired, please contact the Department of Community Affairs using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Department of Community Affairs** announces a hearing to which all interested parties are invited.

DATE AND TIME: Monday, September 13, 1999, 10:00 a.m.

PLACE: Department of Community Affairs, 2555 Shumard Oak Boulevard, The Sadowski Building, Room 220N, Tallahassee, Florida

PURPOSE: To receive public comment on the Low-Income Home Energy Assistance Program (LIHEAP) State Administrative Plan for federal fiscal year 2000.

ACTION TO BE TAKEN: Following the public hearing and review of all comments, the LIHEAP State Plan for federal fiscal year 2000 will be submitted to the United States Department of Health and Human Services. Written comments regarding the plan will be accepted at the Department of Community Affairs through close of business September 13, 1999. Written responses to the plan may be submitted to, or copies of the draft plan may be obtained by calling or writing: Hilda S. Frazier, Planning Manager, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, Telephone (850)488-7541.

Anyone wishing to appeal any decision made at the hearing will need a record of the proceedings, and for such purposes will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the Department of Community Affairs, (850)488-7541, at least five calendar days prior to the hearing. If you are hearing or speech impaired, please contact the Department of Community

Affairs using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TTD).

**DEPARTMENT OF TRANSPORTATION**

The Florida **Department of Transportation** announces a meeting of the Steering Committee and Advisory Committees on Mobility, Sustainability and Economic Development for the 2020 Florida Transportation Plan Update to which all persons are invited.

DATES AND TIMES: September 14, 1999, 9:00 a.m.; September 15, 1999, 8:30 a.m.

PLACE: Ramada Inn, 2900 North Monroe St., Tallahassee, Florida

PURPOSE: To discuss changes needed in the plan which respond to new ideas and changes since the plan was adopted in 1995 and to establish a common planning horizon for transportation planning in Florida.

A copy of the agenda may be obtained by writing: Florida Department of Transportation, 605 Suwannee Street, MS 28, Tallahassee, Florida 32399-0450 (Attn.: Pamela Richmond).

The Florida **Department of Transportation** announces public meetings to which all persons are invited:

PURPOSE: Regular Meeting of the Executive Committee

DATE AND TIME: September 16, 1999, 8:30 a.m.

PLACE: Fifth Floor, Executive Conference Room, 605 Suwannee Street (Burns Building), Tallahassee, Florida

DATE AND TIME: October 21, 1999, 8:30 a.m.

PLACE: Fifth Floor, Executive Conference Room, 605 Suwannee Street (Burns Building), Tallahassee, Florida

DATE AND TIME: November 18, 1999, 8:30 a.m.

PLACE: Fifth Floor, Executive Conference Room, 605 Suwannee Street (Burns Building), Tallahassee, Florida

DATE AND TIME: December 16, 1999, 8:30 a.m.

PLACE: Fifth Floor, Executive Conference Room, 605 Suwannee Street (Burns Building), Tallahassee, Florida

DATE AND TIME: January 20, 2000, 8:30 a.m.

PLACE: Fifth Floor, Executive Conference Room, 605 Suwannee Street (Burns Building), Tallahassee, Florida

DATE AND TIME: February 17, 2000, 8:30 a.m.

PLACE: Fifth Floor, Executive Conference Room, 605 Suwannee Street (Burns Building), Tallahassee, Florida

A copy of the agenda may be obtained by writing: Florida Department of Transportation, 605 Suwannee Street, Mail Station 57, Tallahassee, Florida 32399-0450.

The Florida **Department of Transportation** announces one public meeting of the Freight Stakeholders Task Force Executive Committee to which all interested persons are invited.

DATE AND TIME: September 16, 1999, 9:00 a.m. – 1:00 p.m.  
 PLACE: Meeting – Executive Committee, CSX Intermodal, 20th Floor Conference Room, 301 W. Bay Street, Bell South Tower, Jacksonville, Florida 32202

PURPOSE: General Business Meeting – Executive Committee.  
 A copy of the agenda for the meeting may be obtained one week in advance by writing: Robert G. Hebert, Jr., Administrator-Ports/Intermodal, Florida Department of Transportation Rail Office, M.S. 25, 605 Suwannee Street, Tallahassee, Florida 32399-0450.

In accordance with provisions of the Americans with Disabilities Act, persons requiring special accommodations to participate in the meetings should advise Robert G. Hebert, Jr., (850) 414-4546.

**STATE BOARD OF ADMINISTRATION**

NOTICE OF CHANGE – Notice is hereby given by the **State Board of Administration** of a change in the time of the public workshop as noticed in the Florida Administrative Weekly, August 20, 1999. The workshop is rescheduled:

DATE AND TIME: August 27, 1999, 11:00 a.m.

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

TIME AND DATE: Friday, August 27, 1999, 11:00 a.m.

PLACE: The Hermitage Room, Plaza Level, The Hermitage Centre, 1801 Hermitage Boulevard, Tallahassee, FL 32308

PURPOSE: The purpose of the workshop is to discuss in detail the methodology and recommendations from a forthcoming review of the FRS Total Fund Investment Plan (TFIP). The review incorporates an asset allocation study. It is anticipated that a written report will be in the hands of the IAC members and available to the public no later than Monday, August 23, 1999. The final recommendations will be formally presented to the IAC at its regularly scheduled meeting on September 17, 1999. However, the workshop is intended to provide IAC members and the SBA staff with the opportunity to discuss technical issues in an informal setting without time constraints, and in as much depth as the members may desire. This review of the FRS TFIP was undertaken as a result of discussion at the June 18, 1999 IAC meeting.

The IAC is a six-member advisory council, which makes recommendations to the board regarding investment policy, strategy, and procedures. The IAC operates under s. 215.444 of the Florida Statutes.

Accommodations can be made for persons with disabilities provided several days' notification is received. Please notify Dorothy Westwood, (850)488-4406.

**PUBLIC SERVICE COMMISSION**

NOTICE OF CANCELLATION – The Florida **Public Service Commission** announces the cancellation of customer service hearings noticed in Docket No. 990455-TL – Request for review of proposed numbering plan relief for the 305/786 area code – Dade County and Monroe County/Keys Region.

DATE AND TIME: September 1, 1999, 10:00 a.m.

PLACE: Embassy Suites Hotel, Miami International Airport, 3974 South River Drive, Miami, Florida

DATE AND TIME: September 2, 1999, 10:00 a.m.

PLACE: Old City Hall, 510 Greene Street, Key West, Florida

The Florida **Public Service Commission** announces a hearing to be held in the following dockets, to which all interested persons are invited.

Docket No. 981781-SU – Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

DATES AND TIME: September 14-15, 1999, 10:00 a.m.

PLACE: Buccaneer Estates Recreation Hall, 2210 N. Tamiami Trail, Ft. Myers, Florida

PURPOSE: To permit parties to present testimony and exhibits relative to the application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc., all parties shall be given the opportunity to present testimony and other evidence on the issues identified by the parties at the prehearing conference held on August 30, 1999. All witnesses shall be subject to cross-examination at the conclusion of their testimony. The proceedings will be governed by the provisions of Chapter 120, F.S., and Chapters 25 and 28, FAC.

Any person requiring some accommodation at this hearing because of a physical impairment should call the Division of Records and Reporting, (850)413-6770, at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

The Florida **Public Service Commission** announces a Commission Workshop in the following docket to which all persons are invited.

UNDOCKETED MATTER: Commission Review of Electric Utility Ten-Year Site Plans

DATE AND TIME: Thursday, September 16, 1999, 9:30 a.m.

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

PURPOSE: The purpose of this workshop is to afford an opportunity for public comment on the ten-year site plans submitted by Florida's electric utilities. At the workshop, the utilities will describe their plans, the key assumptions underlying the plans and the impact of demand-side

management goals on the plans. In addition, the Florida Reliability Coordinating Council will present the Peninsular Florida Load and resource Plan and the Peninsular Florida Reliability assessment.

A copy of the agenda for this workshop may be obtained by contacting: Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399. Any person with questions concerning this workshop should contact Michael Haff, (850)413-6700.

Any person requiring some accommodation at this workshop because of a physical impairment should call the Division of Records and Reporting, (850)413-6770, at least five calendar days prior to the hearing. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

The Florida **Public Service Commission** announces a Commission workshop to be held in the following matter, to which all interested persons and parties are invited to attend.

UNDOCKETED: Regional Transmission Organizations and Related Issues

DATE AND TIME: Tuesday, September 28, 1999, 10:00 a.m.

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

PURPOSE: The purpose of this workshop is to continue the study of Florida-specific issues regarding the advisability of establishing a Regional Transmission Organization (RTO) or Independent System Operator (ISO) and other related issues.

If you wish to comment but cannot attend the workshop, please file your comments with: Division of Records and Reporting, Gerald L. Gunter Building, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, on or before September 21, 1999, specifically referencing "Undocketed - Regional Transmission Organizations and Related Issues".

One or more of the Commissioners of the Florida Public Service Commission may attend and participate in the workshop. Minutes of this workshop will be taken in accordance with Section 286.011(2), Florida Statutes.

A copy of the agenda may be obtained by writing to the Director, Division of Records and Reporting, at the address previously noted, or by calling (850)413-6770.

Any person requiring some accommodation at this workshop because of a physical impairment should call the Division of Records and Reporting, (850)413-6770, at least 48 hours prior to the workshop. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

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## EXECUTIVE OFFICE OF THE GOVERNOR

The **Executive Office of the Governor** announces a public meeting of the Florida Geographic Information Board (GIB) to which all persons are invited:

DATE AND TIME: September 17, 1999, 10:00 a.m. or as soon thereafter as possible and will continue until complete.

PLACE: EATZ Café, 4055 Esplanade Way, Tallahassee, FL.  
PURPOSE: A regularly scheduled meeting of the GIB.

A copy of the agenda may be obtained by writing: Florida Geographic Information Board, 4050 Esplanade Way, Building 4030, Suite 180, Tallahassee, Florida 32399-0950 or at the GIB's Website: <http://als.dms.state.fl.us>

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## REGIONAL PLANNING COUNCILS

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

DATE AND TIME: Thursday, September 9, 1999, 9:00 a.m.  
(Please call to confirm date, time and location)

PLACE: Tampa Bay Regional Planning Council, 9455 Koger Boulevard, Suite 219, St. Petersburg, Florida

PURPOSE: Agency on Bay Management Full Agency.

Please note that if a person decides to appeal any decision made by Council with respect to any matter considered at the above cited meeting or hearing, he will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

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

DATE AND TIME: Monday, September 13, 1999, 8:30 a.m.  
(Please call to confirm date, time and location)

PLACE: Tampa Bay Regional Planning Council, 9455 Koger Blvd., St. Petersburg, FL 33702

PURPOSE: Executive/Budget Committee Meeting.

Please note that if a person decides to appeal any decision made by Council with respect to any matter considered at the above cited meeting or hearing, he will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

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

DATE AND TIME: Monday, September 13, 1999, 10:00 a.m.  
(Please call to confirm date, time and location)

PLACE: Tampa Bay Regional Planning Council, 9455 Koger Boulevard, St. Petersburg, Florida 33702

PURPOSE: Regular Council Meeting.

**SUBJECTS TO BE CONSIDERED:** Routine Council Business; DRI Development Order Amendment Reports; Local Government Comprehensive Plan Reviews; Aging Policy Committee; Agency on Bay Management; Local Emergency Planning Committee; Chairman's Report.

Please note that if a person decides to appeal any decision made by Council with respect to any matter considered at the above meeting or hearing, he will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

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

**DATE AND TIME:** Monday, September 27, 1999, 9:30 a.m. (Please call to confirm date, time and location)

**PLACE:** Tampa Bay Regional Planning Council, 9455 Koger Boulevard, Suite 219, St. Petersburg, Florida

**PURPOSE:** IC&R Clearinghouse Review Committee.

Please note that if a person decides to appeal any decision made by Council with respect to any matter considered at the above cited meeting or hearing, he will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

The **Tampa Bay Regional Planning Council**, District VIII, Tampa Bay Local Emergency Planning Committee (LEPC) announces a public meeting to which all persons are invited:

**DATE AND TIME:** Wednesday, September 29, 1999, 10:30 a.m. (Please call to confirm date, time and location)

**PLACE:** Tampa Bay Regional Planning Council, The Clorox Company, 3601 E. Columbus Drive, Tampa, FL 33605

**PURPOSE:** Regular Bi-Monthly District VIII LEPC Meeting.

Please note that if a person decides to appeal any decision made by the Council with respect to any matter considered at the above cited meeting or hearing, he/she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

**LOXAHATCHEE RIVER ENVIRONMENTAL CONTROL DISTRICT**

The **Loxahatchee River Environmental Control District** announces a Public Meeting to which all persons are invited.

**DATE AND TIME:** Thursday, September 16, 1999, 7:00 p.m.

**PLACE:** District Administrative Building, 2500 Jupiter Park Drive, Jupiter, Florida 33458

**PURPOSE:** Regular Meeting of the Governing Board to conduct such business as specifically itemized on the agenda.

A copy of the agenda may be obtained by writing: Loxahatchee River Environmental Control District, 2500 Jupiter Park Drive, Jupiter, Florida 33458-8964.

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

**DEPARTMENT OF LABOR AND EMPLOYMENT SECURITY**

The Florida **Department of Labor and Employment Security**, Workers' Compensation Oversight Board, announces a telephone conference of its Coordinating Committee to discuss general issues.

**DATE AND TIME:** Tuesday, August 31, 1999, 10:00 a.m.

**PLACE:** Call (850)487-2613, for instruction on participation.

**PURPOSE:** The purpose of the meeting is to discuss issues to be on the agenda for the full Workers' Compensation Oversight Board meeting.

For further information about this telephone conference, contact: Julie Douthit, Suite 100, Marathon Building, 2574 Seagate Drive, Tallahassee, Florida 32399-2152, Telephone number (850)487-2613, two days prior to the date of the meeting.

In the event meeting time and/or place changes, notice of change will be posted on meeting notice bulletin board at 2574 Seagate Drive, Suite 100, Marathon Building, Tallahassee, Florida 32399-2152. You may call (850)487-2613.

Persons with a disability or handicap requiring reasonable accommodation should contact Becky Thomas in writing or by telephone at the above address or telephone number at least two business days in advance of the meeting to make appropriate arrangements. If you are hearing or speech impaired, please contact Becky Thomas using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Department of Labor and Employment Security**, Workers' Compensation Oversight Board, announces a meeting of its Benefits Committee to discuss general issues.

**DATE AND TIME:** Wednesday, September 1, 1999, 1:00 p.m. – 4:00 p.m.

**PLACE:** Suite 200, Webster Building, 2671 Executive Circle, West, Tallahassee, Florida

**PURPOSE:** The purpose of the meetings is to discuss issues of interest.

For further information about this telephone conference, contact: Julie Douthit, Suite 100, Marathon Building, 2574 Seagate Drive, Tallahassee, Florida 32399-2152, Telephone number (850)487-2613, two days prior to the date of the conference call.

In the event time and/or date changes, notice of change will be posted on meeting notice bulletin board at 2574 Seagate Drive, Suite 100, Marathon Building, Tallahassee, Florida 32399-2152. You may call (850)487-2613.

Persons with a disability or handicap requiring reasonable accommodation should contact Julie Douthit in writing or by telephone at the above address or telephone number at least five business days in advance of the meeting to make appropriate arrangements. If you are hearing or speech impaired, please contact Julie Douthit using the Florida Dual Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Department of Labor and Employment Security, Division of Workers' Compensation**, Special Disability Trust Fund Privatization Commission, Administrator RFP Evaluation Team announces a meeting to which the public is invited.

DATE AND TIME: Monday, September 13, 1999, 9:00 a.m. – 1:00 p.m.

PLACE: Room 214, The Capitol, Tallahassee, Florida

PURPOSE: The purpose of the meeting is to allow the evaluation team to discuss the Administrator RFP and their evaluation of it. No Public Testimony will be taken at this meeting.

For further information regarding the meeting, please contact Anne Mackenzie, (850)488-4896.

Persons with a disability or handicap requiring reasonable accommodations should contact Anne Mackenzie by telephone at least two business days in advance to make appropriate arrangements. If you are hearing or speech impaired, please contact Anne Mackenzie using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

**WATER MANAGEMENT DISTRICTS**

**NOTICE OF CHANGE – Suwannee River Water Management District** announces a change in date for the public hearing scheduled for August 10, 1999, 9:00 a.m.

DATE AND TIME: September 14, 1999, 3:00 p.m.

PLACE: District Headquarters, 9225 CR 49, Live Oak, FL 32060

PURPOSE: Public Hearing in accordance with Section 373.59, F.S., concerning the proposed purchase of the Foley Timber and Land Company/Steinhatchee Wellfield Tract, 100 acres +/- in Taylor County with funds from the Preservation 2000 Trust Fund, also the Public Hearing in accordance with Section

373.59, F.S., concerning the proposed purchase of the C. L. Brice/Newberry Wellfield Tract, 100 acres +/- in Alachua County with funds from the Preservation 2000 Trust Fund.

A copy of the agenda(s) may be obtained by writing: SRWMD, 9225 CR 49, Live Oak, FL 32060.

If any person decides to appeal any decision with respect to any matter considered at the above cited meeting, such person may need to ensure that a verbatim record of the proceedings is made to include the testimony and evidence upon which the appeal is to be based.

The Suwannee River Water Management District does not discriminate upon the basis of any individuals disability status. This non-discrimination policy involves every aspect of the District's functions including one's access to, participation, employment, or treatment in its programs or activities. Anyone requiring reasonable accommodation as provided for in the Americans With Disabilities Act should contact: Lisa Cheshire, Administrative Assistant, (904)362-1001 or 1(800)226-1066 (Florida only), Fax (904)362-1056.

The **St. Johns River Water Management District** announces the following public meetings, hearings, and workshop to which all persons are invited:

**PERSONNEL COMMITTEE MEETING**

DATE AND TIME: Tuesday, September 7, 1999, 9:00 a.m.

PLACE: District Headquarters, Highway 100, West, Palatka, FL 32177

PURPOSE: Discussion of Personnel Committee agenda items followed by committee recommendations to be approved by the full Governing Board.

**BUDGET AND GOVERNING BOARD MEETING**

DATE AND TIME: Tuesday, September 7, 1999, 10:00 a.m.

PLACE: District Headquarters, Highway 100, West, Palatka, FL 32177

PURPOSE: Discussion of proposed budget for Fiscal Year 1999-2000; and discussion and consideration of District business including regulatory and non-regulatory matters.

**PUBLIC HEARING ON THE TENTATIVE MILLAGE RATE AND BUDGET FOR FISCAL YEAR 1999-2000**

DATE AND TIME: Tuesday, September 7, 1999, 5:05 p.m.

PLACE: District Headquarters, Highway 100, West, Palatka, FL 32177

PURPOSE: Official presentation of the Tentative FY1999-2000 millage rate and budget and an opportunity to receive public comment prior to consideration and adoption by the Governing Board.

**GOVERNING BOARD MEETING AND PUBLIC HEARING**

DATE AND TIME: Wednesday, September 8, 1999, 9:00 a.m.

PLACE: District Headquarters, Highway 100, West, Palatka, Florida 32177

PURPOSE: Discussion and consideration of District business including regulatory and non-regulatory matters.

FACILITIES/PLANNING/CONSTRUCTION COMMITTEE MEETING

DATE AND TIME: Wednesday, September 22, 1999, 10:00 a.m.

PLACE: District Headquarters, Highway 100, West, Palatka, FL 32177

PURPOSE: Discussion and consideration of Facilities/Planning/Construction Committee agenda items regarding project construction and contractual matters of the District.

GOVERNING BOARD MEETING

DATE AND TIME: Wednesday, September 22, 1999, 1:00 p.m.

PLACE: District Headquarters, Highway 100, West, Palatka, Florida 32177

PURPOSE: Discussion and consideration of District business including regulatory and non-regulatory matters.

PUBLIC HEARING ON THE FINAL MILLAGE RATE AND BUDGET FOR FISCAL YEAR 1999-2000

DATE AND TIME: Wednesday, September 22, 1999, 5:05 p.m.

PLACE: District Headquarters, Highway 100, West, Palatka, FL 32177

PURPOSE: Official presentation of the Final FY1999-2000 millage rate and budget and an opportunity to receive public comment prior to consideration and adoption by the Governing Board.

A copy of the agenda for meetings on September 7, 8, or 22, 1999 may be obtained by writing: St. Johns River Water Management District, P. O. Box 1429, Palatka, Florida 32178-1429, Attention: Ann Freeman, Governing Board Support Specialist.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in these meetings or hearings is requested to advise the District at least 48 hours before the meeting or hearing by contacting: Ann Freeman, (904)329-4101. If you are hearing or speech impaired, please contact the District by calling (904)329-4450 (TDD).

If any person decides to appeal any decision with respect to any matter considered at the above-listed meetings or hearings, such person may need to ensure that a verbatim record of the proceedings is made to include the testimony and evidence upon which the appeal is to be based.

The **Southwest Florida Water Management District** announces the following public hearing to which all interested persons are invited:

DATES AND TIME: September 28, 1999, 9:00 a.m., and may be continued September 29, 1999, 9:00 a.m.

PLACE: Governing Board Room, Southwest Florida Water Management District, 2379 Broad Street, Brooksville, Florida 34609-6899

PURPOSE: The acquisition of certain lands eligible to be considered for funding from the Water Management Lands Trust Fund (Save Our Rivers)/Florida Preservation 2000 Trust Fund which lands are further described as follows:

Part of the Green Swamp project comprised of three parcels referred to as SWF Parcel Nos. 10-200-1216C, 10-200-1218C and 10-200-1219C. Parcel No. 1216C consists of approximately 85.72± acres and lies in Section 23, Township 23, South, Range 24, East in Lake County, Florida. Parcel No. 1218C consists of approximately 76.95± acres and lies in Sections 1 and 12, Township 25, South, Range 24, East Polk County, Florida. Parcel No. 1219C consists of approximately 198.77± acres and lies in Section 31, Township 25, South, Range 26, East as well as in Section 6, Township 26, South, Range 26, East in Polk County, Florida.

Any person deciding to appeal any decision made by the District Governing Board concerning the above-referenced hearing will need a record of the proceedings and for such purpose may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal may be based.

A copy of the agenda or a more specific legal description of the lands proposed for acquisition may be obtained by contacting Fritz H. Musselmann, Land Resources Director, Southwest Florida Water Management District, at the above address.

The Southwest Florida Water Management District does not discriminate on the basis of any individual's disability status. Anyone requiring reasonable accommodations as provided for in the Americans With Disabilities Act should contact Cheryl Hill, (352)796-7211 or 1(800)423-1476 (Florida only), Extension 4452, Fax (352)754-6877, TTD only 1(800)231-6103, Fax (352)754-6877, Suncom 663-6877.

The **South Florida Water Management District** announces a public hearing to which all interested parties are invited:

DATE AND TIME: August 31, 1999, 7:00 p.m. – 9:00 p.m.

PLACE: Hidden Oaks Middle School, 2801 S. W. Martin Highway, Palm City, Florida

PURPOSE: A public hearing on the 2000 Save Our Rivers Land Acquisition and Management Plan to discuss boundary changes to the Atlantic Ridge Ecosystem Project.

A copy of the agenda may be obtained by writing: South Florida Water Management District, P. O. Box 24680, West Palm Beach, Florida 33416-4680.

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Although Governing Board meetings and hearings are normally recorded, affected persons are advised that it may be necessary

for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance may contact Tony Burns, District Clerk, (561)682-6206, at least two business days in advance to make appropriate arrangements.

For more information, contact: Bill Helfferich, (561)682-6337 or e-mail: whellfer@sfwmd.gov.

The **South Florida Water Management District** announces a public meeting to which all interested parties are invited:

DATE AND TIME: September 9, 1999, 7:00 a.m.

PLACE: Sheraton Hotel, 630 Clearwater Park Road, West Palm Beach, Florida

PURPOSE: Breakfast workshop with Governing Board members and senior management.

A copy of the agenda may be obtained by writing: South Florida Water Management District, P. O. Box 24680, West Palm Beach, Florida.

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Although Governing Board meetings and hearings are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance may contact Tony Burns, District Clerk, (561)682-6206, at least two business days in advance to make appropriate arrangements.

Those who desire more information may contact: Tony Burns, District Clerk, District Headquarters, 3301 Gun Club Road, West Palm Beach, Florida 33416-4680, (561)682-6206.

The **South Florida Water Management District** announces a public meeting to which may be conducted by means of or in conjunction with communications media technology, specifically by telephonic conference, to which all interested parties are invited:

DATE AND TIME: September 22, 1999, 5:15 p.m.

PLACE: South Florida Water Management District Headquarters, B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, Florida

PURPOSE: Public hearing to receive public comment and vote on final FY99-2000 millage rates and budget.

A copy of the agenda may be obtained by writing: South Florida Water Management District, P. O. Box 24680, West Palm Beach, Florida 33416-4680.

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Although Governing Board meetings and hearings are normally recorded, affected persons are advised that it may be necessary

for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance may contact Tony Burns, District Clerk, (561)682-6206, at least two business days in advance to make appropriate arrangements.

**DEPARTMENT OF LOTTERY**

The Florida **Department of the Lottery** announces a meeting of the Florida Lottery Commission to which all interested parties are invited.

DATE AND TIME: Thursday, September 9, 1999, 10:00 a.m. – 12:00 Noon

PLACE: Lottery Central Building, 250 Marriott Drive, Tallahassee, Florida

PURPOSE: Quarterly meeting to discuss issues relating to the Lottery.

Any person requiring a special accommodation at the meeting because of a disability should call Doug Roberts, (850)487-7777, Ext. 2469 (Voice), or use the Florida Relay Service at 1(800)955-8771 (TDD), at least seven (7) working days prior to the meeting date.

**INTERLOCAL AGENCIES**

The **New River Solid Waste Association** announces a meeting to which all persons are invited.

DATE AND TIME: September 9, 1999, 6:00 p.m.

PLACE: New River Regional Landfill Office, Raiford, Florida

PURPOSE: To conduct the regular business of the New River Solid Waste Association. The 6:00 p.m. Board Meeting will be preceded by a general workshop at 5:00 p.m.

All persons deciding to appeal any decision of the New River Solid Waste Association with respect to any matter considered at the meeting may need to ensure that a verbatim record of the proceedings is made.

**DEPARTMENT OF ELDER AFFAIRS**

The **State Long-Term Ombudsman Council** announces the following Policy and Procedures Committee meeting which took place on:

DATE AND TIME: August 25, 1999, 9:00 a.m.

PLACE: Boca Raton, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Issues related to the Long-Term Care Ombudsman Program. You may contact the office of the Long-Term Care Ombudsman, (850)488-6190, for more information.

The **State Long-Term Care Ombudsman Council** announces the following calls to which all persons are invited:

DATES AND TIMES: Executive Committee – September 7, 1999 and October 5, 1999, 8:30 a.m. – 9:30 a.m.; Legislative Committee – September 14, 1999 and October 12, 1999, 9:00 a.m. – 10:00 a.m.; Ways and Means Committee – September 1, 1999 and October 13, 1999, 10:00 a.m. – 11:00 a.m.; Policy and Procedures Committee – September 9, 1999 and October 14, 1999, 9:00 a.m. – 10:00 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Issues related to the Long-Term Care Ombudsman Program. You may contact the office of the Long-Term Care Ombudsman, (850)488-6190, for more information.

The **Department of Elder Affairs** announces a public meeting to which all persons are invited:

DATE AND TIME: Wednesday, September 15, 1999, 9:00 a.m. – 3:00 p.m.

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

PURPOSE: Discussion on mandated study of certified nursing assistants.

A copy of the agenda may be attained by contacting: Gail LaRosa, (850)414-2000, ext. 3201.

The **State Long-Term Care Ombudsman Council** announces a public meeting for all districts in Florida to which all persons are invited. You may contact the State Long-Term Care Ombudsman Office, (850)488-6190, for further information.

DATE AND TIME: September 23, 1999, 9:00 a.m.

CITY: District One, Pensacola, FL

DATE AND TIME: September 15, 1999, 10:00 a.m.

CITY: District Two, Blountstown, FL

DATE AND TIME: September 16, 1999, 1:00 p.m.

CITY: District Three-A, Gainesville, FL

DATE AND TIME: September 9, 1999, 1:00 p.m.

CITY: District Three-B, Ocala, FL

DATE AND TIME: September 21, 1999, 12:00 Noon

CITY: District Four, St. Augustine, FL

DATE AND TIME: September 16, 1999, 1:30 p.m.

CITY: District Five A, Largo, FL

DATE AND TIME: September 9, 1999, 1:30 p.m.

CITY: District Five B, New Port Richey

DATE AND TIME: September 21, 1999, 10:00 a.m.

CITY: District Six, Tampa, FL

DATE AND TIME: September 2, 1999, 12:30 p.m.

CITY: District Seven, Orlando, FL

DATE AND TIME: September 7, 1999, 11:00 a.m.

CITY: District Eight, Ft. Myers, FL

DATE AND TIME: September 27, 1999, 2:30 p.m.

CITY: District Nine, West Palm Beach, FL

DATE AND TIME: September 14, 1999, 1:30 p.m.

CITY: District Ten, Plantation, FL

DATE AND TIME: September 21, 1999, 1:15 p.m.

CITY: District Eleven-South, S. Miami, FL

DATE AND TIME: September 9, 1999, 10:30 p.m.

CITY: District Eleven-North, N. Miami, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Issues related to the Long -Term Care Ombudsman Program.

#### AGENCY FOR HEALTH CARE ADMINISTRATION

The **Public Medical Assistance Trust Fund Task Force** will meet:

DATE AND TIME: Tuesday, August 31, 1999, 10:00 a.m. – 3:00 p.m.

PLACE: Orlando Public Library, 101 East Central Blvd., Orlando, FL

Two hours of the meeting time will be set aside for public comment. Oral presentations are limited to five minutes. Presenters should also provide a written copy of their material, which may include any documentation they wish the task force to consider.

For further information call: Connie Reglues, Agency for Health Care Administration, (850)922-8447 or email: [rugglesc@fdhc.state.fl.us/](mailto:rugglesc@fdhc.state.fl.us/)

The **Agency for Health Care Administration** would like to announce a meeting to which all persons are invited to attend.

DATE AND TIME: September 21, 1999, 10:00 a.m. – 12:00 Noon

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

PURPOSE: To make recommendations about the legal definition of “rural hospital” in ss. 395.602 and 408.07, Florida Statutes, as referenced in Laws of Florida 98-21.

A copy of the agenda may be obtained by writing: Dehryl McCall, Office of Health Policy, Building 3, 2727 Mahan Drive, Tallahassee, Florida 32308, or by telephone (850)922-5529.

Persons requiring special accommodations due to disability or physical impairment should contact Dehryl McCall, by September 10, 1999.

If anyone requires a transcription of the meeting tapes, it will be at the requestor’s expense.

#### DEPARTMENT OF MANAGEMENT SERVICES

The **SMART Schools Clearinghouse** announces a regular meeting of the SMART Schools Clearinghouse to which all interested persons are invited:

DATE AND TIME: September 21, 1999, 10:00 a.m.

PLACE: Department of Management Services, Capitol Circle Office Center, 4050 Esplanade Way, Suite 101, Tallahassee, Florida 32399-0950



A copy of the agenda may be obtained by contacting: The SMART Schools Clearinghouse, Office of the Executive Director, 4050 Esplanade Way, Suite 250, Tallahassee, FL 32399-0950, Phone (850)921-8699 (Suncom 291-8699).

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Office of the Executive Director at the above telephone or address at least five (5) calendar days prior to the meeting. If you are hearing- or speech-impaired, please contact the agency using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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

The **Department of Management Services, Division of Information Technology** announces a workshop on the progress of the Joint Task Force Radio Communications System to which all persons are invited.

DATE AND TIME: September 10, 1999, 9:00 a.m.

PLACE: Department of Management Services, Division of Information Technology, 4030 Esplanade Way, Room 225A, Tallahassee, FL 32399

PURPOSE: To discuss and take action on the items included in the meeting agenda.

A copy of the agenda may be obtained by writing: Lee Moreno, Department of Management Services, Division of Information Technology, 4030 Esplanade Way, Suite 280M, Tallahassee, Florida 32399-0950.

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

Any person requiring some accommodation at this hearing because of a physical impairment should call the Division of Information Technology, (850)488-3866, at least five calendar days prior to the meeting. If you are hearing or speech-impaired, please contact the Division of Information Technology by using the Florida Relay Service which can be reached at 1(800)955-8771 (TDD).

The **Department of Management Services, Division of Information Technology** announces a public meeting of the Board of Directors of the Joint Task Force on State Agency Law Enforcement Communications to which all persons are invited.

DATE AND TIME: September 10, 1999, immediately following the workshop

PLACE: Department of Management Services, Division of Information Technology, 4030 Esplanade Way, Room 225A, Tallahassee, FL 32399

PURPOSE: To discuss and take action on the items included in the meeting agenda.

A copy of the agenda may be obtained by writing: Lee Moreno, Department of Management Services, Division of Information Technology, 4030 Esplanade Way, Suite 280M, Tallahassee, Florida 32399-0950.

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

Any person requiring some accommodation at this hearing because of a physical impairment should call the Division of Information Technology, (850)488-3866, at least five calendar days prior to the meeting. If you are hearing or speech-impaired, please contact the Division of Information Technology by using the Florida Relay Service which can be reached at 1(800)955-8771 (TDD).

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

The **Department of Business and Professional Regulation**, Bureau of Testing announces a working group meeting to be held.

DATE AND TIME: Friday, September 17, 1999, 9:00 a.m. – 3:00 p.m.

PLACE: Bureau of Testing, Conference Room, Suite 42, Northwood Centre, 1940 North Monroe Street, Tallahassee, Florida

PURPOSE: To discuss Computer Based Testing as it relates to the Construction and Electrical Contractor professions for licensure.

The **Department of Business and Professional Regulation** announces the following meetings to be conducted by the Florida **Board of Landscape Architecture** (Board):

DATE AND TIME: September 17, 1999, 10:00 a.m.

PLACE: Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, FL 32399-0751

PURPOSE: To conduct an official meeting of the Board in order to review issues associated with regulation of the landscape architecture profession.

Agenda copies may be obtained by writing the: Board, 1940 North Monroe Street, Tallahassee, FL 32399-0751.

Any person deciding to appeal a decision made with respect to any matter considered at the meeting must ensure a verbatim record of the proceeding is made. Such record must include the testimony and evidence upon which an appeal is to be based.

Any person requiring special accommodations because of a disability or physical impairment should contact: Vickie Booher, Board Program Administrator, 1940 North Monroe Street, Tallahassee, Florida 32399-0751 or call (850)488-6685, extension 3, at least forty-eight (48) hours prior to the meeting. Hearing or speech impaired respondents may contact Ms. Booher using the Florida Dual Party Relay System at 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

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The **Board of Accountancy**, Committee on Continuing Professional Education announces the following public meeting to which all persons are invited:

DATE AND TIME: Thursday, September 23, 1999, 10:00 a.m.

PLACE: Hyatt Regency, Orlando International Airport, Orlando, FL

PURPOSE: To review reporting forms and requests for course approval.

If you wish to participate in this meeting or receive a copy of the agenda, please contact: Kim Thompson, Board of Accountancy, 2610 Northwest 43 Street, Suite 1-A, Gainesville, Florida 32606, (352)955-2165, as soon as possible.

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**NOTICE OF CHANGE** – The Probable Cause Panel of the **Florida Real Estate Commission**, scheduled for September 14, 1999, previously advertised in the August 20, 1999 issue of the FAW, has a change of time from 1:30 p.m. – 3:00 p.m. or the soonest thereafter. Portions of the probable cause proceedings are not open to the public.

DATE AND TIME: August 20, 1999, 3:00 p.m.

PLACE: Room 301, North Tower, 400 W. Robinson St., Orlando, FL

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Division of Real Estate, (407)245-0800, at least five days prior to the meeting. If you are hearing impaired or speech impaired, please call 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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The **Florida Real Estate Commission**, Education and Research Foundation Advisory Committee has scheduled a joint meeting with the Florida Real Estate Commission followed by a regular meeting to which all persons are invited.

DATE AND TIME: Thursday, September 16, 1999 – Joint meeting 8:30 a.m. and Regular meeting immediately following the Joint meeting.

PLACE: Suite 301, North Tower, 400 W. Robinson Street, Orlando, Florida

PURPOSE: Official business of the Foundation, including but not limited to, proposed legislation affecting Chapter 475, review the progress of persons conducting research and studies, the results of any research project shall not be published or disseminated until it has been reviewed and approved in writing by the advisory committee, to create and promote education projects to expand the knowledge of the public and real estate licensees, to augment the existing real estate programs, to make studies of and recommend changes in state statutes and municipal ordinances; request proposals for studies are requested by the governor or the presiding officers of the Legislature, prepare information of consumer interest concerning Florida real estate and to make the information available to the public and appropriate state agencies.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Division of Real Estate, (407)245-0800 (between the hours of 9:00 a.m. – 4:00 p.m.), at least five calendar days prior to the meeting. If you are hearing or speech impaired, please call the Real Estate Division using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda, can be obtained by contacting: Angela Thomas, Education Section.

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#### DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Florida **Department of Environmental Protection, Division of Recreation and Parks** announces a public workshop to which all persons are invited.

DATE AND TIME: Tuesday, September 7, 1999, 7:00 p.m. (EDT)

PLACE: Tomoka State Park, Old Concession Building, 2099 North Beach Street, Ormond Beach, Florida 32174

PURPOSE: To present the current management plans for Gamble Rogers Memorial State Recreation Area at Flagler Beach and North Peninsula State Recreation Area to the public.

Special accommodations for persons with disabling conditions should be requested in writing at least 48 hours in advance of this meeting. Any request for special accommodations can be made by writing: Department of Environmental Protection, Division of Recreation and Parks, District 3, Administration, 1800 Wekiwa Circle, Wekiwa Springs, Florida 32712.

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The Florida **Department of Environmental Protection, Division of Recreation and Parks** announces a DEP Advisory Group meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 8, 1999, 8:00 a.m. (EDT)

PLACE: Tomoka State Park, Old Concession Building, 2099 North Beach Street, Ormond Beach, Florida 32174

PURPOSE: To discuss the current draft management plans for Gamble Rogers Memorial State Recreation Area at Flagler Beach and North Peninsula State Recreation Area.

Special accommodations for persons with disabling conditions should be requested in writing at least 48 hours in advance of this meeting. Any request for special accommodations can be made by writing: Department of Environmental Protection, Division of Recreation and Parks, District 3, Administration, 1800 Wekiwa Circle, Wekiwa Springs, Florida 32712.

The Florida **Department of Environmental Protection, Division of Recreation and Parks** announces a public workshop to which all persons are invited.

DATE AND TIME: Wednesday, September 8, 1999, 7:00 p.m. (EDT)

PLACE: Homosassa Springs State Wildlife Park, Visitor Center, 4150 South Suncoast Boulevard, Homosassa, Florida 34446

PURPOSE: To receive comments regarding management and land uses for Crystal River State Archaeological Site and Yulee Sugar Mill Ruins State Historic Site subsequent to the development of a management plan for the park.

Special accommodations for persons with disabling conditions should be requested in writing at least 48 hours in advance of this meeting. Any request for special accommodations can be made by writing: Department of Environmental Protection, Division of Recreation and Parks, District 2, Administration, 4801 Southeast 17 Street, Gainesville, Florida 32641-9299.

The Florida **Department of Environmental Protection, Division of Recreation and Parks** announces a public workshop to which all persons are invited.

DATE AND TIME: Wednesday, September 8, 1999, 7:00 p.m. (EDT)

PLACE: Sebastian Inlet State Recreation Area, McClarty State Museum, 13180 North A1A, Vero Beach, Florida 32958

PURPOSE: To receive comments regarding management and land uses for Sebastian Inlet State Recreation Area subsequent to the development of a management plan for the park.

Special accommodations for persons with disabling conditions should be requested in writing at least 48 hours in advance of this meeting. Any request for special accommodations can be made by writing: Department of Environmental Protection, Division of Recreation and Parks, District 3, Administration, 1800 Wekiwa Circle, Apopka, Florida 32712.

#### DEPARTMENT OF HEALTH

The **Correctional Medical Authority** announces a meeting to be held at Tallahassee, Florida, to which all persons are invited:

DATE AND TIME: September 10, 1999, 8:30 a.m. – 12:30 p.m.

PLACE: Correctional Medical Authority, Alexander Building, 2020 Capital Circle, S. E., Tallahassee, Florida 32399-1732, (850)487-3580

PURPOSE: Continued discussion of issues relating to correctional health care in the Florida Department of Corrections.

A copy of the agenda may be obtained by writing: Linda A. Keen, Executive Director, Correctional Medical Authority, 2020 Capital Circle, S. E., Bin B-04, Tallahassee, Florida 32399-1732 or calling (850)487-3580.

Pursuant to Chapter 286.26, Florida Statutes, any handicapped person wishing to attend this meeting should contact staff at least 48 hours prior to the meeting in order to request any special assistance.

The **Department of Health** in conjunction with the **Department of Community Affairs** and the **Department of Environmental Protection** announces the cancellation of the meeting scheduled for September 14, 1999 in Tallahassee previously advertised in Vol. 25, No. 26 for the onsite sewage treatment and disposal system study workgroup. The agencies announce public workshops to which all interested persons are invited.

DATE AND TIME: September 14, 1999, 7:00 p.m.

PLACE: Broward County Main Library, 1st Floor, Auditorium, 100 South Andrews Avenue, Ft. Lauderdale, Florida

DATE AND TIME: September 15, 1999, 7:00 p.m.

PLACE: Department of Health, 1217 Pearl Street, Public Auditorium, Jacksonville, Florida

DATE AND TIME: September 16, 1999, 7:00 p.m.

PLACE: Hagler Auditorium, Pensacola Junior College, Pensacola, Florida

DATE AND TIME: September 21, 1999, 7:00 p.m.

PLACE: Sarasota Board of County Commissioners, Board Chambers, 1660 Ringling Boulevard, Sarasota, Florida

PURPOSE: Identify and discuss the planning and permitting problems, with particular focus on cumulative impacts, of onsite sewage treatment and disposal systems and the possible solutions.

A copy of the agenda may be obtained by contacting: Tom Taylor, Florida Conflict Resolution Consortium, 2031 East Dirac Drive, Suite 132, Tallahassee, Florida 32310, Telephone (850)644-7816.

The **Department of Health, Division of Medical Quality Assurance**, Florida **Board of Medicine** Probationers Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 22, 1999, 10:00 a.m.

PLACE: Clarion Airport, 2101 Dixie Clipper Road, Jacksonville, FL, Telephone (904)741-1997

**PURPOSE:** To conduct general business of the Committee.  
A copy of the agenda may be obtained by writing: Dinah R. Skrnich, Medical Compliance Officer, Department of Health, Division of Medical Quality Assurance, Client Services Unit/HMQAMS, 2020 Capital Circle, S. E., BIN CO1, Tallahassee, FL 32399-3251.  
Please note that if a person decides to appeal any decision made by the Board with respect to any matter considered at the above cited meeting, he will need a record of the proceeding, and for such purpose, he may need to insure that a verbatim proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based.  
Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Dinah Skrnich, (850)487-9569, at least 10 calendar days prior to the meeting. If you are hearing or speech impaired, please call Ms. Skrnich using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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The Florida **Board of Acupuncture** and Committees will hold the following meeting to which all persons are invited:  
**DATES AND TIMES:** Thursday, September 23, 1999, 2:30 p.m. and Friday, September 24, 1999, 9:00 a.m.  
**PLACE:** Radisson Hotel Orlando Airport, 5555 Hazeltine National Drive, Orlando, Florida 32812, (407)856-0100  
**PURPOSE:** To conduct Board Business.  
If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he may need to ensure that a verbatim record of the proceedings is made, which records includes the testimony and evidence upon which the appeal is to be based.  
A copy of any item on the agenda may be obtained by writing: Mr. William H. Buckhalt, Executive Director, Board of Acupuncture, 2020 Capital Circle, N. E., C06, Tallahassee, Florida 32399-3256, or you may call (850)488-6016. You will be charged seventeen cents per page for the number of copies desired.  
Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Penny Perkins, (850)488-6016, at least five calendar days prior to the meeting. Persons who are hearing or speech impaired, can contact Penny Perkins using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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The Florida **Board of Dentistry** will hold the following meetings to which all persons are invited:  
**DATES AND TIMES:** Friday, September 24, 1999, Committees beginning at 1:00 p.m., with General Business Meeting immediately following; and reconvening on Saturday, September 25, 1999, 8:00 a.m.

**PLACE:** Sea Turtle Inn, One Ocean Boulevard, Atlantic Beach, FL 32233, (904)249-7402  
**PURPOSE:** To conduct Board business.  
If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he may need to ensure that a verbatim record of the proceedings is made, which records include the testimony and evidence upon which the appeal is to be based.  
A copy of any item on the agenda may be obtained by writing: William H. Buckhalt, Executive Director, Board of Dentistry, 2020 Capital Circle, S. E., BIN C06, Tallahassee, Florida 32399-3256, or you may call (850)488-0595. You will be charged seventeen cents per page for the number of copies desired.  
Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Linda Barber, (850)488-0595, at least five calendar days prior to the meeting. Persons who are hearing or speech impaired, can contact Ms. Barber using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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The **Department of Health** and the Dietetics and Nutrition Practice Council, under the **Board of Medicine**, announces a meeting to which all persons are invited.  
**DATE AND TIME:** September 10, 1999, 9:00 a.m., or soon thereafter  
**PLACE:** The Crowne Plaza Hotel, 700 N. Westshore Blvd., Tampa, FL 33609, (813)289-8200  
**PURPOSE:** General Business Meeting and Rules Review.  
A copy of the agenda may be obtained by writing: Department of Health, Dietetics and Nutrition Practice Council, 2020 Capital Circle, S. E., BIN C05, Tallahassee, Florida 32399-3255, or by calling the council office, (850)487-2098.  
Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the department at least 48 hours before the workshop/hearing/meeting by contacting the council office, (850)488-0595. If you are hearing or speech impaired, please contact the department by calling 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

Please note that if a person decides to appeal any decision made by the council with respect to any matter considered at the above-cited meeting or hearing, he/she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

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The Probable Cause Panel (South), **Board of Medicine** announces a meeting:

DATE AND TIME: September 8, 1999, 6:00 p.m. or soon thereafter

PLACE: Sheraton Ft. Lauderdale Airport Hotel, 1825 Griffin Road, Dania, Florida 33004, (954)920-3500

PURPOSE: To review those cases on which a determination of existence of probable cause has already been made.

A copy of the public portion of the agenda may be obtained by writing: Gaynetta Rosier, Regulation Specialist II, Agency for Health Care Administration, Medical Services, Palmer Building, Post Office Box 14229, Tallahassee, Florida 32317-4229.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in the proceeding should contact the Medical Litigation Section no later than seven (7) days prior to the proceeding or meeting at which such special accommodation is required. The Medical Litigation Section may be contacted at Post Office Box 14229, Tallahassee, Florida 32317-4229, Telephone (850)922-2414, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice) via Florida Relay Service.

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The Probable Cause Panel (North), **Board of Medicine** announces a meeting:

DATE AND TIME: September 17, 1999, 7:00 p.m. or soon thereafter

PLACE: Hyatt Regency, Orlando International Airport, 9300 Airport Boulevard, Orlando, Florida 32827, (407)825-1328

PURPOSE: To review those cases on which a determination of existence of probable cause has already been made.

A copy of the public portion of the agenda may be obtained by writing: Gaynetta Rosier, Regulation Specialist II, Agency for Health Care Administration, Medical Services, Palmer Building, Post Office Box 14229, Tallahassee, Florida 32317-4229.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in the proceeding should contact the Medical Litigation Section no later than seven (7) days prior to the proceeding or meeting at which such special accommodation is required. The Medical Litigation Section may be contacted at Post Office Box 14229, Tallahassee, Florida 32317-4229, Telephone (850)922-2414, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice) via Florida Relay Service.

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The Florida **Board of Optometry** will hold a duly noticed Probable Cause Panel meeting to which all persons are invited to attend.

DATE AND TIME: Wednesday, September 15, 1999, 6:30 p.m.

PLACE: The Sheraton Suites, 2001 South Roosevelt Boulevard, Key West, Florida 33040, (305)292-9800

PURPOSE: For cases previously heard by the panel.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board of Optometry, (850)487-3052, at least 48 hours prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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 form which the appeal is to be issued.

A copy of the agenda item may be obtained by writing: Ms. Sherra Causey, Professional Regulation Specialist II, Board of Optometry, 2020 Capital Circle, S. E., Bin C07, Tallahassee, Florida 32399-3257.

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The Florida **Board of Optometry** will hold a duly noticed Rules Workshop meeting to which all persons are invited to attend.

DATE AND TIME: Thursday, September 16, 1999, 9:00 a.m.

PLACE: Sheraton Suites, 2001 S. Roosevelt Boulevard, Key West, Florida, (305)292-9800

PURPOSE: To discuss proposed changes to Rule 64B13, Florida Administrative Code.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board of Optometry, (850)487-3052, at least 48 hours prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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 form which the appeal is to be issued.

A copy of the agenda item may be obtained by writing: Ms. Sherra Causey, Professional Regulation Specialist II, Board of Optometry, 2020 Capital Circle, S. E., Bin C07, Tallahassee, Florida 32399-3257.

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The Florida **Board of Optometry** will hold a duly noticed meeting to which all persons are invited to attend.

DATES AND TIMES: Thursday, September 16, 1999, 1:00 p.m. and Friday, September 17, 1999, 9:00 a.m., if necessary

PLACE: The Sheraton Suites, 2001 South Roosevelt Boulevard, Key West, Florida 33040, (305)292-9800

PURPOSE: General Board business.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board of Optometry, (850)487-3052, at least 48 hours prior

to the meeting. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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 form which the appeal is to be issued.

A copy of the agenda item may be obtained by writing: Ms. Sherra Causey, Professional Regulation Specialist II, Board of Optometry, 2020 Capital Circle, S. E., Bin C07, Tallahassee, Florida 32399-3257.

The Florida **Board of Osteopathic Medicine** will hold the following Board meeting to which all persons are invited:

**DATES AND TIMES:** Friday, September 17, 1999, 6:00 p.m.; Saturday, September 18, 1999, 9:00 a.m.; Sunday, September 19, 1999, 8:00 a.m., if necessary

**PLACE:** The Hilton, Tampa Airport, 2225 Lois Avenue, Tampa, Florida 33607, (813)877-6688

**PURPOSE:** To conduct Board business.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he may need to ensure that a verbatim record of the proceedings is made, which records includes the testimony and evidence upon which the appeal is to be based.

A copy of any item on the agenda may be obtained by writing: Mr. William H. Buckhalt, Executive Director, Board of Osteopathic Medicine, Northwood Centre, 2020 Capital Circle, S. E., Bin C06, Tallahassee, Florida 32399-3256, or you may call (850)488-0595. You will be charged seventeen cents per page for the number of copies desired.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Tammy Hollingsworth, (850)488-0595, at least five calendar days prior to the meeting. Persons who are hearing or speech impaired, can contact Tammy Hollingsworth using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and (800)955-8771 (TDD).

The **Department of Health** and the **Board of Physical Therapy Practice** announces a conference call to which all persons are invited.

**DATE AND TIME:** September 9, 1999, 8:30 a.m., or soon thereafter

**PLACE:** Nonsuncom (850)921-5551, Suncom 291-5551

**PURPOSE:** Education Committee Meeting.

A copy of the agenda may be obtained by writing: Department of Health, Board of Physical Therapy Practice, 2020 Capital Circle, N. E., BIN C05, Tallahassee, Florida 32399-3255, or by calling the board office, (850)487-2098.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the department at least 48 hours before the workshop/hearing/meeting by contacting the board office, (850)487-2098. If you are hearing or speech impaired, please contact the department by calling 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD). Please note that if a person decides to appeal any decision made by the board with respect to any matter considered at the above-cited meeting or hearing, he/she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

The **Department of Health**, Bureau of Emergency Medical Services announces a public meeting to which all persons are invited.

**DATE AND TIME:** September 8, 1999, 9:00 a.m. – 12:00 p.m.

**PLACE:** Bureau of Emergency Medical Services, 2002-D Old St. Augustine Road, Tallahassee, FL 32301, conference call, 1(800)647-7427

**PURPOSE:** A committee appointed by the Bureau of Emergency Medical Services is meeting to assist the Department of Health in implementation of the 1999 trauma legislation, review of proposed legislation for 2000 and continuation of the study to improve the state's trauma system. A copy of the agenda may be obtained by writing: Department of Health, Bureau of Emergency Medical Services, 2002-D Old St. Augustine Road, Tallahassee, Florida 32301 or by calling Beth Hamilton, (850)487-1911.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency before September 3, 1999 by contacting Beth Hamilton, (850)487-1911.

If you are hearing or speech impaired, please contact the agency using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

Purchase Order Number XOO699

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

The **Department of Children and Family Services**, District Administrator Screening Committee will hold initial interviews of candidates for the vacant District Administrator position in District 13.

**DATE AND TIME:** Tuesday, September 7, 1999, 8:00 a.m. – 5:00 p.m.

**PLACE:** 1601 West Gulf-Atlantic Highway, Room 1054, Wildwood, Florida

In accordance with the Americans with Disabilities Act, persons needing an accommodation to participate in this meeting should contact Diann Lowery prior to the meeting at the Department of Children and Family Services, 1317 Winewood Boulevard, Building 1, Room 205, Tallahassee, FL 32399-0700, Telephone (850)488-4306, Suncom 278-4305 or call via The Florida Relay Service, 1(800)955-877 (TDD).

The **Department of Children and Family Services**, District Administrator Screening Committee will hold initial interviews of candidates for the vacant District Administrator position in District 15.

DATE AND TIME: Wednesday, September 8, 1999, 8:00 a.m. – 5:00 p.m.

PLACE: 337 N. 4 Street, Room 3270, Ft. Pierce, Florida

In accordance with the Americans with Disabilities Act, persons needing an accommodation to participate in this meeting should contact Diann Lowery prior to the meeting at the Department of Children and Family Services, 1317 Winewood Boulevard, Building 1, Room 205, Tallahassee, FL. 32399-0700, Telephone (850)488-4306, Suncom 278-4306 or call via The Florida Relay Service, 1(800)955-8771 (TDD).

The **Department of Children and Family Services**, Refugee Programs Administration Office announces the following public meetings to which all interested persons are invited.

MEETING: District 4/Duval County Refugee Task Force

DATE AND TIME: Wednesday, September 22, 1999, 2:00 p.m. – 4:00 p.m.

PLACE: Lutheran Social Services, 421 West Church Street, Suite 322, Jacksonville, Florida 32202. Contact person is Russell Bloom, Phone (904)632-0022

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of issues relevant to refugee resettlement in the Duval County/Children and Family Services, District 4 area.

A copy of the agenda may be obtained by writing: Cheraka Thomas, Refugee Programs Administration Office, 1317 Winewood Blvd., Building 2, Room 202, Tallahassee, Florida 32399-0700.

MEETING: Districts 5, 6 and 14 – Tampa Bay Area Refugee Task Force

DATE AND TIME: There will be no meeting in September

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of issues relevant to Refugee resettlement in the Tampa Area/Children and Family Services, District(s) 5, 6 and 14.

A copy of the agenda may be obtained by writing: Taddese Fessehaye, Refugee Programs Administration Office, 1317 Winewood Blvd., Building 2, Room 202, Tallahassee, Florida 32399-0700.

MEETING: District 9/Palm Beach County Refugee Task Force

DATE AND TIME: Wednesday, September 15, 1999, 1:30 – 3:30 p.m.

PLACE: Naval and Marine Corps Reserve Center, 1227 Marine Drive, West Palm Beach, Florida, Phone (561)687-3954. Contact person: George Lewis or Susan Sullivan, Phone (850)488-3791.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of issues relevant to Refugee resettlement in the Palm Beach County/Children and Family Services, District 9 area.

A copy of the agenda may be obtained by writing: Susan Sullivan, Refugee Programs Administration Office, 1317 Winewood Blvd., Building 2, Room 202, Tallahassee, Florida 32399-0700.

MEETING: District 10/Broward County Refugee Task Force

DATE AND TIME: Tuesday, September 28, 1999, 9:00 a.m. – 12:00 Noon

PLACE: First Evangelical Lutheran Church, 441 N. E. Third Avenue, Ft. Lauderdale, Florida 33301, Phone (954)764-3418. Contact person: Osman Uzun, (850)413-8200.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of issues relevant to Refugee resettlement in the Broward County/Children and Family Services, District 10 area.

A copy of the agenda may be obtained by writing: Osman Uzun, Refugee Programs Administration Office, 1317 Winewood Blvd., Building 2, Room 202, Tallahassee, Florida 32399-0700.

MEETING: District 11/Miami Area Refugee Task Force

DATE AND TIME: Friday, September 10, 1999, 10:00 a.m. – 12:00 Noon

PLACE: Radisson Mart Plaza Hotel, 711 N. W. 72nd Avenue, Miami Florida 33126, Phone (305)261-3800

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of issues relevant to Refugee resettlement in the Miami Area/Children and Family Services, District 11.

A copy of the agenda may be obtained by writing: Juel Kamke, Refugee Programs Administration Office, 1317 Winewood Blvd., Building 2, Room 202, Tallahassee, Florida 32399-0700.

Pursuant to the Provisions of the American’s with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting at the Refugee Programs Administration Office, (850)488-3791 or Fax (850)487-4272. If you are hearing or speech impaired, please contact the agency by calling TDD Number (850)922-4449 and reference the specific Refugee Task Force Meeting by location and date.

**FLORIDA HOUSING FINANCE CORPORATION**

The Counsel for the **Florida Housing Finance Corporation** announces a public meeting of the Florida Housing Finance Corporation to which all interested parties are invited to the Florida Housing Finance Corporation Workshops

DATE AND TIME: September 8, 1999, 10:00 a.m.

PLACE: World Golf Village Resort Hotel, 500 South Legacy Trail, St. Augustine, Florida 32092

PURPOSE: To conduct workshops for members of the Florida Housing Finance Corporation Board of Directors and Staff pertaining to 1) the Corporation's Credit Underwriting procedures and 2) Florida's need for affordable housing. No official action will be taken on any item.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Linda Hawthorne, Deputy Administrative Officer, Florida Housing Finance Corporation, (850)488-4197, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Corporation using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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

The **Florida Housing Finance Corporation** announces a public meeting of the Board of Directors to which all interested parties are invited:

Fiscal Committee; Guarantee Committee; Professional Services Selection Committee, FHFC Board Workshop

DATE AND TIME: September 9, 1999, 9:00 a.m.

PLACE: World Golf Village Resort Hotel, 500 South Legacy Trail, St. Augustine, Florida 32092

PURPOSE:

- 1) Consider, review and/or approve recommendations made by the Fiscal Committee.
- 2) Consider, review and/or approve recommendations made by the Guarantee Program Committee.
- 3) Consider, review and/or approve recommendations made by the Professional Services Selection Committee.
- 4) Consider, review, and/or approve recommendations made by the Executive Committee.
- 5) Authorize the Corporation Staff to proceed with all actions necessary for the sale of bonds on upcoming multifamily issues.
- 6) Consider financing and inducement resolutions for various multifamily developments, under any multifamily program, including the ranking of projects.

7) Consider approval of trustee and/or originator/servicer for upcoming and/or past multifamily programs and single-family programs.

8) Consider approval of all bond documents for and terms of all upcoming single-family and multifamily bond sales, including those secured by third-party guarantors, letters-of-credit, insurance or other mechanisms.

9) Consider adopting resolutions authoring negotiated or competitive sale of bonds on various single-family and multifamily issues.

10) Consider directing Staff to submit summaries of various TEFRA/Public Hearings to the Governor.

11) Consideration of policy issues concerning ongoing and upcoming single-family bond issues including initiation of request for proposals on an emergency basis, and structuring new issues.

12) Consider and adopt targeting for use of the 1998 Multifamily Tax Exempt Bond Allocation.

13) Consideration of approval of underwriters for inclusion on approved master list and teams.

14) Consideration of all necessary actions with regard to the HOME Rental Program.

15) Consideration of all necessary actions with regard to the HC (Housing Credits) Program.

16) Consideration of all necessary actions with regard to the SAIL (State Apartment Incentive Loan) Program.

17) Consideration of all necessary actions with regard to the SHIP (State Housing Initiatives Partnership) Program.

18) Consideration of all necessary actions with regard to the PLP (Predevelopment Loan) Program.

19) Consideration of all necessary actions with regard to the Home Ownership Programs.

20) Consideration of all necessary actions, for initiating new rules or rule amendments on an emergency or non-emergency basis.

A copy of the agenda may be obtained by contacting: Mary Floyd, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, Phone number (850)488-4197.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Linda Hawthorne, Deputy Administrative Officer, Florida Housing Finance Corporation, (850)488-4197, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Corporation using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

If any person decides to appeal any decision made by the Corporation with respect to any matter considered at this meeting, he or she will need a record of the proceedings, and that, for such purpose he or she may need to ensure that a



verbatim record of the proceedings be made, which record includes the testimony and evidence upon which the appeal is to be based.

The **Florida Housing Finance Corporation** announces a public meeting of the Board of Directors to which all interested parties are invited:

DATE AND TIME: September 10, 1999, 9:00 a.m.  
Fiscal Committee; Guarantee Committee; Professional Services Selection Committee; FHFC Board Meeting  
PLACE: World Golf Village Resort Hotel, 500 South Legacy Trail, St. Augustine, Florida 32092

PURPOSE:

- 1) Consider, review and/or approve recommendations made by the Fiscal Committee.
- 2) Consider, review and/or approve recommendations made by the Guarantee Program Committee.
- 3) Consider, review and/or approve recommendations made by the Professional Services Selection Committee.
- 4) Consider, review and/or approve recommendations made by the Executive Committee.
- 5) Authorize the Corporation Staff to proceed with all actions necessary for the sale of bonds on upcoming multifamily issues.
- 6) Consider financing and inducement resolutions for various multifamily developments, under any multifamily program, including the ranking of projects.
- 7) Consider approval of trustee and/or originator/servicer for upcoming and/or past multifamily programs and single-family programs.
- 8) Consider approval of all bond documents for and terms of all upcoming single-family and multifamily bond sales, including those secured by third-party guarantors, letters-of-credit, insurance or other mechanisms.
- 9) Consider adopting resolutions authoring negotiated or competitive sale of bonds on various single-family and multifamily issues.
- 10) Consider directing Staff to submit summaries of various TEFRA/Public Hearings to the Governor.
- 11) Consideration of policy issues concerning ongoing and upcoming single-family bond issues including initiation of request for proposals on an emergency basis, and structuring new issues.
- 12) Consider and adopt targeting for use of the 1998 Multifamily Tax Exempt Bond Allocation.
- 13) Consideration of approval of underwriters for inclusion on approved master list and teams.
- 14) Consideration of all necessary actions with regard to the HOME Rental Program.
- 15) Consideration of all necessary actions with regard to the HC (Housing Credits) Program.

16) Consideration of all necessary actions with regard to the SAIL (State Apartment Incentive Loan) Program.

17) Consideration of all necessary actions with regard to the SHIP (State Housing Initiatives Partnership) Program.

18) Consideration of all necessary actions with regard to the PLP (Predevelopment Loan) Program.

19) Consideration of all necessary actions with regard to the Home Ownership Programs.

20) Consideration of all necessary actions, for initiating new rules or rule amendments on an emergency or non-emergency basis.

A copy of the agenda may be obtained by contacting: Mary Floyd, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, Phone number (850)488-4197.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Linda Hawthorne, Deputy Administrative Officer, Florida Housing Finance Corporation, (850)488-4197, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Corporation using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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

The Counsel for the **Florida Housing Finance Corporation** (the "Corporation") will request a special meeting of the Board of Directors to be held as follows:

DATE AND TIME: September 10, 1999, 9:00 a.m.  
PLACE: World Golf Village Resort Hotel, 500 South Legacy Trail, St. Augustine, Florida 32092

PURPOSE:

- 1) Opening of a public meeting.
- 2) An attorney-client closed session of the Corporation, in accordance with Section 286.011(8), Florida Statutes, as to settlement negotiations or strategy relating to litigation expenditures by the Corporation in connection with litigation against the Corporation. Present at the meeting will be: Corporation Board Members – Richard Martin, Chairman; Edward Lee, Jr., Vice-Chairman; Stephanie Baldwin; Dewitt Jackson Maxwell; Terry N. Santini; Charles Lydecker; Robert Jay Taylor; Rene R. Diaz de Villegas; Steven Seibert; B Corporation Counsel Stephen M. Donelan, Esq.; Special Counsel to the Corporation, Mark T. Mustian, Esq.; Tom Lang, Esq.; and Attorneys representing the Corporation in such litigation, Michael Glazer, Esq.; Maureen Daughton, Esq.; and Harry F. Chiles, Esq.

3) A reopening of the public meeting following termination of the attorney-client session.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Linda Hawthorne, Deputy Administrative Officer, Florida Housing Finance Corporation, (850)488-4197, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Corporation using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

The **Fish and Wildlife Conservation Commission, Division of Law Enforcement**, announces a meeting of the Boating Safety Education Committee of the Boating Advisory Council to which all persons are invited:

DATE AND TIME: September 8, 1999, 10:00 a.m. – 12:00 Noon

PLACE: Fish and Wildlife Conservation Commission, Division of Law Enforcement, Farris Bryant Building, Auditorium, 620 South Meridian Street, Tallahassee, Florida

PURPOSE: Committee meeting to consider requiring mandatory attendance of Florida boater education courses and explore how best to accomplish this goal, research the ability to ensure that boater education is available in all 67 Florida counties, review the current boater education rule FAC 62N-36 and consider revising the minimum standards for boater education instructors, and other education issues. An agenda of the meeting may be obtained by contacting the Division of Law Enforcement, Boating Advisory Council, 620 South Meridian Street, Bryant Building, Tallahassee, Florida 32399-1600, or by calling Captain Paul Ouellette or Ms. Shelly Gurr, (850)488-5600.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this meeting should notify the Bureau of Personnel, (850)488-6411, not later than ten working days prior to the preceding event.

You are hereby notified that the **Advisory Council on Environmental Education** will meet on:

DATE AND TIME: Tuesday, September 14, 1999, 10:00 a.m. – completion of business

PLACE: Second Floor Auditorium, Farris Bryant Building, 620 South Meridian Street, Tallahassee, Florida

PURPOSE: Selection of Grant Pre-proposals.

SPECIAL NOTE: If an accommodation is needed for a disability in order to participate in this activity, please notify staff, (850)487-0123, at least seven (7) days prior to the activity. If you are hearing or speech impaired, please contact staff by using the Florida Relay Service at 1(800)955-8771 (TDD).

The **Florida Fish and Wildlife Conservation Commission (FWC)** announces a meeting of the Management Advisory Group for the Andrews Wildlife Management Area, located along the Suwannee River near Fanning Springs in Levy, County.

DATE AND TIME: Wednesday, September 29, 1999, 9:00 a.m.

PLACE: Bell's Restaurant, 116 North Main Street, Chiefland, Florida

PURPOSE: To convene a meeting of stakeholders to provide priority considerations to FWC for future management of the Andrews Wildlife Management Area. The input received will be used to prepare an update of the five-year Conceptual Management Plan for the wildlife management area.

The **Florida Fish and Wildlife Conservation Commission (FWC)** announces a public hearing for the Andrews Wildlife Management Area (WMA) Management Advisory Group to present its suggested management priorities, and for FWC to present its draft 5-year plan goals, objectives, strategies and management intent for the Andrews WMA, located along the Suwannee River near Fanning Springs in Levy County, to which all interested persons are invited:

DATE AND TIME: Wednesday, October 13, 1999, 7:30 p.m.

PLACE: Levy County Courthouse, County Commission Chambers, 355 South Court Street, Bronson, Florida

PURPOSE: To receive public comments regarding considerations for updating the five-year Conceptual Management Plan (CMP) for the Andrews WMA. Participants in this hearing should understand that this purpose does not include the opportunity to discuss public use and/or hunting regulations for Andrews WMA (there is a separate public process for this purpose); this hearing is designed exclusively for discussion of the draft management plan. You may contact Dr. Leo Minasian, (850)488-3831, to request a copy of the management prospectus for Andrews WMA.

**THE FLORIDA LEGISLATURE**

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

DATE AND TIME: Thursday, September 9, 1999, 12:30 p.m. – 2:30 p.m.

PLACE: Room 317, The Capitol, Tallahassee, FL

PURPOSE: The Commission on Capital Cases update on the implementation of Chapter Law 99-221, a review of the Capital Collateral Regional Counsel reports, suggested legislation, the status of the commission office and a report on the records repository and the attorney registry.

For further information, call Mary Jean Hinson, (850)921-4704, or write to the following address: The Florida Legislature, Commission on Capital Cases, 402 South Monroe Street, Tallahassee, FL 32399-1300.

If an accommodation is needed for a disability, please notify Mary Jean Hinson, (850)921-4704, at least one week prior to the meeting.

If hearing or speech impaired, dial 1(800)955-8771 (TDD).

**FLORIDA MUNICIPAL INSURANCE TRUST**

The Florida Municipal Insurance Trust, an interlocal entity created pursuant to Fla. Stat. 768.28 and 163.01, announces that an emergency public meeting was held:

DATE: Saturday, August 21, 1999

PLACE: Wyndham Palace, Lake Buena Vista, Florida

GENERAL SUBJECT MATTER CONSIDERED: Emergency business of the Board of Trustees.

A copy of the agenda and minutes of the meeting may be obtained by contacting: Linda Bridges, Florida League of Cities, Inc., Tallahassee, FL (850)222-9684.

The Florida Municipal Insurance Trust, an interlocal entity created pursuant to Fla. Stat. 768.28 and 163.01, announces a public meeting to which all persons are invited.

DATES AND TIMES: Friday, September 17, 1999, 9:30 a.m. – 4:00 p.m. and Saturday, September 18, 1999, 9:00 a.m. – 12:00 Noon

PLACE: The Alexander Hotel, 5225 Collins Avenue, Miami Beach, Florida, Telephone (305)865-6500

GENERAL SUBJECT MATTER TO BE CONSIDERED: Business meeting of the Board of Trustees.

A copy of the proposed agenda may be obtained by contacting: Linda Bridges, Florida League of Cities, Inc., Tallahassee, FL (850)222-9684.

If any person desires to appeal any decision with respect to any matter considered at the above cited meeting, such person may need to ensure that a verbatim record of the proceedings is made to include the testimony and evidence upon which the appeal is based.

**FLORIDA DEVELOPMENTAL DISABILITIES COUNCIL**

The Florida Developmental Disabilities Council, Inc. announces its regularly scheduled business meeting.

DATES AND TIME: Thursday, September 2, 1999, 8:30 a.m. and Friday, September 3, 1999, 8:30 a.m.

PLACE: Wyndham Westshore, 4860 W. Kennedy Blvd., Tampa, FL 33609, (813)286-4400

PURPOSE: Standing Committee Meetings, Full Council Meeting.

To receive a copy of the agenda, or request special accommodations for participation in this meeting, please contact: Gail C. Copeland, 124 Marriott Drive, Suite 203, Tallahassee, FL 32301-2981, or call toll free 1(800)570-7801, local (850)488-4180, or TDD toll free 1(888)488-8633 or local TDD (850)488-0956.

**ORANGE COUNTY RESEARCH AND DEVELOPMENT AUTHORITY**

The Orange County Research and Development Authority announces a public meeting to which all persons are invited:

DATE AND TIME: September 8, 1999, 8:00 a.m.

PLACE: Lowndes, Drosdick, Doster, Kantor & Reed, 215 North Eola, Orlando, Florida

PURPOSE: General Business Meeting.

**PINELLAS WAGES COALITION**

The Pinellas WAGES Coalition wishes to publicly announce the meeting schedule for its board and standing committees for the program year 99-00. The schedule is as follows:

The Pinellas WAGES Coalition

DATES AND TIME: Friday, September 10-11, 1999 (Staff/Board Retreat); Friday, September 17, 1999; Wednesday, January 26, 2000; Wednesday, April 26, 2000; Wednesday, June 28, 2000; 8:30 a.m., unless otherwise notified

PLACE: 13770 58th Street, N., Ste. 312, Large Conference Room, Clearwater, Florida

The Pinellas WAGES Coalition Hardship Exemption Steering Committee

DATES AND TIME: Monday, September 13, 1999; Monday, October 11, 1999; Monday, December 13, 1999; Monday, January 10, 2000; Monday, February 14, 2000; Monday, March 13, 2000; Monday, April 10, 2000; Monday, May 8, 2000; Monday, June 12, 2000, 10:00 a.m., unless otherwise notified

PLACE: 13770 58th Street, N., Ste. 312, Large Conf. Room, Clearwater, Florida

The Pinellas WAGES Coalition Finance Committee

DATES AND TIME: Monday, September 13, 1999; Monday, October 11, 1999; Monday, December 13, 1999; Monday, January 10, 2000; Monday, February 14, 2000; Monday, March 13, 2000; Monday, April 10, 2000; Monday, May 8, 2000, Monday; June 12, 2000, 12:30 p.m., unless otherwise notified

PLACE: 13770 58th Street, N., Ste. 312, Large Conf. Room, Clearwater, FL

The Pinellas WAGES Coalition Executive Committee

DATES AND TIME: Monday, September 13, 1999; Monday, October 11, 1999; Monday, December 13, 1999; Monday, January 10, 2000; Monday, February 14, 2000; Monday, March 13, 2000; Monday, April 10, 2000; Monday, May 8, 2000; Monday, June 12, 2000, 1:30 p.m., unless otherwise notified

PLACE: 13770 58th Street, N., Ste. 312, Large Conf. Room, Clearwater, FL

The Pinellas WAGES Coalition Services Committee

DATES AND TIME: Thursday, September 16, 1999; Thursday, October 7, 1999; Thursday, December 2, 1999; Thursday, February 3, 2000; Thursday, April 6, 2000; Thursday, June 1, 2000, 2:00 p.m., unless otherwise notified

PLACE: 13770 58th Street, N., Ste. 312, Large Conf. Room, Clearwater, FL

Any member of the public wishing to obtain a copy of an agenda for any of the above meetings can call: Pinellas WAGES Coalition, (727)507-6197, to request a copy.

**MARTIN LUTHER KING, JR. INSTITUTE FOR NONVIOLENCE**

The Florida **Martin Luther King, Jr. Institute For Nonviolence** announces its Advisory Board Meeting, where all interested parties are invited:

DATE AND TIME: Friday, September 10, 1999, 1:00 p.m.

PLACE: Miami Dade Community College, North Campus, 11380 N. W. 27 Avenue, Miami, Florida

PURPOSE: Advisory Board Meeting/Business.

A copy of the agenda may be obtained by writing: Florida Martin Luther King, Jr. Institute For Nonviolence, Miami Dade Community College-North Campus, Scott Hall, Room 1328, 11380 N. W. 27 Avenue, Miami, Florida 33167.

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

Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact: John T. Jones, Jr., by Wednesday, September 8, 1999.

**MUSEUM OF FLORIDA HISTORY FOUNDATION**

The **Museum of Florida History Foundation, Inc.** (formerly known as Florida History Associates, Inc.) announces their Annual Meeting to which all persons are invited.

DATE AND TIME: Monday, September 13, 1999, 6:00 p.m.

PLACE: Museum of Florida History, R. A. Gray Building, Ground Floor Theater, 500 S. Bronough Street, Tallahassee, FL

PURPOSE: Annual Meeting immediately followed by a Board of Directors Meeting.

Pursuant to Chapter 286.26, Florida Statutes, any handicapped person wishing to attend this meeting should contact Penny Lord, (850)922-5299, at least 48 hours prior to the meeting in order to request any special assistance.

**WAGES BOARD**

The State of Florida **Wages Board** announces a Board of Directors Meeting to which all persons are invited:

DATE AND TIME: Wednesday, September 22, 1999, 9:00 a.m. – 4:00 p.m.

PLACE: Clarion Hotel Airport, Conference Center, 2101 Dixie Clipper Road, Jacksonville, FL 32218

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board business. A copy of the Board Agenda will be available by September 10, 1999. Please contact Elma Williams at the State of Florida Wages Office for a copy of the Agenda, by calling (813)233-2261.

**FLORIDA SURPLUS LINES SERVICE OFFICE**

The **Florida Surplus Lines Service Office** announces its Annual Meeting of the Board of Governors; where all interested parties are invited:

DATE AND TIME: Wednesday, October 13, 1999, 10 a.m.

PLACE: FLSO, 114 S. Duval Street, Tallahassee, FL 32301

PURPOSE: Election of new officers and general business matters.

A copy of the agenda may be obtained by sending a Faxed request to: Kristen DeVitto, (850)413-9624.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this meeting should contact Kristen a few days prior to the meeting (850)224-7676, Ext. 16.

**Section VII  
Notices of Petitions and Dispositions  
Regarding Declaratory Statements**

**DEPARTMENT OF INSURANCE**

NOTICE IS HEREBY GIVEN that the State of Florida, Department of Insurance, received a Petition for Declaratory Statement of Baptist/St. Vincent’s Health System, Inc. on August 4, 1999, in which the petitioner requests a Declaratory Statement interpreting whether a health care facility/ employer’s program of discounting medical co-payments and deductibles incurred by employees for services rendered at the health care facility, constitutes a “pre-provision of services agreement” within the meaning of Chapter 4-153.001, Florida Administrative Code, and whether the application of the

discount formula after submission of a claim to a third-party payor without disclosure of the discount program constitutes a "false claim" within the meaning of Section 626.9541(1)(u), Florida Statutes, and Chapter 4-153.001, Florida Administrative Code.

A copy of the Petition for Declaratory Statement may be obtained by writing: Luke S. Brown, Division of Legal Services, Department of Insurance, Room 612, Larson Building, 200 East Gaines Street, Tallahassee, FL 32399-0333.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

NOTICE IS HEREBY GIVEN that the Division of Florida Land Sales, Condominiums, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, received a petition for declaratory statement in In Re: Petition for Declaratory Statement, Moon Bay Condominium Association, Inc., Petitioner. The Petitioner requests an interpretation as to whether, considering the Association has approved weekly rental since its inception, can weekly rentals be prohibited, if in fact individual unit owners are required to obtain licenses to lease their units on a weekly basis. Also, whether the Association has a duty to require unit owners to obtain licenses from the Division of Hotels and Restaurants and, if such licenses are required by the Division of Hotels and Restaurants, then is such activity prohibited by the Declaration. A copy of the Petition for Declaratory Statement, Docket Number DS1999132, may be obtained by writing: Agency Clerk, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217. Please refer all comments to: Martha F. Barrera, Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums, and Mobile Homes, 1940 North Monroe Street, Clemons Building, Tallahassee, Florida 32399-1007.

NOTICE IS HEREBY GIVEN that the Electrical Contractors' Licensing Board has received a Petition for Declaratory Statement from Allen's Electrical Center, Inc., d/b/a Allen's Electrical Contracting. The Petitioner requests a determination whether permits may still be pulled for sixty days after the qualifying agent has notified the business of his discontinuation of services under Section 489.522, Florida Statutes.

The matter will be considered by the Board at its regularly scheduled meeting on September 15, 1999, 2:30 p.m., or shortly thereafter at the Radisson Hotel, Sabal Park, 10221 Princess Palm Avenue, Tampa, Florida 44610.

A copy of the Petition for Declaratory Statement may be obtained by writing: Ila Jones, Executive Director, Electrical Contractors' Licensing Board, 1940 N. Monroe Street, Tallahassee, Florida 32399-0771.

**DEPARTMENT OF HEALTH**

The **Board of Medicine** hereby gives notice that it has issued a Final Order in the Petition for Declaratory Statement filed on behalf of Rew, Rogers & Silver, M.D.'s, P. A. The Board reviewed the petition at its meeting on August 7, 1999, in Miami, Florida. The Board published a Notice of Receipt of Petition for Declaratory Statement on May 21, 1999, in Volume 25, Number 20, of the Florida Administrative Weekly. The Board's Final Order states that under the specific facts of the petition, the contractual arrangement described by Petitioners is not prohibited pursuant to Section 458.331(1)(i), Florida Statutes.

The person to be contacted regarding the Petition for Declaratory Statement: Tanya Williams, Executive Director, Board of Medicine, 2020 Capital Circle, S. E., Bin C03, Tallahassee, Florida 32399-3253.

**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:**

NOTICE OF CORRECTION – Juan Francisco Berenguer, vs. Department of Insurance; Rule No.: 4-211.031(21)(e),(24)-(27), 4-231.150, 4-231.160; Case No.: 99-3010RX

**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**

**STATE BOARD OF ADMINISTRATION**

**REQUEST FOR PROPOSALS**

The Florida Prepaid College Board is soliciting proposals from qualified firms to serve as a Large Capitalization Domestic Core-Oriented S&P 500 Index Product Investment Manager.

Copies of the Request for Proposal, RFP #99-04, are available on or after August 27, 1999, by submitting a written request to: Thomas J. Wallace, Executive Director, Florida Prepaid College Board, 1801 Hermitage Blvd., Suite 210, Tallahassee, Florida 32308, Facsimile number (850)488-3555. All information received in regard to this RFP must be sent to the above named address.

There is no bidder's conference. Only written inquiries concerning the RFP will be accepted. No written inquiries will be accepted after 4:00 p.m., Eastern Time, September 10, 1999. The original unbound copy and five (5) copies of each response to the RFP must be received by 12:00 Noon, Eastern Time, October 8, 1999, Florida Prepaid College Board, 1801 Hermitage Blvd., Suite 210, Tallahassee, Florida 32308.

The Board reserves the right to reject any and all proposals or accept minor irregularities in the best interest of the State. Certified Minority Business Enterprises are encouraged to participate.

**SPECIAL ACCOMMODATION:** Any person requiring special accommodations at the bid opening because of a disability should Fax a written request for same to: Thomas J. Wallace, Executive Director, Florida Prepaid College Board, (850)488-3555, no later than five (5) days prior to the bid opening.

**REGIONAL TRANSPORTATION AUTHORITIES**

**TRI-COUNTY COMMUTER RAIL AUTHORITY  
REQUEST FOR LETTERS OF INTEREST NO. 99-826  
GENERAL ENGINEERING AND  
CONSULTING SERVICES**

Tri-County Commuter Rail Authority (TCRA), an agency of the State of Florida, operates a seventy-one (71) mile commuter railroad with nineteen (19) stations in Miami-Dade,

Broward and Palm Beach Counties. TCRA invites qualified firms to submit Letters of Interest, Statements of Qualifications and Experience and Standard Forms 254 and 255 for consideration to provide general engineering and consulting services in support of TCRA's ongoing expansion project.

**THE PURPOSE** of this Request for Letters of Interest is to enter into Agreements for professional services with up to two (2) firms, not to exceed \$1,000,000.00 each, to provide general engineering and consulting services. The term of the Agreements shall be one (1) year with TCRA's sole option to renew for an additional four (4) one (1) year option periods.

**THE SCOPE** of the Work may include, but not be limited to, any one or combination of the following disciplines: Architecture, Civil Engineering, Structural Engineering, Mechanical Engineering, Electrical Engineering, Transportation Engineering, Environmental Engineering, Geotechnical/Materials Engineering, Railroad Engineering, Construction Management, and Surveying. Selected Respondents will be required to provide any one or more of the professional disciplines and/or services described in the Scope of Services and as assigned by TCRA's Project Manager.

Per Florida Statutes Section 287.055(2)(g), projects in which construction costs exceed \$500,000 will be outside the scope of any resulting Agreements under this solicitation. The successful firms will not be restricted from competing on other projects to be solicited in which the construction costs are above the statutory limit for this solicitation.

A **REQUEST FOR DOCUMENTS** should be directed to: Mr. Christopher Bross, TCRA, 800 N. W. 33 Street, Suite 100, Pompano Beach, FL 33064, (954)788-7911. The cost of the solicitation document is One Hundred Dollars (\$100.00), non-refundable. Checks or money orders made payable to Tri-Rail should be forwarded to Mr. Bross at the address above. Solicitation documents will be available on or about August 30, 1999.

A **PRE-PROPOSAL CONFERENCE** will be held in the TCRA Board Room at the address above on September 9, 1999, 2:00 p.m. The purpose of the meeting will be for TCRA to respond to questions from document holders and clarify requirements in an open forum. Attendance is not mandatory but is highly recommended.

**RECEIPT OF SEALED LETTERS OF INTEREST:** All Letters of Interest must be received in a sealed envelope no later than 5:00 p.m. on September 30, 1999 at the TCRA office in Pompano Beach. All envelopes must bear the TCRA provided label, which clearly indicate **PROPOSERS NAME, LOI NUMBER & TITLE, AND THE LOI DUE DATE.**

Letters of Interest shall be submitted with one (1) complete original document and five (5) exact copies.

All LOIs shall be subject to all applicable state and federal laws, subject to approval of a financial assistance contract between TCRA and the U.S. Department of Transportation

and/or the Florida Department of Transportation, and in compliance with all applicable Equal Employment Opportunity Laws and Regulations.

DBE PARTICIPATION: TCRA solicits and encourages Disadvantaged Business Enterprise (DBE) participation. DBE's will be afforded full consideration of their responses and will not be subject to discrimination. TCRA's DBE program goal is 12% of total contract expenditures.

TCRA reserves the right to postpone, to accept, or reject any and all Letters of Interest in whole or in part. All Proposers must certify that they are not on the State of Florida Comptroller General's List of Ineligible Bidders. All Letters of Interest must remain in effect for one hundred eighty (180) days from the LOI submission due date.

TRI-COUNTY COMMUTER RAIL AUTHORITY  
REQUEST FOR PROPOSAL NO. 99-602  
FEDERAL LEGISLATIVE CONSULTANT  
FOR MASS TRANSIT ISSUES

Tri-County Commuter Rail Authority (TCRA) an agency of the state of Florida, operates a seventy-one (71) mile commuter railroad with nineteen (19) stations in Miami-Dade, Broward and Palm Beach Counties.

THE PURPOSE of the Request for Proposal (RFP) is to enter into an Agreement with a consultant to provide federal legislative consulting services for mass transit issues. Any contract issued as a result of this solicitation will be for a three (3) year period, with TCRA's sole option to renew for an additional two (2) one (1) year option periods, commencing approximately November 12, 1999. The estimated budget amount for this project is not to exceed \$75,000.00 annually.

THE SCOPE of the work may include, but not be limited to, the review, analysis and tracking of all federal legislation that may have an impact on TCRA. Additionally, the consultant will work with Congressional members and committee staff on annual Appropriations securing the maximum amount of funding for TCRA in any given year. It is expected the consultant will work with CSXT and Amtrak staff in coordinating all legislative and regulatory matters that affect both parties. The consultant must have working knowledge of Federal Transit Administration (FTA), Federal Railroad Administration (FRA), and Tea-21 regulations and guidelines.

A REQUEST FOR DOCUMENTS should be directed to: Christopher Bross, TCRA, 800 N. W. 33 Street, Suite 100, Pompano Beach, Florida 33064, (954)788-7911. The cost of the solicitation document is \$50.00, nonrefundable. Checks or money orders, made in favor of Tri-Rail should be forwarded to Mr. Bross at the address above. Solicitation documents will be available on or about Wednesday, September 1, 1999.

A PRE-PROPOSAL CONFERENCE will be held in the TCRA Board Room at the address above on Tuesday, September 7, 1999 at 10:00 a.m. The purpose of the meeting

will be for TCRA to respond to questions from document holders and clarify requirements in an open forum. Attendance is not mandatory but is highly recommended.

RECEIPT OF SEALED PROPOSALS: All proposals must be received in a sealed envelope no later than 4:00 p.m., Tuesday, September 28, 1999 at the TCRA office in Pompano Beach. All envelopes must clearly indicate PROPOSERS NAME, RFP NUMBER & TITLE AND THE OPENING DATE.

Proposals shall be submitted with one (1) complete original document and five (5) exact copies.

All RFP's shall be subject to all applicable state and federal laws, subject to approval of a financial assistance contract between TCRA and the U.S. Department of Transportation and/or the Florida Department of Transportation, and in compliance with all applicable Equal Employment Opportunity Laws and Regulations.

DBE PARTICIPATION: TCRA solicits and encourages Disadvantaged Business Enterprise (DBE) participation. DBE's will be afforded full consideration of their responses and will not be subject to discrimination. TCRA's DBE program goal is 12% of total contract expenditures.

TCRA reserves the right to postpone, to accept, or reject any and all proposals in whole or in part. All Proposers must certify that they are not on the State of Florida Comptroller General's List of Ineligible Bidders. All proposals must remain in effect for one hundred eighty (180) days from the date of Proposal Opening.

TRI-COUNTY COMMUTER RAIL AUTHORITY  
REQUEST FOR PROPOSAL NO. 99-278

ADVERTISING THROUGHOUT THE TRI-RAIL SYSTEM  
Tri-County Commuter Rail Authority (TCRA) an agency of the State of Florida, operates a seventy-one (71) mile commuter railroad with nineteen (19) stations in Miami-Dade, Broward and Palm Beach Counties.

THE PURPOSE of the Request for Proposal (RFP) is to enter into an Agreement with a qualified contractor to manage the sale of advertising space for Tri-Rail. Tri-Rail's Board of Directors has authorized the sale of advertising space at Tri-Rail stations, including but not limited to, benches, kiosks, dioramas, and shelters. Advertising space has also been authorized onboard trains, as well as exterior coach wrapping. In addition, Tri-Rail's Board of Directors has authorized the sale of advertising space on materials distributed to passengers, including but not limited to, train tickets, timetables and system maps.

A REQUEST FOR DOCUMENTS should be directed to: Robert M. Becker, TCRA, 800 N. W. 33 Street, Suite 100, Pompano Beach, Florida 33064, (954)788-7909. The cost of the solicitation document is \$25.00, nonrefundable. Checks or money orders, made in favor of Tri-Rail should be forwarded to Mr. Becker at the address above. Solicitation documents will be available on or about Monday, August 30, 1999.

A PRE-PROPOSAL CONFERENCE will be held in the TCRA Board Room at the address above on September 7, 1999, 2:00 p.m. The purpose of the meeting will be for TCRA to respond to questions from document holders and clarify requirements in an open forum. Attendance is not mandatory but is highly recommended.

RECEIPT OF SEALED PROPOSALS: All proposals must be received in a sealed envelope no later than 4:00 p.m., Wednesday, September 29, 1999 at the TCRA office in Pompano Beach. All envelopes must clearly indicate PROPOSER'S NAME, RFP NUMBER & TITLE, AND THE OPENING DATE.

Proposals shall be submitted with one (1) complete original document and five (5) exact copies.

TCRA reserves the right to postpone, to accept, or reject any and all proposals in whole or in part. All Proposers must certify that they are not on the State of Florida Comptroller General's List of Ineligible Bidders. All proposals must remain in effect for one hundred eighty (180) days from the date of Proposal Opening.

DBE PARTICIPATION: The Disadvantaged Business Enterprise participation for this solicitation is twelve percent (12%).

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

NOTICE OF CANCELLATION – The Bureau of Design and Recreation Services, Department of Environmental Protection is canceling RFPBDRS 03-99/00 proposals for new development of Alafia River State Recreation Area. This proposal will be readvertised at a later date.

**REQUEST FOR PROPOSALS**

RFPBDRS 04-99/00

Sealed responses will be received by the Department of Environmental Protection, (DEP), Alfred B. Maclay State Gardens, 3540 Thomasville Road, Tallahassee, Florida 32308, until the time, day and date shown below:

\*\*\*\*\*

Proposal Due Date: 3:30 p.m., Eastern Daylight Savings Time, Monday, September, 27, 1999

This Request for Proposals (RFP) is for certified (prime) Engineers, in the State of Florida, to prepare construction plans and specifications for park development at Talbot Island GEPark and Nassau Sound Bridge Development in Nassau and Duval Counties. Services required include code compliance planning, design, permitting and construction administration for road and parking improvements and fishing bridge improvements. The prime consultant will also need to provide architectural services for the development of a ranger station, concession building, restroom, picnic shelters and related utilities.

Surveying and geotechnical services will also be required. Additional scope of work will be developed prior to negotiations.

\*\*\*\*\*

Any person with a qualified disability shall not be denied equal access and effective communication regarding any solicitation documents or the attendance at any related meeting or solicitation response opening. If accommodations are needed because of a disability, please contact the Contracts Section, (850)488-3539.

Solicitation packages may be obtained at the above address by calling telephone number (850)488-3539. Please specify the solicitation package by the DEP Solicitation Number provided above. Minority businesses are encouraged to participate. The Department reserves the right to reject any or all proposals.

**REQUEST FOR PROPOSALS**

RFPBDRS 05-99/00

Sealed responses will be received by the Department of Environmental Protection, (DEP), Alfred B. Maclay State Gardens, 3540 Thomasville Road, Tallahassee, Florida 32308, until the time, day and date shown below:

\*\*\*\*\*

Proposal Due Date: 3:30 p.m., Eastern Daylight Savings Time, Monday, September, 27, 1999

This Request for Proposals (RFP) is for certified (prime) Engineers, in the State of Florida, to prepare construction plans and specifications for construction in Kissimmee Prairie State Preserve, located in Okeechobee County. Services required include code compliance planning, design, permitting and construction administration for road stabilizing and parking improvements, development of a 20 unit campsite, dump and lift station and trail development. Surveying and geotechnical services will also be required. A detailed scope of work will be developed prior to negotiations.

\*\*\*\*\*

Any person with a qualified disability shall not be denied equal access and effective communication regarding any solicitation documents or the attendance at any related meeting or solicitation response opening. If accommodations are needed because of a disability, please contact the Contracts Section, (850)488-3539.

Solicitation packages may be obtained at the above address by calling telephone number (850)488-3539. Please specify the solicitation package by the DEP Solicitation Number provided above. Minority businesses are encouraged to participate. The Department reserves the right to reject any or all proposals.



REQUEST FOR PROPOSALS

RFPBDRS 06-99/00

Sealed responses will be received by the Department of Environmental Protection, (DEP), Alfred B. Maclay State Gardens, 3540 Thomasville Road, Tallahassee, Florida 32308, until the time, day and date shown below:

\*\*\*\*\*

Proposal Due Date: 3:30 p.m., Eastern Daylight Savings Time, Monday, September, 27, 1999

This Request for Proposals (RFP) is for certified (prime) Architects, in the State of Florida, to prepare construction plans and specifications for new park development at Alafia River State Recreation Area, south east of Tampa near Brandon, in Hillsborough County. Services required include code compliance planning, design, permitting and construction administration for an entrance station, picnic areas, restrooms, parking and utilities.

Engineering, surveying and geotechnical services will also be required. A detailed scope of work will be developed prior negotiations.

\*\*\*\*\*

Any person with a qualified disability shall not be denied equal access and effective communication regarding any solicitation documents or the attendance at any related meeting or solicitation response opening. If accommodations are needed because of a disability, please contact the Contracts Section, (850)488-3539.

Solicitation packages may be obtained at the above address by calling telephone number (850)488-3539. Please specify the solicitation package by the DEP Solicitation Number provided above. Minority businesses are encouraged to participate. The Department reserves the right to reject any or all proposals.

NOTICE OF CANCELLATION – The Bureau of Design and Recreation Services, Department of Environmental Protection is canceling Bid Number BDRS 14-99/00 for a boat dock at Anclote Key. This project will be rebid at a later date.

NOTICE OF INVITATION TO BID

BID NO. BDRS 15-99/00

The Department of Environmental Protection, Division of Recreation and Parks, Bureau of Design and Recreation Services is soliciting formal competitive bids for the project listed below:

PROJECT NAME: Anclote Key Boat Dock

SCOPE OF WORK: Construct a boat dock, consisting of precast concrete deck slabs on a concrete substructure, at Anclote Key State Preserve.

PARK LOCATION: Anclote Key State Preserve is located in the Gulf of Mexico approximately 10 miles north of Honeymoon Island, northwest of the City of Tarpon Springs. Current access to Anclote Key is by boat. Boat docking facilities do not exist on the Key.

PROJECT MANAGER: Don Gerteisen, Bureau of Design and Recreation Services, Telephone Number (850)488-3543

MINORITY BUSINESS REQUIREMENT: This project is reserved for competitive sealed bidding only among qualified Bidders who agree to use Florida Department of Management Services certified minority business enterprises as subcontractors or vendors. A minimum of twenty-one percent (21%) of the total bid must be expended with certified minority business subcontractors and subvendors.

INSTRUCTIONS: Bidders desiring plans and bid specifications for this project may obtain a copy by writing, telephoning, or visiting the park office described below. These documents will be available on Friday, August 27, 1999.

Honeymoon Island State Recreation Area, No. 1 Causeway Boulevard, Dunedin, Florida 34698, Attention: Perry Smith, Park Manager, Telephone Number (727)469-5942, Fax Number (727)469-5703.

PRE-BID CONFERENCE: A Pre-Bid Conference is scheduled for 11:00 a.m., September 8,1999, Honeymoon Island State Recreation Area. Attendance is mandatory for Bidders. A Bidder not attending is not qualified or eligible to submit a bid for the project.

At the Pre-Bid Conference a boat trip is available for Bidders to inspect the site. If the project site is not inspected at that time, Bidders must arrange transportation to inspect the site at their expense. Bidders are to telephone the Project Manager, by 4:00 p.m., September 3, 1999, if they will inspect the project site at the Pre-Bid Conference.

ADA REQUIREMENTS: Any person with a qualified disability shall not be denied equal access and effective communication regarding any bid/proposal documents or the attendance at any related meeting or bid/proposal opening. If accommodations are needed because of disability, please contact the Bureau of Design and Recreation Services, (850)488-3539 at least five (5) workdays prior to opening.

BID SUBMITTAL DUE DATE: No later than 3:30 p.m., September 21, 1999, to the below address: Florida Department of Environmental Protection, Bureau of Design and Recreation Services, 3540 Thomasville Road, Tallahassee, Florida 32308.

The Department reserves the right to reject any or all bids. Larry Cliett, Contracts Manager, Bureau of Design and Recreation Services.

**NOTICE OF INVITATION TO BID**

**BID NO. BDRS 16-99/00**

The Department of Environmental Protection, Division of Recreation and Parks, Bureau of Design and Recreation Services is soliciting formal competitive bids for the project listed below:

**PROJECT NAME:** Duplex cabins and related Site improvements

**SCOPE OF WORK:** Construction of 15 rental duplex cabins, associated utilities, minor paving, road removal and related site improvements

**PARK LOCATION:** Grayton Beach State Recreation Area, On S.R. 30-A, South of U.S. 98, near, Santa Rosa Beach (Walton Co.), Florida

**PROJECT MANAGER:** Jim Ross, Bureau of Design and Recreation Services, Telephone Number (850)488-3541

**MINORITY BUSINESS REQUIREMENT:** This project is reserved for competitive sealed bidding only among qualified bidders who agree to use Department of Labor certified minority business enterprises (MBE) as subcontractors or subvendors. A minimum of twenty one (21) percent of the total bid must be expended with certified minority business enterprise subcontractors and subvendors. Verification of the certified minority business enterprise utilization shall be determined by the agency before such bid awards may be made. In order to bid on a project so reserved, the qualified bidder shall identify those certified minority business enterprises which will be used as subcontractors or subvendors by sworn statement. At the time of performance of project completion, the contractor shall report by sworn statement the payment and completion of work for all certified minority business enterprises used in the contract.

**PREQUALIFICATION:** When the total bid price including alternates exceeds \$200,000, each bidder whose field is governed by Chapter 399, 489, and 633 of the Florida Statutes for licensure or certification must submit prequalification data of their eligibility to submit bids five (5) calendar days prior to the opening date.

**INSTRUCTIONS:** Any firm desiring plans and bid specifications for this project may obtain a copy by writing the address or calling the telephone number listed below:

Plans and specifications will be available on Friday, August 27, 1999 at: Grayton Beach State Recreation Area, 357 Main Park Road, Santa Rosa Beach, Florida 32459, Attention: Eric Kiefer, Park Manager, Telephone Number (850)231-4210.

**ADA REQUIREMENTS:** Any person with a qualified disability shall not be denied equal access and effective communication regarding any bid/proposal documents or the attendance at any related meeting or bid/proposal opening. If accommodations are needed because of disability, please contact the Bureau of Design and Recreation Services, (850)488-3539 at least five (5) workdays prior to opening.

**BID SUBMITTAL DUE DATE:** No later than 3:30 p.m., Tuesday, September 28, 1999 to the below address:

Florida Department of Environmental Protection, Bureau of Design and Recreation Services, 3540 Thomasville Road, Tallahassee, Florida 32308.

The Department reserves the right to reject any or all bids.

Larry Cliett, Contracts Manager, Bureau of Design and Recreation Services.

**DEPARTMENT OF HEALTH**

**AFRICAN AMERICAN HIV PREVENTION  
MEDIA CAMPAIGN**

**INVITATION TO NEGOTIATE (ITN)**

The Florida Department of Health will be evaluating proposals for a statewide media campaign to market HIV prevention targeting African American communities.

In accordance with section 287.0943, Florida Statutes, this procurement solicitation is limited to Certified Minority Business Enterprises (CMBEs). Therefore, only Certified Minority Business Enterprises are eligible for award. A copy of current MBAAO certificate must be submitted with response.

The primary program goals of the media campaign are to 1) provide information on the risk of HIV infection; 2) promote an individual's awareness of their HIV status and seeking of early treatment for HIV positive individuals, and 3) promote safer sex practices and safer sex behavior modification.

The anticipated contract award amount, contingent upon availability of funds, is \$750,000. Proposals should describe an agency's ability to provide in-kind matching services.

The agency must demonstrate an ability to quickly place quality media products including television, radio, mass transit advertisements, billboards, and other outdoor advertising. The agency must also demonstrate the ability to provide web page server space and technical maintenance of a proposed web site.

Creative development of each component of the media campaign will be done by the Department's Office of Communications and Program Marketing. The selected agency will be responsible for test marketing, production and media placement of each component of the media campaign.

The initial term of the contract for the media campaign shall run from the date of execution through June 30, 2000, with a one-year renewal contingent upon satisfactory performance by the provider and the availability of funds.

Proposals submitted in response to this Invitation to Negotiate are due by 5:00 p.m. E.T., October 4, 1999 at the address listed below. A mandatory ITN conference will be held on September 16, 1999, 9:00 a.m. - 5:00 p.m. E.T. to answer questions regarding the ITN process. The ITN Conference will be held: 1309 Winewood Boulevard, Building 6, Room 407, Tallahassee, Florida.

Requests for a copy of the Invitation to Negotiate should be sent in writing: Courier address: 1309 Winewood Boulevard, Bldg. 6, Room 412, Tallahassee, FL 32399-1715, Mail address Department of Health, Bureau of HIV/AIDS, Capital Circle, S. E., BIN A-09, Tallahassee, FL 32399-2020.

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

**INVITATION TO BID NUMBER ESS-99-09-09 FOR**

**GRANT-IN-AID FOR COMMUNITY AGENCIES AND ORGANIZATIONS SERVING THE HOMELESS IN SEMINOLE, OSCEOLA, OR BREVARD COUNTY**

The State of Florida, Department of Children and Family Services, District 7, Economic Self Sufficiency Program Office is soliciting proposals for case managed transitional housing for homeless families and/or individuals.

Copies of the proposal package are available from: B. Gail Phillips, 400 W. Robinson Street, Suite S1009, Orlando, Florida 32801. The Economic Self Sufficiency Program Office must receive all completed bid packages by 10:00 a.m., September 9, 1999. Proposal openings will be at 1:00 p.m., September 9, 1999.

The Department reserves the right to reject any and all proposals, or accept minor irregularities in the best intent of the State. Certified Minority Business Enterprises are encouraged to participate.

**REQUEST FOR PROPOSAL**

The Department of Children and Family Services, Alcohol, Drug Abuse and Mental Health Program Office, District 5 is accepting proposals from qualified providers to implement two consumer managed Drop In Centers in Pinellas County: RFP #00101.

The intent of the Drop In Center Program is to create a safe environment in which mental health consumers participate in developing structured activities, develop peer support groups, participate in creating consumer service boards and developing policies and procedures.

Contact person: Gail Moss, ADM Program Office, District 5, (727)588-6833.

Partial Schedule of Events:

- Request for Proposal Released September 13, 1999
- Notice of Intent to Bid Deadline September 28, 1999
- Bidders Conference October 5, 1999
- Submit Proposals Deadline October 22, 1999
- Anticipated Contract Effective Date January 1, 2000

**DUVAL COUNTY PUBLIC SCHOOLS**

**NOTICE TO PROFESSIONAL CONSULTANTS ANNUAL CONTRACT FOR CIVIL ENGINEERING SERVICES**

Facilities Planning and Construction announces that professional services are required for an annual contract for Civil Engineering Services for Duval County Public Schools. The firm selected under an annual contract will be responsible for assigned projects having estimated construction costs and study fees not exceeding the threshold amounts of \$500,000.00 (construction) and \$25,000.00 (study fees) respectively, provided for in section 287.055, Florida Statutes. This will be a multiple award contract for an initial period of one year with an option to renew for two additional one-year periods.

Applications are to be sent to: Facilities Planning and Construction, 1701 Prudential Drive, 5 Floor, Jacksonville, FL 32207-8182

SCHOOL ARCHITECT: Thomas C. Young, School Architect, PHONE NO.: (904)390-2279

RESPONSE DUE DATE: September 17, 1999, 4:30 p.m., local time

**INSTRUCTIONS**

Submit an original, and (3) copies of the following:

- 1) Letter of interest, which indicates the firm's qualifications, related, experience, the firm's abilities to do the work and other pertinent data.
- 2) Current edition of the Professional Qualifications Supplement (PQS) OFPC FORM 105-E.
- 3) Firm's current Florida Professional Registration License Renewal.
- 4) For Corporations only: If the firm offering services is a corporation, it must be properly chartered with the Department of State to operate in Florida and must provide a copy of the firm's current Florida corporate Charter.
- 5) Completed SF-254.
- 6) Completed SF-255.
- 7) Completed MBE FORM 1, MBE FORM 4, and joint Venture Form as appropriate.

Firms must be properly registered at the time of application to practice their profession in the State of Florida. Representative samples of related work may be submitted in a separate binder. Applications that do not comply with these instructions or those that do not include the requested data may not be considered. All information received will be maintained with the project file and will not be returned. Selections will be made in accordance with the Chapter 287.055, Florida Statutes and Rule 6A-2, Florida Administrative Code. Applicants are advised that plans and specifications for A/E projects may be reused.

NOTICE TO PROFESSIONAL CONSULTANTS  
ANNUAL CONTRACT FOR  
CONSTRUCTION MANAGEMENT SERVICES

Facilities Planning and Construction announces that professional services are required for an annual contract for Construction Management Services for Duval County Public Schools. The firm selected under an annual contract will be responsible for assigned projects having estimated construction costs and study fees not exceeding the threshold amounts of \$500,000.00 (construction) and \$25,000.00 (study fees) respectively, provided for in section 287.055, Florida Statutes. This will be a multiple award contract for an initial period of one year with an option to renew for two additional one-year periods.

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PHONE NO.: (904)390-2279

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INSTRUCTIONS

Submit an original, and (3) copies of the following:

- 1) Letter of interest, which indicates the firm's qualifications, related, experience, the firm's abilities to do the work and other pertinent data.
- 2) Current edition of the Professional Qualifications Supplement (PQS) OFPC FORM 105-E.
- 3) Firm's current Florida Professional Registration License Renewal.
- 4) For Corporations only: If the firm offering services is a corporation, it must be properly chartered with the Department of State to operate in Florida and must provide a copy of the firm's current Florida corporate Charter.
- 5) Completed SF-254.
- 6) Completed SF-255.
- 7) Completed MBE FORM 1, MBE FORM 4, and joint Venture Form as appropriate.

Firms must be properly registered at the time of application to practice their profession in the State of Florida. Representative samples of related work may be submitted in a separate binder. Applications that do not comply with these instructions or those that do not include the requested data may not be considered. All information received will be maintained with the project file and will not be returned. Selections will be made in accordance with Chapter 287.055, Florida Statutes and Rule 6A-2, Florida Administrative Code. Applicants are advised that plans and specifications for A/E projects may be reused.

NOTICE TO CONSTRUCTION MANAGEMENT FIRMS

The Duval County School Board Office of Facilities Planning and Construction announces the Construction Management Services are required for the project listed below.

Project Number: C-90420

Project Name: Additions, Remodeling, Renovations and Site Improvements, Justina Road Elementary School, No. 3215

Project Location: 3101 Justina Road, Jacksonville, Florida 32211-3336

Services to be provided are Construction Management services for the addition of a new media center and P. E. storage area; remodeling of the existing administrative and media center areas; renovation of the existing classrooms, corridors, food service area, restrooms, custodial spaces; site drainage, parking and other site improvements. Also included are HVAC improvements, plumbing and two way intercom.

Minority Business participation is 8% AA, 2% HANA and 6% WBE.

Anticipated construction start and completion dates are March 2000 and March 2001 respectively.

Project Budget: \$3,700,000

Construction Budget: \$2,750,400

Project Manager: Frank Spencer, phone (904)390-2484

Applications are to be sent to: Duval County School Board, Facilities Planning and Construction, 1701 Prudential Drive, 5 Floor, Jacksonville, Florida 32207-8182

Deadline for submittal: September 17, 1999, 4:30 p.m. local time.

Submit one (1) original and three (3) copies of the following:

- 1) Letter of interest detailing the firm's qualifications to meet the selection criteria.
- 2) Completed Experience Questionnaire and Contractor's Financial Statement.
- 3) Resumes of proposed staff and staff organizations.
- 4) Any examples of project reporting manuals, schedules and cost reports.
- 5) The firm's past experience, with examples of renovations, refurbishment, repairs and new construction projects completed by the firm.
- 6) Current State General or Building Contractor License Certification or Registration as required by Florida Statute.
- 7) Corporations must be registered to operate in the State of Florida by the Department of State, Division of Corporations.
- 8) A description of the applicant's plan for Minority Business Enterprise participation.
- 9) Reference from prior clients received within the last five years.
- 10) Completed SF-255.

Facsimile (fax) submittals are not acceptable and will not be considered. Applications that do not comply with these instructions or those that do not include the requested data will not be considered.

Firms must be properly registered at the time of application to practice their profession in the State of Florida.

Representative samples of work may be substituted in a separate binder.

All information received will not be returned. Selections will be made in accordance with the Rule 6A-2, Florida Administrative Code, and Chapter 287.055, Florida Statutes.

NOTICE TO PROFESSIONAL CONSULTANTS  
ANNUAL CONTRACT FOR  
ARCHITECTURAL SERVICES

Facilities Planning and Construction announces that professional services are required for an annual contract for Architectural Services for Duval County Public Schools. The firm selected under an annual contract will be responsible for assigned projects having estimated construction costs and study fees not exceeding the threshold amounts of \$500,000.00 (construction) and \$25,000.00 (study fees) respectively, provided for in section 287.055, Florida Statutes. This will be a multiple award contract for an initial period of one year with an option to renew for two additional one-year periods.

Applications are to be sent to: Facilities Planning and Construction, 1701 Prudential Drive, 5 Floor, Jacksonville, FL 32207-8182

SCHOOL ARCHITECT: Thomas C. Young, School Architect  
PHONE NO.: (904)390-2279

RESPONSE DUE DATE: September 17, 1999, 4:30 p.m., local time

INSTRUCTIONS

Submit an original, and (3) copies of the following:

1) Letter of interest, which indicates the firm's qualifications, related, experience, the firm's abilities to do the work and other pertinent data.

2) Current edition of the Professional Qualifications Supplement (PQS) OFPC FORM 105-E.

3) Firm's current Florida Professional Registration License Renewal.

4) For Corporations only: If the firm offering services is a corporation, it must be properly chartered with the Department of State to operate in Florida and must provide a copy of the firm's current Florida corporate Charter.

5) Completed SF-254.

6) Completed SF-255.

7) Completed MBE FORM 1, MBE FORM 4, and joint Venture Form as appropriate.

Firms must be properly registered at the time of application to practice their profession in the State of Florida. Representative samples of related work may be submitted in a separate binder. Applications that do not comply with these instructions or those that do not include the requested data may not be considered. All information received will be maintained with the project file and will not be returned. Selections will be made in accordance with Chapter 287.055, Florida Statutes and Rule 6A-2, Florida Administrative Code. Applicants are advised that plans and specifications for A/E projects may be reused.

NOTICE TO PROFESSIONAL CONSULTANTS  
ANNUAL CONTRACT FOR  
STRUCTURAL ENGINEERING SERVICES

Facilities Planning and Construction announces that professional services are required for an annual contract for Structural Engineering Services for Duval County Public Schools. The firm selected under an annual contract will be responsible for assigned projects having estimated construction costs and study fees not exceeding the threshold amounts of \$500,000.00 (construction) and \$25,000.00 (study fees) respectively, provided for in section 287.055, Florida Statutes. This will be a multiple award contract for an initial period of one year with an option to renew for two additional one-year periods.

Applications are to be sent to: Facilities Planning and Construction, 1701 Prudential Drive, 5 Floor, Jacksonville, FL 32207-8182

SCHOOL ARCHITECT: Thomas C. Young, School Architect  
PHONE NO.: (904)390-2279

RESPONSE DUE DATE: September 17, 1999, 4:30 p.m., local time

INSTRUCTIONS

Submit an original, and (3) copies of the following:

- 1) Letter of interest, which indicates the firm's qualifications, related, experience, the firm's abilities to do the work and other pertinent data.
- 2) Current edition of the Professional Qualifications Supplement (PQS) OFPC FORM 105-E.
- 3) Firm's current Florida Professional Registration License Renewal.
- 4) For Corporations only: If the firm offering services is a corporation, it must be properly chartered with the Department of State to operate in Florida and must provide a copy of the firm's current Florida corporate Charter.
- 5) Completed SF-254.
- 6) Completed SF-255.

7) Completed MBE FORM 1, MBE FORM 4, and joint Venture Form as appropriate.

Firms must be properly registered at the time of application to practice their profession in the State of Florida. Representative samples of related work may be submitted in a separate binder. Applications that do not comply with these instructions or those that do not include the requested data may not be considered. All information received will be maintained with the project file and will not be returned. Selections will be made in accordance with Chapter 287.055, Florida Statutes and Rule 6A-2, Florida Administrative Code. Applicants are advised that plans and specifications for A/E projects may be reused.

Section XII  
Miscellaneous

DEPARTMENT OF STATE

PUBLIC NOTICE

The Division of Historical Resources announces that it is soliciting applications for State grant-in-aid assistance for historic preservation projects.

Approximately \$1 million will be available for acquisition and development, survey and planning, and community education projects.

The deadline for filing applications is December 15, 1999 and applications must be delivered to the Bureau of Historic Preservation office by 5:00 p.m. on that day or be clearly postmarked or show evidence of submission to an express mail service on or before that date.

Further information may be obtained from the: Grants and Education Section, Bureau of Historic Preservation, R. A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250, or call (850)487-2333.

**DEPARTMENT OF BANKING AND FINANCE**

**NOTICE OF CONSIDERATION OF  
CEMETERY BYLAWS**

The State of Florida, Board of Funeral and Cemetery Services, will address approval of the bylaws of the following cemeteries at the regular meeting to be held on November 17, 1999, in Tampa, Florida: Prime Succession of Florida, Inc., D/B/A: Flagler Palms Memorial Gardens, Bunnell, Florida.

A file pertaining to the above is available for public inspection and copying by any person at the Fletcher Building, 101 East Gaines Street, 6th Floor, Tallahassee, Florida 32399-0350.

Comments may be submitted at the above address without requesting a hearing. Those persons whose substantial interests may be determined by these proceedings, including settlements, grants, and denials, are advised that they may request a hearing concerning the notice of intent to be conducted in accordance with the provisions of Section 120.569 and 120.57, Florida Statutes and Rule 28-106.104(2), Florida Administrative Code. The petitions for hearing should comply with Rule 28-106.201 and 28-106.301, Florida Administrative Code, and must be filed within twenty-one (21) days of publication of this notice. Petitions shall be filed with: Clerk, Division of Finance, Bureau of Funeral and Cemetery Services, The Fletcher Building, 101 East Gaines Street, Tallahassee, Florida 32399-0350. In deference to the rights of substantially affected persons, a hearing on these matters will be held at the meeting of the Board of Funeral and Cemetery Services to be held as outlined above. All written comments and requests to address the Board must be received by the Department within seven (7) days prior to the meeting.

**DEPARTMENT OF COMMUNITY AFFAIRS**

**NOTICE OF FUNDING AVAILABILITY (NOFA)**

The Department of Community Affairs, Florida Energy Office announces funding availability for Federal Fiscal Year 2000 under the State Energy Program to eligible applicants. The funding cycle for all program categories will open on August 16, 1999 and close at 5:00 p.m. on September 13, 1999.

Up to \$800,000 is available for an award to eligible applicants to carry out eligible activities.

Category	FY00 Funds Available
Renewable Resources	
1) Solar	Up to \$500,000
2) Biomass/Agriculture	Up to \$300,000

Eligible activities for solar are limited to utility interactive systems and proposals for aiding the commercialization of solar energy technology by establishing performance criteria. Eligible activities for biomass/agriculture are limited to projects that promote the recovery of energy from waste, the use of agriculture products/crops as a source of energy and nutrient/water management. Projects will not exceed two years in duration.

Proposal guidelines may be obtained by contacting program manager listed below. Proposals may be either hand delivered or sent by U.S. Mail or other licensed carrier and must be received by the Florida Energy Office, Division of Housing and Community Development, Department of Community Affairs, Room Number 215.07, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100 by 5:00 p.m., on September 13, 1999. No waiver of the deadline date will be allowed. Proposals which do not meet the established deadline will not be eligible for evaluation, and will be returned to the applicant.

For further information, interested parties should contact Jim Tatum for solar projects and Ed Cobham for biomass/agriculture, (850)488-2475. Interested parties may also address inquiries to the Florida Energy Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100. Unsolicited proposals previously submitted must be resubmitted specifying the category for evaluation.

A NOFA for alternatively fueled vehicles will be issued later during the year, once recommendations have been received from the Clean Fuel Florida Advisory Board.

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

Request for Comments: Title IV-E  
Waiver Demonstration Application

The Florida Department of Children and Family Services, Family Safety Program proposes to test the effectiveness of capitulating payments and providing flexible use of title IV-E dollars to support and incentivize locally controlled systems of care in select districts to better meet the needs of abused and neglected children and their families. This demonstration will assist the State in meeting its 1998 legislative requirement to develop a plan for privileging the entire child welfare system, with the exception of child protective service intake and investigations, by the year 2003. Florida plans to conduct this demonstration in at least 8 of its 15 districts. The target population will be all title IV-E and non-title IV-E eligible children and families in each of the demonstration sites who are reported for abuse or neglect with some finding of maltreatment and require services beyond those provided by the department during the investigation phase. Each

demonstration site will contract with community-based, nonprofit agencies for the management and delivery of services, using a lead agency community network model. These lead agencies will assume the financial risk for providing all services for all children referred and receive financial bonuses and penalties linked to performance. In addition, these flexible child welfare services will be coordinated with Medicaid funded behavioral health services.

The State hypothesizes that providing expanded services through community-based systems of care will improve access to services, provide protection from harm for the children served, reduce the length of stay in out-of-home care, reduce re-entry into the foster care system, improve satisfaction ratings of services, and reduce variability in performance across sites.

The State is requesting a waiver of eligibility requirements and services that can be provided using federal title IV-E funds. The evaluation of this five-year demonstration will be based on county comparisons.

The full text of the Title IV-E Waiver Demonstration Application is posted on the Department of Children and Family Services website: [http://www.state.fl.us/cf\\_web/index.html](http://www.state.fl.us/cf_web/index.html)

When you reach the website, select "Family Safety". Then, scan down the page to find the application. Please direct comments, within 30 days of this publication, to Margaret Taylor, Florida Department of Children and Family Services, 1317 Winewood Boulevard, Tallahassee, FL 32399-0700, Phone (850)922-0149, Email: [Margaret\\_Taylor@dcf.state.fl.us](mailto:Margaret_Taylor@dcf.state.fl.us)



**Section XIII**  
**Index to Rules Filed During Preceding Week**

RULES FILED BETWEEN August 10, 1999  
and August 16, 1999

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Animal Industry**

5C-21.002	8/13/99	9/2/99	25/19	
5C-21.010	8/13/99	9/2/99	25/19	
5C-21.011	8/13/99	9/2/99	25/19	
5C-21.012	8/13/99	9/2/99	25/19	25/26
5C-21.015	8/13/99	9/2/99	25/19	

**DEPARTMENT OF EDUCATION**

**University of Florida**

6C1-3.0421	8/12/99	9/1/99	Newspaper	
6C1-4.031	8/12/99	9/1/99	Newspaper	
6C1-7.0561	8/12/99	9/1/99	Newspaper	
6C1-7.0562	8/12/99	9/1/99	Newspaper	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**DEPARTMENT OF TRANSPORTATION**

14-46.001	8/10/99	8/30/99	25/2	25/27
14-46.0011	8/10/99	8/30/99	25/2	
14-85.004	8/11/99	8/31/99	25/27	

**STATE BOARD OF ADMINISTRATION**

19-8.002	8/12/99	9/1/99	25/24	
19-8.003	8/12/99	9/1/99	25/24	
19-8.004	8/12/99	9/1/99	25/24	
19-8.005	8/12/99	9/1/99	25/24	
19-8.006	8/12/99	9/1/99	25/24	
19-8.009	8/12/99	9/1/99	25/24	

**DEPARTMENT OF LOTTERY**

53-29.002	8/11/99	8/31/99	25/24	
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**AGENCY FOR HEALTH CARE ADMINISTRATION  
Medicaid Program Office**

59G-6.030	8/16/99	9/5/99	25/20	
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**DEPARTMENT OF HEALTH**

**Board of Clinical Laboratory Personnel**

64B3-5.004	8/11/99	8/31/99	25/19	25/28
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