

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

**DEPARTMENT OF EDUCATION**

**State Board of Education**

**RULE NO.:** 6B-4.010  
**RULE TITLE:** Instructional Personnel Assessment Systems

**PURPOSE AND EFFECT:** The purpose of the rule development is to review current practices and requirements for district instructional personnel assessment systems to determine amendments to be proposed that take account of applicable performance-based pay regimes. The effect of the amendment will be the development of district-based assessment systems that fulfill current requirements for assessment and performance-based pay.

**SUBJECT AREA TO BE ADDRESSED:** Instructional personnel assessment systems.

**SPECIFIC AUTHORITY:** 1001.02, 1012.22, 1012.34 FS.

**LAW IMPLEMENTED:** 1012.22, 1012.34 FS., Ch. 2006-26, s. 3, Laws of Florida.

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

**DATE AND TIME:** January 29, 2007, 4:00 p.m. – 6:00 p.m.

**PLACE:** The Schultz Center for Teaching and Leadership, Room Gentry BC, 4019 Boulevard Center Drive, Jacksonville, FL 32207

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Pam Stewart, Deputy Chancellor, Educator Quality, Department of Education, 325 West Gaines Street, Room 514, Tallahassee, Florida 32399-0400. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Pam Stewart, Deputy Chancellor, Educator Quality, Department of Education, 325 West Gaines Street, Room 514, Tallahassee, Florida 32399-0400

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

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

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

**DEPARTMENT OF CORRECTIONS**

**RULE NO.:** 33-208.002  
**RULE TITLE:** Rules of Conduct

**PURPOSE AND EFFECT:** The purpose and effect of the proposed rule amendment is to prohibit unauthorized possession of ammunition by employees on Department of Corrections property, or at any other place while on duty.

**SUBJECT AREA TO BE ADDRESSED:** Employee conduct.

**SPECIFIC AUTHORITY:** 944.09 FS.

**LAW IMPLEMENTED:** 944.09, 944.14, 944.35, 944.36, 944.37, 944.38, 944.39, 944.47 FS.

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

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS:** Dorothy M. Ridgway, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

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

**33-208.002 Rules of Conduct.**

The Department of Corrections requires all employees to familiarize themselves with all rules and regulations pertaining to their positions and duties, and that employees abide by these rules and regulations. The following rules of conduct and performance standards are applicable both on and off the job to all Department of Corrections employees. Some of these rules of conduct are found again in abbreviated form in the next section titled “Range of Disciplinary Actions,” however, all rules of conduct are enforceable by appropriate disciplinary action regardless of whether they are listed in the range of disciplinary actions.

(1) through (24) No change.

(25) Unauthorized possession of firearms, ~~or~~ other weapons, or ammunition on Department of Corrections property, or at any other place while on duty, is prohibited.

(26) No change.

Specific Authority 944.09 FS. Law Implemented 944.09, 944.14, 944.35, 944.36, 944.37, 944.38, 944.39, 944.47 FS. History—New 10-8-76, Amended 10-11-77, 4-19-79, 6-18-83, Formerly 33-4.02, Amended 8-15-89, 10-20-90, 3-20-91, 1-30-96, 3-24-97, 4-19-98, Formerly 33-4.002, Amended 7-17-02, 4-5-04, 4-17-06,\_\_\_\_\_.

**DEPARTMENT OF CORRECTIONS**

**RULE NO.:** 33-602.203 **RULE TITLE:** Control of Contraband  
**PURPOSE AND EFFECT:** The purpose and effect of the proposed rule is to prohibit the introduction of ammunition into or upon the grounds of an institution.  
**SUBJECT AREA TO BE ADDRESSED:** Control of contraband.  
**SPECIFIC AUTHORITY:** 944.09, 945.215 FS.  
**LAW IMPLEMENTED:** 944.47, 945.215 FS.  
**IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.**  
**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS:** Dorothy M. Ridgway, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

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

- 33-602.203 Control of Contraband.
- (1) through (2) No change.
- (3) No person, whether he be an inmate or other person, unless authorized by the warden, assistant warden, chief of security or the shift supervisor, shall introduce into or upon the grounds of an institution any of the following articles which are hereby declared to be contraband:
  - (a) through (b) No change.
  - (c) Any firearm, ammunition, or any instrumentality customarily used or designed to be used as a dangerous weapon.
  - (d) through (f) No change.
  - (4) through (8) No change.

Specific Authority 944.09, 945.215 FS. Law Implemented 944.47, 945.215 FS. History—New 10-8-76, Amended 2-24-81, 4-18-82, 8-13-84, 2-13-85, 6-2-85, Formerly 33-3.06, Amended 2-9-87, 11-3-87, 8-14-90, 11-21-91, 1-6-94, 5-28-96, 10-26-97, Formerly 33-3.006, Amended 3-2-00, 7-8-03, 11-10-03,\_\_\_\_\_.

**WATER MANAGEMENT DISTRICTS**

**Suwannee River Water Management District**

**RULE NOS.:** 40B-4.3020 **RULE TITLES:** Content of Works of the District Development Permit Applications  
 40B-4.3030 Conditions for Issuance of Works of the District Development Permits  
 40B-4.3040 Unlawful Use of Works of the District

**PURPOSE AND EFFECT:** The purpose of the rule development is to update these sections of Chapter 40B-4, Florida Administrative Code, based on the regulatory

experience of the District since the inception of environmental resources permitting. The effect of the proposed rule amendments will be to provide for more efficient and effective regulation of works of the district activities that are subject to regulation and to provide for better comprehension of the subject rules.

**SUBJECT AREA TO BE ADDRESSED:** This proposed rule development will codify additional criteria for works of the district permits.

**SPECIFIC AUTHORITY:** 373.044, 373.113, 373.171 FS.  
**LAW IMPLEMENTED:** 120.60, 373.084, 363.085, 373.086 FS.

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

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Linda Welch, Administrative Assistant, Suwannee River Water Management District, 9225 C.R. 49, Live Oak, Florida 32060, (386)362-1001 or (800)226-1066 (FL only).

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Construction Industry Licensing Board**

**RULE NO.:** 61G4-15.006 **RULE TITLE:** Financial Responsibility, Definition, Grounds for Denial

**PURPOSE AND EFFECT:** The Board proposes a rule amendment for the consideration of minimum credit as a component for determining financial responsibility and stability.

**SUBJECT AREA TO BE ADDRESSED:** Financial Responsibility, Definition, Grounds for Denial.

**SPECIFIC AUTHORITY:** 489.115(5), (6) FS.

**LAW IMPLEMENTED:** 489.115(5), (6) FS.

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

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** G.W. Harrell, Executive Director, Construction Industry Licensing Board, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**DEPARTMENT OF HEALTH**

**Board of Osteopathic Medicine**

RULE NOS.:                   RULE TITLES:  
64B15-6.003                Physician Assistant Licensure  
64B15-6.0035             Physician Assistant Licensure  
                                  Renewal and Reactivation

PURPOSE AND EFFECT: The purpose and effect of the proposed amendment for Rules 64B15-6.003 and 64B15-6.0035, F.A.C., are to conform the requirements for continuing medical education for initial licensure and licensure renewal to the recent amendments to Sections 456.013 and 456.033, F.S.

SUBJECT AREA TO BE ADDRESSED: Physician Assistant Licensure; Physician Assistant Licensure Renewal and Reactivation.

SPECIFIC AUTHORITY: 456.013, 456.033(1), 459.005, 459.022 FS.

LAW IMPLEMENTED: 120.53(1)(a), 456.013, 456.031, 456.033, 459.022 FS.

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

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B15-6.003 Physician Assistant Licensure.

(1) through (3) No change.

(4) The applicant must submit a statements documenting containing the following information:

~~(a) Completion of three hours of all Category I, American Osteopathic Association or American Medical Association Continuing Medical Education which includes the topics of Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome: the disease and its spectrum of clinical manifestations; epidemiology of the disease; related infections including TB; treatment, counseling, and prevention;~~

~~transmission from healthcare worker to patient and patient to healthcare worker; universal precautions and isolation techniques; and legal issues related to the disease. If the applicant has not already completed the required continuing medical education, upon submission of an affidavit of good cause, the applicant will be allowed six months to complete this requirement.~~

~~(b) Completion of one hour of continuing medical education on domestic violence which includes information on the number of patients in that professional's practice who are likely to be victims of domestic violence and the number who are likely to be perpetrators of domestic violence, screening procedures for determining whether a patient has any history of being either a victim or a perpetrator of domestic violence, and instruction on how to provide such patients with information on, or how to refer such patient to, resources in the local community, such as domestic violence centers and other advocacy groups, that provide legal aid, shelter, victim counseling, batterer counseling, or child protection services, and which is approved by any state or federal government agency, or nationally affiliated professional association, or any provider of Category I or II American Osteopathic Association or American Medical Association Continuing Medical Education. Home study courses approved by the above agencies will be acceptable. If the applicant has not already completed the required continuing medical education, upon submission of an affidavit of good cause, the applicant will be allowed six months to complete this requirement.~~

~~(c) Completion of two hours of continuing medical education relating to prevention of medical errors which includes a study of root cause analysis, error reduction and prevention, and patient safety, and which is approved by any state or federal government agency, or nationally affiliated professional association, or any provider of Category I or II American Osteopathic Association or American Medical Association Continuing Medical Education. One hour of a two hour course which is provided by a facility licensed pursuant to Chapter 395, F.S., for its employees may be used to partially meet this requirement.~~

(5) No change.

Specific Authority 459.005, 459.022 FS. Law Implemented 120.53(1)(a), 456.013, 456.031, 456.033, 459.022 FS. History—New 10-18-77, Formerly 21R-6.03, Amended 10-28-87, 4-21-88, 4-18-89, 9-26-90, 5-20-91, 10-28-91, 3-16-92, Formerly 21R-6.003, Amended 11-4-93, 3-29-94, Formerly 61F9-6.003, Amended 2-1-95, Formerly 59W-6.003, Amended 6-7-98, 3-10-02, 2-23-04, 10-30-06,\_\_\_\_\_.

64B15-6.0035 Physician Assistant Licensure Renewal and Reactivation.

(1) No change.

(2) Requirements for Renewal.

(a) through (c) No change.

(d) As part of every third biennial renewal licensure period, For all licensees shall complete two (2) hours no more and no less than one hour shall consist of training in domestic violence which includes information on the number of patients in that professional's practice who are likely to be victims of domestic violence and the number who are likely to be perpetrators of domestic violence, screening procedures for determining whether a patient has any history of being either a victim or a perpetrator of domestic violence, and instruction on how to provide such patients with information on, or how to refer such patients to, resources in the local community, such as domestic violence centers and other advocacy groups, that provide legal aid, shelter, victim counseling, batterer counseling, or child protection services, and which is approved by any state or federal government agency, or nationally affiliated professional association, or any provider of Category I or II American Medical Association Continuing Medical Education. Home study courses approved by the above agencies will be acceptable.

(e) Upon a licensee's first renewal of licensure, the licensee must document the completion of one (1) For all licensees one hour of Category I American Medical Association Continuing Medical Education which includes the topics of Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome; the modes of transmission, including transmission from healthcare worker to patient and patient to healthcare worker; infection control procedures, including universal precautions; epidemiology of the disease; related infections including TB; clinical management, prevention; and current Florida law on AIDS and its impact on testing, confidentiality of test results, and treatment of patients. Any hours of said CME may also be counted toward the CME license renewal requirements. In order for a course to count as meeting this requirement, licensees practicing in Florida must clearly demonstrate that the course includes Florida law in HIV/AIDS and its impact on testing, confidentiality of test results, and treatment of patients. Only Category I hours shall be accepted.

~~(f) Notwithstanding the provisions of paragraphs (d) and (e), above, a physician assistant may complete continuing education on end of life care and palliative health care in lieu of continuing education in HIV/AIDS or domestic violence, if that physician assistant has completed the HIV/AIDS or domestic violence continuing education in the immediately preceding biennium. This allows for end of life care and palliative health care continuing education to substitute for HIV/AIDS or domestic violence continuing education in alternate biennia.~~

~~(g)~~ Completion of two hours of continuing medical education relating to prevention of medical errors which includes a study of root cause analysis, error reduction and prevention, and patient safety, and which is approved by any state or federal government agency, or nationally affiliated

professional association, or any provider of Category I or II American Medical Association Continuing Medical Education. One hour or a two hour course which is provided by a facility licensed pursuant to Chapter 395, F.S., for its employees may be used to partially meet this requirement.

(3) No change.

(4) Reactivation of Inactive License. To reactivate a license that has been inactive for two (2) consecutive biennial cycles, the licensee must:

(a) through (d) No change.

(e) Submit proof of completion of the continuing medical education requirements in compliance with paragraphs 64B15-6.0035(2)(c), (d), (e), and (f) and (g), F.A.C., for each biennium in which the license was inactive; and

(f) No change.

(5) through (8) No change.

Specific Authority 456.013, 456.033(1), 459.005, 459.022 FS. Law Implemented 456.013, 456.031, 459.022(7)(b), (c) FS. History—New 10-28-87, Amended 4-21-88, 1-3-93, Formerly 21R-6.0035, Amended 11-4-93, 3-29-94, Formerly 61F9-6.0035, 59W-6.0035, Amended 6-7-98, 10-16-01, 3-10-02, 7-13-04, 7-27-04, \_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Osteopathic Medicine**

RULE NOS.:	RULE TITLES:
64B15-7.001	Anesthesiologist Assistant Licensure Renewal and Reactivation
64B15-7.003	Application for Licensure and Licensure Requirements for Anesthesiologist Assistants

PURPOSE AND EFFECT: The purpose and effect for Rules 64B15-7.003 and 64B15-7.0013, F.A.C., are to conform to the requirements for continuing medical education for initial licensure and licensure renewal to the recent amendments to Sections 456.013 and 456.033, F.S.

SUBJECT AREA TO BE ADDRESSED: Anesthesiologist Assistant Licensure Renewal and Reactivation; Application for Licensure and Licensure Requirements for Anesthesiologist Assistants.

SPECIFIC AUTHORITY: 459.023, 459.005 FS.

LAW IMPLEMENTED: 459.023, 456.013(7), 456.031, 456.033 FS.

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

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B15-7.001 Anesthesiologist Assistant Licensure Renewal and Reactivation.

(1) An anesthesiologist assistant must renew his licensure on a biennial basis. Upon request by the Board or Department, the licensee must submit satisfactory documentation of compliance with the requirements set forth below.

(2) Requirements for Renewal.

(a) Completion of the anesthesiologist assistant licensure renewal application on the appropriate form provided by the Department.

(b) Submission of a signed, sworn statement of no felony convictions in the previous two years.

(c) Submission of a written statement attesting to completion of 40 hours of Continuing Medical Education in the previous two years, or provide documentation of current certification issued by the NCCAA.

(d) As part of every third biennial renewal of licensure period – all licensees shall complete two (2) hours of training in domestic violence which includes information on the number of patients in that professional’s practice who are likely to be victims of domestic violence and the number who are likely to be perpetrators of domestic violence, screening procedures for determining whether a patient has any history of being either a victim or a perpetrator of domestic violence, and instruction on how to provide such patients with information on, or how to refer such patients to, resources in the local community, such as domestic violence centers and other advocacy groups, that provide legal aid, shelter, victim counseling, batterer counseling, or child protection services, and which is approved by any state or federal government agency, or nationally affiliated professional association, or any provider of Category I or II American Medical Association Continuing Medical Education. Home study courses approved by the above agencies will be acceptable.

(e) Upon a licensee’s first renewal of licensure, the licensee must document the completion of three (3) hours of Category I American Medical Association Continuing Medical Education, which includes the topics of Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome; the modes of transmission, including transmission from healthcare worker to patient and patient to healthcare worker; infection control procedures, including universal precautions; epidemiology of the disease; related infections including TB; clinical management; prevention; and current Florida law on AIDS and its impact on testing, confidentiality of test results, and treatment of patients. Any hours of said CME may also be counted toward the CME license renewal requirement. In order for a course to count as meeting this requirement, licensees practicing in Florida must clearly

demonstrate that the course includes Florida law on HIV/AIDS and its impact on testing, confidentiality of test results, and treatment of patients. Only Category I hours shall be accepted.

(f) Completion of two hours of continuing medical education relating to prevention of medical errors which includes a study of root cause analysis, error reduction and prevention, and patient safety, and which is approved by any state or federal government agency, or nationally affiliated professional association, or any provider of Category I or II American Medical Association Continuing Medical Education. One hour of a two hour course which is provided by a facility licensed pursuant to Chapter 395, F.S., for its employees may be used to partially meet this requirement.

(3) Reactivation of Inactive License. To reactivate an inactive license, the licensee must:

(a) Submit to the Department the original inactive license;

(b) Provide the Department with licensure verification from each state in which the licensee is licensed to practice as an anesthesiologist assistant, or a statement that the licensee is licensed only in Florida;

(c) Provide to the Department a statement of medical activities from the date the licensee became inactive to the present; or, if the licensee has not practiced as an anesthesiologist assistant for at least 2 of the 4 years preceding application for reactivation, the licensee must either:

1. Demonstrate completion of the Nova Southeastern University Anesthesia Competency Assessment or an equivalent anesthesia assessment program approved by the Board; or

2. Re-take and successfully complete the NCCAA certification examination.

(d) Submit to the Department a statement of any criminal or disciplinary actions pending in any jurisdiction;

(e) Submit proof of completion of the continuing medical education requirements in compliance with paragraphs 64B8-31.007(2)(c), (d), (e), and (f), F.A.C., for each biennium in which the license was inactive;

(f) Submit the protocol as set forth in Rule 64B8-31.005, F.A.C.;

(g) Demonstrate financial responsibility as set forth in Rule 64B8-31.006, F.A.C.; and

(h) Pay the appropriate fees, as set forth in Rule 64B8-31.012, F.A.C.

(4) Licensure Renewal or Reactivation.

(a) Application for renewal as a licensed anesthesiologist assistant must be made upon a form supplied by the Department, and incorporated in Rule 64B8-1.007, F.A.C.

(b) Renewal application forms submitted to the Board must be complete in every detail and must be typed or legibly printed in black ink.

(c) Application for reactivation shall be made in writing and in accordance with Section 456.036, F.S.

(5) The renewal or reactivation fees are found in Rule 64B8-31.012, F.A.C.

(6) The failure of any license holder to either renew the license or elect inactive status before the license expires shall cause the license to become delinquent.

(a) The delinquent status licensee must affirmatively apply for active or inactive status during the licensure cycle in which the license becomes delinquent. The failure by the delinquent status licensee to cause the license to be reactivated or made inactive before the expiration of the licensure cycle in which the license became delinquent shall render the license null and void without further action by the Board or the Department.

(b) The delinquent status licensee who applies for license reactivation or inactive status shall:

1. File with the Department the completed application for inactive status as required by Section 456.036, F.S., or apply for licensure reactivation as required by Section 456.036, F.S.;

2. Pay to the Board either the license reactivation fee or the inactive status fee, the delinquency fee, and if applicable, the processing fee; and

3. If reactivation is elected, demonstrate compliance with the continuing education requirements found in Rule 64B8-31.007, F.A.C.

(7) Licensees who are spouses of members of the Armed Forces of the United States shall be exempt from all licensure renewal provisions for any period of time which the licensee is absent from the State of Florida due to the spouse's duties with the Armed Forces. The licensee must document the absence and the spouse's military status to the Board in order to obtain the exemption. Upon the licensee's return to Florida, the licensee must inform the Department of his or her return within 30 days.

(8) Reactivation of a retired status license. To reactivate the license of a retired status licensee whose license has been on retired status for more than five (5) years or a licensee from another state who has not been in the active practice of medicine within the past five (5) years shall be required to appear before the Board and establish the ability to practice with the care and skill sufficient to protect the health, safety, and welfare of the public. At the time of such appearance, the anesthesiologist assistant must:

(a) Surrender to the Department the original retired status license;

(b) Provide the Department with licensure verification from each state in which the licensee is licensed to practice as an anesthesiologist assistant, or a statement that the licensee is licensed only in Florida;

(c) Provide to the Department a statement of medical activities from the date the licensee entered retired status to the present;

(d) Provide documentation of successful completion of the 16 credit hour Graduate Clerkship offered by Nova Southeastern University Anesthesia Assistant Program or an equivalent program approved by the Board;

(e) Submit proof of completion of the continuing medical education requirements in compliance with paragraphs 64B8-31.007(2)(c)-(g), F.A.C., for each biennium in which the license was inactive; and

(f) Pay the appropriate fees set forth in Section 456.036(4)(b), F.S. and subsections 64B8-31.012(4) and (8), F.A.C.

(g) In lieu of proof of completion of the Graduate Clerkship or the equivalent, the licensee may submit proof of recertification by NCCAA.

(9) The Department shall refuse to reactivate the license of a retired status anesthesiologist assistant who is under investigation or prosecution in any jurisdiction for an action that would constitute a violation of this chapter or the professional practice acts administered by the department and the boards, until 15 days after the Department receives the final results of the investigation or prosecution.

Specific Authority 459.023, 459.005 FS. Law Implemented 459.023, 456.013(7), 456.031, 456.033 FS. History—New \_\_\_\_\_.

64B15-7.003 Application for Licensure and Licensure Requirements for Anesthesiologist Assistants.

(1) No change.

(a) through (c) No change.

(2) Requirements for Licensure.

(a) through (c) No change.

(d) The applicant must provide documentation of the following:

~~1. Completion of three hours of all Category I, American Medical Association Continuing Medical Education or American Osteopathic Association approved Category I A continuing education related to the practice of osteopathic medicine or under osteopathic auspices which includes the topics of Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome: the disease and its spectrum of clinical manifestations; epidemiology of the disease; related infections including TB; treatment, counseling, and prevention; clinical management; transmission from healthcare worker to patient and patient to healthcare worker; universal precautions and isolation techniques; and legal issues related to the disease. If the applicant has not already completed the required continuing medical education, upon submission of an affidavit of good cause, the applicant will be allowed six months to complete this requirement.~~

~~2. Completion of one hour of continuing medical education on domestic violence which includes information on the number of patients in that professional's practice who are likely to be victims of domestic violence and the number who are likely to be perpetrators of domestic violence, screening~~

~~procedures for determining whether a patient has any history of being either a victim or a perpetrator of domestic violence, and instruction on how to provide such patients with information on, or how to refer such patients to, resources in the local community, such as domestic violence centers and other advocacy groups, that provide legal aid, shelter, victim counseling, batterer counseling, or child protection services, and which is approved by any state or federal government agency, or nationally affiliated professional association, or any provider of Category I or II American Medical Association Continuing Medical Education or American Osteopathic Association approved Category I-A continuing education related to the practice of osteopathic medicine or under osteopathic auspices. Home study courses approved by the above agencies will be acceptable. If the applicant has not already completed the required continuing medical education, upon submission of an affidavit of good cause, the applicant will be allowed six months to complete this requirement.~~

3. Completion of two hours of continuing medical education relating to prevention of medical errors which includes a study of root cause analysis, error reduction and prevention, and patient safety, and which is approved by any state or federal government agency, or nationally affiliated professional association, or any provider of Category I or II American Medical Association Continuing Medical Education or American Osteopathic Association approved Category I-A continuing education related to the practice of osteopathic medicine or under osteopathic auspices. One hour of a two hour course which is provided by a facility licensed pursuant to Chapter 395, F.S., for its employees may be used to partially meet this requirement.

- (e) No change.
- (3) No change.

Specific Authority 459.023, 459.005 FS. Law Implemented 459.023, 456.013(7), 456.031, 456.033 FS. History--New 8-2-05, Amended.

**DEPARTMENT OF HEALTH**

**Board of Pharmacy**

RULE NO.: 64B16-27.797  
 RULE TITLE: Standards of Practice for Compounding Sterile Preparations – (CSPs)

PURPOSE AND EFFECT: The Board proposes to review the existing language in this rule to determine whether changes are necessary.

SUBJECT AREA TO BE ADDRESSED: Standards of Practice for Compounding Sterile Preparations – (CSPs).

SPECIFIC AUTHORITY: 465.005, 465.0155, 465.022 FS.

LAW IMPLEMENTED: 465.005, 465.0155, 465.022 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Rebecca Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin C04, Tallahassee, Florida 32399-3254  
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**DEPARTMENT OF HEALTH**

**Board of Pharmacy**

RULE NO.: 64B16-27.850  
 RULE TITLE: Standards of Practice for Othotics and Pedorthics

PURPOSE AND EFFECT: The Board proposes the rule promulgation in order to create standards of practice for othotics and pedorthics.

SUBJECT AREA TO BE ADDRESSED: Standards of Practice for Othotics and Pedorthics.

SPECIFIC AUTHORITY: 468.808, 468.812(3) FS.

LAW IMPLEMENTED: 468.808, 468.812(3) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Rebecca Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin C04, Tallahassee, Florida 32399-3254

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B16-27.850 Standards of Practice for Othotics and Pedorthics.

(1) Definitions.

(a) "Orthosis" means a medical device used to provide support, correction, or alleviation of neuromuscular or musculoskeletal dysfunction, disease, injury, or deformity, but does not include the following assistive technology devices: upper extremity adaptive equipment used to facilitate the activities of daily living, including specialized utensils, combs, and brushes; finger splints; wheelchair seating and equipment that is an integral part of the wheelchair and not worn by the patient; elastic abdominal supports that do not have metal or plastic reinforcing stays; arch supports; nontherapeutic accommodative inlays and nontherapeutic accommodative

footwear, regardless of method of manufacture; unmodified, over-the-counter shoes; prefabricated foot care products; durable medical equipment such as canes, crutches, or walkers; dental appliances; or devices implanted into the body by a physician. For purposes of this subsection, "accommodative" means designed with the primary goal of conforming to the individual's anatomy and "inlay" means any removable material upon which the foot directly rests inside the shoe and which may be an integral design component of the shoe.

(b) "Orthotics" means the practice, pursuant to a licensed physician's written prescription, of evaluating, treatment formulating, measuring, designing, fabricating, assembling, fitting, adjusting, servicing, or providing the initial training necessary to accomplish the fitting of an orthosis or pedorthic device; however, the repair, replacement, adjustment, or servicing of any existing orthosis may be performed without an additional prescription from the patient's physician, unless the original prescription states otherwise. If a patient is under the care of a licensed occupational therapist or physical therapist, the pharmacist must consult with the therapist if the therapist has requested consultation regarding the fitting, design, or fabrication of an orthosis or regarding treatment with an orthosis.

(d) "Pedorthic device" means therapeutic shoes, shoe modifications made for therapeutic purposes, prosthetic fillers of the forefoot, and foot orthoses for use from the ankle and below, but does not include arch supports; nontherapeutic accommodative inlays and nontherapeutic accommodative footwear, regardless of method of manufacture; unmodified, over-the-counter shoes; or prefabricated foot care products. For purposes of this subsection, "accommodative" means designed with the primary goal of conforming to the individual's anatomy and "inlay" means any removable material upon which the foot directly rests inside the shoe and which may be an integral design component of the shoe.

(e) "Pedorthics" means the practice, pursuant to a licensed physician's written prescription, of evaluating, treatment formulating, measuring, designing, fabricating, assembling, fitting, adjusting, servicing, or providing the initial training necessary to accomplish the fitting of a pedorthic device; however, the repair, replacement, adjustment, or servicing of any existing pedorthic device may be performed without an additional prescription from the patient's physician, unless the original prescription states otherwise. If a patient is under the care of a licensed occupational therapist or physical therapist, the pharmacist must consult with the therapist if the therapist has requested consultation regarding the fitting, design, or fabrication of a pedorthic device or regarding treatment with a pedorthic device.

(2) Pursuant to a licensed physician's written prescription, the pharmacist shall assume the responsibility for assessing the patient, planning the patient's treatment program, and directing the program. No pharmacist shall implement a prescription

that, in the pharmacist's judgment, is contraindicated. No change shall be made in the prescription without the authorization of the prescribing physician.

(3) The pharmacist's professional responsibilities include:

(a) Ongoing consultation with the prescribing physician regarding information that will impact the patient's medical and functional outcomes.

(b) Orthotic and or pedorthic evaluation of the patient.

(c) Identification and documentation of precautions, special problems, or contraindications.

(d) Development of a treatment plan including the short and long terms goals.

(e) Implementation of a treatment plan.

(f) Periodic review and update of the treatment plan, including reassessment of the patient in reference to goals and, when necessary, modification of the treatment plan.

(g) Collaboration with members of the health care team when appropriate.

(h) Advising the patient, in terms which the patient can understand, of the nature and purpose of the services to be rendered and the techniques for use and care of an orthosis or pedorthic device.

(i) Determination of the appropriateness of proper fit and function of any orthosis or pedorthic device.

(4) A pharmacist may delegate duties to nonlicensed supportive personnel if those duties are performed under the supervision of the pharmacist. In such instances the supervising pharmacist is responsible for all acts performed by such persons. It is below the standard of practice and prohibited for a pharmacist to delegate or assign activities, tasks or procedures that fall within the scope of any practice defined in Section 468.812(3), F.S., to support personnel, without providing supervision for the performance of the activities, tasks or procedures.

Specific Authority 468.808, 468.812(3) FS. Law Implemented 468.808, 468.812(3) FS. History--New \_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Pharmacy**

RULE NO.: 64B16-27.851  
 RULE TITLE: Record-Keeping for Othotics and Pedorthics

PURPOSE AND EFFECT: The Board proposes the rule promulgation in order to create record-keeping for othotics and pedorthics.

SUBJECT AREA TO BE ADDRESSED: Record-keeping for Othotics and Pedorthics.

SPECIFIC AUTHORITY: 456.057(16), 468.802, 468.808, 468.812(3) FS.

LAW IMPLEMENTED: 456.057(16), 468.802, 468.808, 468.812(3) FS.



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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Rebecca Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin C04, Tallahassee, Florida 32399-3254

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B16-27.851 Record-Keeping for Othotics and Pedorthics.

(1) The pharmacist or supportive personnel shall prepare and maintain in a timely manner patient records which include, at a minimum, the following:

- (a) The patient name, address and telephone number;
- (b) The location and dates of all treatment, evaluation or consultation;
- (c) The name of the prescribing physician;
- (d) All prescriptions pertaining to services provided to the patient;
- (e) A treatment or service plan;
- (f) Progress notes for each session;

(2) The licensee may charge a fee for the reproduction of records, which shall be no greater than \$ 1.00 per page for the first 25 pages, and \$ 0.50 per page for every page after 25. In addition, the actual cost of postage may be added. Reasonable costs of reproducing radiographs and such other kinds of records shall be the actual costs. "Actual costs" means the cost of the material and supplies used to duplicate the record and the labor and overhead costs associated with the duplication.

(3) The licensee shall retain the patient record for at least two years from the date of last entry, unless otherwise provided by law.

Specific Authority 456.057(16), 468.802, 468.808, 468.812(3) FS. Law Implemented 456.057(16), 468.802, 468.808, 468.812(3) FS. History--New \_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**School Psychology**

RULE NO.:	RULE TITLE:
64B21-500.009	Education Requirements for School Psychologists

PURPOSE AND EFFECT: To update the rule.  
 SUBJECT AREA TO BE ADDRESSED: Education Requirements for School Psychologists.  
 SPECIFIC AUTHORITY: 490.015 FS.  
 LAW IMPLEMENTED: 456.013, 456.031, 490.005(2) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Susan Love, Executive Director, Office of School Psychology/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

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

**DEPARTMENT OF HEALTH**

**Division of Environmental Health**

RULE NOS.:	RULE TITLES:
64E-2.002	Basic Life Support Service License – Ground
64E-2.003	Advanced Life Support Service License – Ground
64E-2.007	Vehicle Permits
64E-2.008	Emergency Medical Technician
64E-2.009	Paramedic
64E-2.0094	Voluntary Inactive Certification
64E-2.0095	Involuntary Inactive Certification

PURPOSE AND EFFECT: Announce workshops to open discussion with the EMS community regarding rule promulgation. Topics for change to include, updating Emergency Medical Technician and Paramedic applications for certification, updating the application process, bulk renewals, and permitting EMS water vehicles.

SUBJECT AREA TO BE ADDRESSED: Basic Life Support Service License – Ground, Advanced Life Support Service License – Ground, Vehicle Permits, Emergency Medical Technician, Paramedic, Voluntary Inactive Certification, and Involuntary Inactive Certification.

SPECIFIC AUTHORITY: 381.0011, 381.0034, 381.0035, 395.405, 401.121, 401.23, 401.25, 401.265, 401.27, 401.34, 401.35, 401.411 FS.

LAW IMPLEMENTED: 381.001, 381.0011, 381.0205, 381.025, 395.401, 395.4015, 395.402, 395.4025, 395.403, 395.404, 395.4045, 395.405, 401.23, 401.24, 401.25, 401.251, 401.252, 401.26, 401.265, 401.27, 401.281, 401.30, 401.31, 401.321, 401.34, 401.35, 401.41, 401.411, 401.414, 401.421 FS.

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

DATES AND TIMES: February 12, 2007, 1:30 p.m. – 2:00 p.m. (additional time will be added if necessary; not to exceed 4:30 p.m.) Discussions on this day will be regarding EMT/Paramedic forms, application process, and bulk renewals.

February 13, 2007 9:00, a.m. – 9:30 a.m. (additional time will be added if necessary; not to exceed 12:00 p.m.). Discussions on this day will be regarding EMS watercraft.

PLACE: Miami-Dade Fire Rescue, 9300 N.W. 41st Street, Miami, FL 33178, phone number (786)331-5000

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Alexander Macy, Bureau of Emergency Medical Services, (850)245-4440, ext. 2735 or alexander\_macy@doh.state.fl.us If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Lisa M. Walker, Government Analyst II, Bureau of Emergency Medical Services, (850)245-4440, ext. 2733 or Lisa\_Walker2@doh.state.fl.us

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

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Insurance Agents and Agency Services**

RULE NO.: 69B-211.320  
 RULE TITLE: Curriculum Standards for Special Designation

PURPOSE AND EFFECT: The rule adds Professional Property Insurance Adjuster (PPIA) and Certified Claims Adjuster (CCA) as special designations for curriculum standards as established by the rule in accordance with the new legislation.

SUBJECT AREA TO BE ADDRESSED: Persons seeking the professional claims adjuster designation and persons providing training for the designation.

SPECIFIC AUTHORITY: 626.221 FS.

LAW IMPLEMENTED: 626.221 FS.

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

DATE AND TIME: Tuesday, February 6, 2007, 9:30 a.m.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Hazel Muhammad, (850)413-5460 If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Hazel Muhammad, Chief, Bureau of Licensing, Division of Agent and Agency Services, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-0319, (850)413-5460

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

69B-211.320 Curriculum Standards for Special Designation.

Pursuant to Section 626.221(1), Florida Statutes, the Department of Financial Services establishes the following curriculum standards:

- (1) No change.
- (2) For designation as an Accredited Claims Adjuster (ACA), ~~or~~ Professional Claims Adjuster (PCA), or Professional Property Insurance Adjuster (PPIA) from the HurriClaim Training Academy, or Certified Claims Adjuster (CCA) from the Association of Property and Casualty Claims Professionals, the requirement is at least 40 course hours:

- (a) through (b) No change.

Specific Authority 626.221 FS. Law Implemented 626.221 FS. History–New 11-6-01, Amended 8-7-03, Formerly 4-211.320, Amended 1-17-05,\_\_\_\_\_.

**FINANCIAL SERVICES COMMISSION**

**OIR – Insurance Regulation**

RULE NOS.:	RULE TITLES:
69O-149.205	Indemnity Standard Risk Rates
69O-149.206	Preferred Provider/Exclusive Provider Standard Risk Rates
69O-149.207	Health Maintenance Organization Standard Risk Rates

PURPOSE AND EFFECT: To publish the standard risk rates as required by Section 627.6675(3)(c), F.S.

SUBJECT AREA TO BE ADDRESSED: Standard Risk Rates.

SPECIFIC AUTHORITY: 624.308, 627.6675(3)(c) FS.

LAW IMPLEMENTED: 624.307(1), 627.6498(4), 627.6675(3), 641.3922(3) FS.

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

DATE AND TIME: February 9, 2007, 9:30 a.m.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 calendar days before the workshop/meeting by contacting: Tracie Lambright, Life & Health Product

Review, Office of Insurance Regulation, E-mail: Tracie.Lambright@fldfs.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Tracie Lambright, Life & Health Product Review, Office of Insurance Regulation, E-mail: Tracie.Lambright@fldfs.com

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

## Section II Proposed Rules

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

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

### DEPARTMENT OF CORRECTIONS

RULE NO.: 33-601.727                      RULE TITLE: Visitor Conduct

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to clarify that all food and beverages purchased by visitors shall be purchased and consumed in the visiting area.

SUMMARY: Amends the rule to provide that all food and beverages purchased by visitors shall be purchased and consumed in the visiting area.

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 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: 944.09, 944.23 FS.

LAW IMPLEMENTED: 944.09, 944.23, 944.47, 944.8031 FS. IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Dorothy M. Ridgway, Office of the General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-601.727 Visitor Conduct.

(1) Visitors must conduct themselves in accordance with the following requirements while on department property.

(a) through (i) No change.

(j) Visitors shall not give to or receive from the inmate any item of any description nor take any article whatsoever from the visiting area or grounds of the institution unless authorization is first obtained from the warden or duty warden. The only exceptions are food and beverage items purchased by visitors from vending machines or canteens and photographs purchased through the inmate photo project. The visitor may pass the food or beverage only to the inmate he or she is visiting. However, all food and beverages shall be purchased and consumed in the visiting area. The visitor shall not give cash or currency directly to an inmate.

(k) No change.

(2) No change.

Specific Authority 944.09, 944.23 FS. Law Implemented ~~20.315,~~ 944.09, 944.23, 944.47, 944.8031 FS. History–New 11-18-01, Amended 5-27-02, 9-29-03,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: George Sapp, Assistant Secretary of Institutions

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Hieteenthia "Tina" Hayes, Acting Deputy Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 27, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 8, 2006

### DEPARTMENT OF ELDER AFFAIRS

#### Federal Aging Programs

RULE NOS.:	RULE TITLES:
58A-2.0236	Residential Units
58A-2.025	Physical Plant Requirements (Inpatient Facility and Unit)
58A-2.026	Comprehensive Emergency Management Plan

PURPOSE AND EFFECT: The purpose of the proposed rule amendments is to delete the physical plant standards, including fire safety standards, in Rules 58A-2.0236, Residential Units, and 58A-2.025, Physical Plant Requirements (Inpatient Facility and Unit), F.A.C., which are incorporated under the Florida Building Code, 2004 Edition, 2006 Supplements, Section 437; to incorporate changes in Section 400.610(1)(b)1., F.S., in accordance with Chapter No. 2006-71, Section 24, Laws of Florida, regarding the hospice's responsibility to provide the same type and quantity of services to hospice patients in a special needs shelter that were being provided prior to evacuation; and to incorporate changes to the Hospice Comprehensive Emergency Management reporting form, incorporated by reference in the rule.

SUMMARY: Deletion of physical plant standards, including fire safety standards, for residential units and inpatient facilities and units, which are included under the Florida Building Code, 2004 Edition, 2006 Supplements, Section 437; the responsibility of hospices to provide the same type and quantity of services to hospice patients in special needs shelters that were being provided prior to evacuation; and changes in the Hospice Comprehensive Emergency Management Plan reporting form.

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

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

SPECIFIC AUTHORITY: 400.605, 400.6051, 400.610(1)(b) FS., Chapter 2005-191, Laws of Florida.

LAW IMPLEMENTED: 400.605, 400.605(1)(i), 400.610, 553.73(2) FS., Chapter 2005-191, Laws of Florida.

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

DATE AND TIME: February 14, 2007, 9:30 a.m. – 11:00 a.m.

PLACE: Department of Elder Affairs, 4040 Esplanade Way, Conference Room 225F, Tallahassee, FL 32399-7000

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Jim Crochet, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399-7000; telephone number (850)414-2000; Email address: crochethj@elderaffairs.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Jim Crochet, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399-7000; telephone number (850)414-2000; Email address: crochethj@elderaffairs.org

THE FULL TEXT OF THE PROPOSED RULES IS:

58A-2.0236 Residential Units.

(1) through (6) No change.

(7) Residential units shall comply with the requirements of Section 400.6051, F.S. and Section 553.73(2), F.S., which incorporates the Florida Building Code, 2004 Edition, 2006 Supplements, Section 437, following codes and standards:

~~(a) All new facilities and additions and renovations to existing facilities shall be in compliance with:~~

~~1. The Florida Building Code, as described in Chapter 3 of Section 311.2 (R4) as adopted by the Florida Building Commission and incorporated by reference in subsection 9B-3.047(1), F.A.C., dated December 16, 2001, by the Department of Community Affairs and obtainable from the Southern Building Code Congress International, Inc., 900 Montclair Road, Birmingham, Alabama 35213-1206;~~

~~2. The National Fire Protection Association Life Safety Code 101, Chapter 32, Residential Board and Care Occupancy and incorporated by reference in Rule 4A-3.012, F.A.C., dated November 6, 2001, by the Division of State Fire Marshal at the Department of Finance and obtainable from the National Fire Protection Association, 1 Batterymarch Park, P. O. Box 9101, Quincy, Massachusetts 02269-9101; and~~

~~3. Chapter 11, Section 11-6.1(1) of the Florida Building Code, as adopted by the Florida Building Commission and incorporated by reference in subsection 9B-3.047(1), F.A.C., dated December 16, 2001, by the Department of Community Affairs and obtainable from the Southern Building Code Congress International, Inc., 900 Montclair Road, Birmingham, Alabama 35213-1206.~~

~~(b) All existing facilities shall comply with National Fire Protection Association Life Safety Code 101, Chapter 33, Residential Board and Care Occupancy and incorporated by reference in Rule 4A-3.012, F.A.C., dated November 6, 2001, by the Division of State Fire Marshal at the Department of Finance and obtainable from the National Fire Protection Association, 1 Batterymarch Park, P. O. Box 9101, Quincy, Massachusetts, 02269-9101.~~

Specific Authority 400.605, 400.6051 FS., Chapter 2005-191, Laws of Florida, Law Implemented 400.605(1)(i), 553.73(2) FS., Chapter 2005-191, Laws of Florida, History-New 4-27-94, Formerly 59A-2.0236, Amended 6-5-97, 8-10-03,\_\_\_\_\_.

58A-2.025 Physical Plant Requirements (Inpatient Facility and Unit).

(1) As used in this rule, “inpatient facility and unit” means the location where inpatient services are provided to hospice patients ~~that are in need of hospice inpatient care.~~

(2) All new inpatient facilities and units, and additions or renovations to existing facilities and units shall be in compliance with the requirements of Section 400.6051, F.S. and Section 553.73(2), F.S., which incorporates the Florida Building Code, 2004 Edition, 2006 Supplements, Section 437 Codes and Standards.

~~(a) All new inpatient units and facilities, and additions or renovations to existing units and facilities shall be in compliance with the requirements for:~~

~~1. Institutional Occupancy Group I, Unrestrained, of the Florida Building Code as described in Chapter 3 of Section 309.1 as adopted by the Florida Building Commission and incorporated by reference in subsection 9B-3.047(1), F.A.C., dated December 16, 2001, by the Department of Community~~

~~Affairs and obtainable from the Southern Building Code Congress International, Inc., 900 Montclair Road, Birmingham, Alabama 35213-1206, after 8-10-03; and~~

~~2. The National Fire Protection Association Life Safety Code 101, Chapter 18, New Health Care Occupancy, as described in Rule 4A-3.012, F.A.C., Standards of the National Fire Protection Association and incorporated by reference in Rule 4A-3.012, F.A.C., dated November 6, 2001, by the Division of State Fire Marshal at the Department of Finance and obtainable from the National Fire Protection Association, 1 Batterymarch Park, P. O. Box 9101, Quincy, Massachusetts, 02269-9101, after 8-10-03.~~

~~All new inpatient facilities and units will be made accessible and shall comply with the requirements of the Florida Building Code, Chapter 11, as adopted by the Florida Building Commission and Section 11-6.1(1) of the Florida Building Code and incorporated by reference in subsection 9B-3.047(1), F.A.C., dated December 16, 2001, by the Department of Community Affairs and which is incorporated by reference and obtainable from the Southern Building Code Congress International, Inc., 900 Montclair Road, Birmingham, Alabama 35213-1206, after 8-10-03.~~

~~a. In renovations and additions to existing facilities, only that portion of the total facility affected by the project must comply with applicable sections of the codes for new facilities and units, after 8-10-03.~~

~~b. Existing portions of the facility that are not included in the renovation or addition but are essential to the functioning of the complete facility, as well as existing areas which receive less than substantial amounts of new work, shall comply with the applicable sections of the codes for existing inpatients facilities and units, after 8-10-03.~~

~~(b) All existing inpatient facilities and units licensed by the Agency for Health Care Administration before the date this rule is promulgated, shall be in compliance with National Fire Protection Association Life Safety Code 101, Chapter 19, Existing Health Care Occupancy, and incorporated by reference in Rule 4A-3.012, F.A.C., dated November 6, 2001, by the Department of Community Affairs and obtainable from the National Fire Protection Association, 1 Batterymarch Park, P. O. Box 9101, Quincy, Massachusetts 02269-9101, after 8-10-03.~~

~~(3) Construction Requirements. The following shall be provided in each inpatient facility and unit:~~

~~(a) The hospice shall be responsible for assuring that the planning and decoration of the facilities, both contractual arrangements and free-standing, shall be coordinated to provide a homelike atmosphere. For purposes of this rule, a "homelike atmosphere" means at a minimum, items typically found at home or in a residence that enhance quality of life. The following items are examples of a "homelike atmosphere": window treatments, lamps, guest seating, and wall decorations.~~

~~A hospital or nursing home room shall not be required to be in compliance with this section of the rule by the fact of its licensure.~~

~~(b) Each patient sleeping room shall have a minimum room area exclusive of toilet room, or permanently attached or built in closets, lockers or wardrobes, of one hundred (100) square feet (9.29 square meters) per bed for private rooms and eighty (80) square feet (7.70 square meters) per bed for double occupancy rooms.~~

~~(c) Each patient sleeping room shall have a window or door with a clear glass light in compliance with Chapter 12 of Section 1203, Light and Ventilation, of the Florida Building Code and incorporated by reference in subsection 9B-3.047(1), F.A.C., dated December 16, 2001, by the Department of Community Affairs and obtainable from the Department of Community Affairs, Building Codes and Standards, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824 after 8-10-03. The window or door shall open directly to an atrium or to the outside of the building with a minimum of twenty (20) feet (6.10 meters) in clear and unobstructed vista measured perpendicularly from the window or door.~~

~~(d) Each patient sleeping room shall have a wardrobe, locker or closet suitable for hanging clothing of the patient.~~

~~(e) Other than a patient sleeping room located in a hospital or nursing home, each patient sleeping room shall have access to a toilet room without having to enter the general corridor area. One toilet room shall serve no more than four beds and no more than two resident rooms. The door shall be side hinged, swing out from the toilet room, and unless otherwise required by this code, be at least 32 inches (81.28 centimeters) wide. The toilet room shall contain a water closet with grab bars on both sides and an emergency nurse call station. The water closet shall be equipped with a bedpan-rinsing device.~~

~~(f) A hand washing facility shall be provided within each patient toilet room or within each patient bedroom.~~

~~(g) A nurses' station, clean workroom and soiled workroom shall be provided. Access to these rooms shall be from a corridor.~~

~~(h) A charting space for clinical staff shall be provided at each nurses' station.~~

~~(i) A hand washing facility shall be located in or near each nurses' station.~~

~~(j) The clean workroom shall be provided with a work counter, hand wash facility, storage facilities and covered waste receptacle.~~

~~(k) The soiled workroom shall be provided with a service sink equipped with rinsing device, work counter, a hand washing facility, storage facilities, covered waste receptacle, and covered linen receptacle.~~

~~(l) A drug distribution system shall be provided with provisions for the locked storage of medications. Nothing in this section shall prohibit the use of the clean workroom for drug distribution.~~

~~(m) A clean linen storage room or closet shall be provided.~~

~~(n) A nourishment station with equipment for preparing or serving nourishments between scheduled meals shall be provided and shall be available for patient, family, volunteers, guests and staff use. Provisions shall be made for the use and storage of small appliances requiring less than 220 volts of service such as coffee makers or toasters.~~

~~(o) A nurse calling system accessible by the patient shall be provided.~~

~~(p) Storage for administrative supplies shall be provided.~~

~~(q) Parking for stretchers and wheelchairs in an area out of the path of normal traffic and of adequate size for the unit shall be provided.~~

~~(r) A janitor's closet with a floor receptor and storage space for housekeeping equipment and supplies shall be provided.~~

~~(s) A multi-purpose lounge suitable and furnished for reception, recreation, dining, visitation, group social activities, and worship shall be provided.~~

~~(t) A conference or consultation room for patient and family use shall be provided.~~

~~(u) A washer and dryer for patients' personal use shall be provided.~~

~~(4) Room furnishings for each patient shall include an adjustable frame hospital type bed with side rails, a bedside stand, an over the bed table, an individual reading light easily accessible to the patient, and a comfortable sitting chair.~~

~~(5) Room decor shall be non-institutional in design and function. Patients shall be permitted to bring personal items of furniture or furnishings into their rooms unless medically contraindicated.~~

~~(6) Details:~~

~~(a) Fixtures such as drinking fountains, public telephone, vending machines, and portable equipment shall not be located or stored so as to restrict corridor traffic or reduce the minimum required corridor width.~~

~~(b) Doors to patient tub rooms, showers, and water closets that swing into the room shall be equipped with reversible hardware that will allow the door to swing out in an emergency.~~

~~(c) Doors, except those to closets or spaces not subject to occupancy, shall not swing into the exit access corridors.~~

~~(d) Windows and outer doors, if used for ventilation, shall be equipped with insect screens.~~

~~(e) Thresholds and expansion joint covers shall be made flush with the floor surface.~~

~~(f) Grab bars shall be provided at all patient toilets, showers, and tubs. The bars shall have a clearance of 1 1/2 inches (38.1 millimeters) to the walls and shall be sufficiently anchored to sustain a concentrated applied load of not less than 250 pounds (113.4 kilograms).~~

~~(g) Single paper towel dispensers, soap dispensers and covered waste receptacles shall be provided at all hand washing facilities.~~

~~(h) Staff hand washing facilities shall be fitted with wrist blades and a gooseneck type spout.~~

~~(i) All hand washing facilities shall be securely anchored to withstand an applied vertical load of not less than two hundred and fifty pounds on the front of the fixture.~~

~~(7) Elevators. In new multistory units and facilities an elevator shall be provided in compliance with the requirements of Chapter 30 of the Florida Building Code, as adopted by the Florida Building Commission and incorporated by reference in subsection 9B-3.047(1), F.A.C., dated December 16, 2001, by the Department of Community Affairs and obtainable from the Southern Building Code Congress International, Inc., 900 Montclair Road, Birmingham, Alabama 35213-1206, after 8-10-03. In addition, a hospital-type elevator large enough to accommodate a bed and attending staff shall service all patient sleeping rooms and patient treatment areas located above the ground floor. The car shall be at least 5 feet 8 inches (1.73 meters) wide by 9 feet (2.74 meters) deep and the car doors shall have a clear opening of not less than 4 feet (1.22 meters) wide and 7 feet (2.13 meters) high.~~

~~(8) Mechanical System Requirements:~~

~~(a) Air conditioning, heating and ventilating systems:~~

~~1. All patient occupied areas shall be heated or cooled by individual or central units. Heating units shall be designed to provide a minimum of 72 degrees Fahrenheit (22.22 Celsius) ambient indoor temperature and air conditioning units shall be designed to provide a minimum of 78 degrees Fahrenheit (25.55 Celsius) ambient indoor temperature.~~

~~2. All air supply and air exhaust systems shall be mechanically operated. Fans serving exhaust systems shall be located at the discharge end of the system.~~

~~(b) Plumbing and other piping systems. Water distribution systems shall be arranged to provide hot water at each hot water outlet at all times. Hot water at shower, bathing, and hand washing facilities for patients' personal use shall not exceed 110 degrees Fahrenheit (43.3 degrees Celsius).~~

~~(9) Electrical System Requirements:~~

~~(a) Lighting:~~

~~1. All spaces occupied by people, machinery, and equipment within the building, approaches to building, and parking areas shall have electric lighting.~~

~~2. All patients' rooms shall have general lighting and night lighting. General room luminaries shall be switched at the entrance to the patient room.~~

~~(b) Receptacles. All patient rooms shall have hospital grade duplex grounding type receptacles.~~

~~(10) Emergency Electrical System.~~

~~(a) A Type 1 essential electrical system shall be provided in all hospice facilities as described in National Fire Protection Association Life Safety Code 99, "Health Care Facilities", and incorporated by reference in Rule 4A 3.012, F.A.C., dated November 6, 2001, by Division of State Fire Marshal at the Department of Finance and obtainable from the National Fire Protection Association, 1 Batterymarch Park, P. O. Box 9101, Quincy, Massachusetts 02269-9101, after 8-10-03. The emergency power for this system shall meet the requirements of a Level 1, type 10, Class 48 generator as described in National Fire Protection Association Life Safety Code 110, "Emergency Standby Power Systems", and incorporated by reference in Rule 4A 3.012, F.A.C., dated November 6, 2001, and obtainable from the National Fire Protection Association, 1 Batterymarch Park, P. O. Box 9101, Quincy, Massachusetts 02269-9101, after 8-10-03.~~

~~(b) In new construction, the normal main service equipment shall be separated from the emergency distribution equipment by locating it in a separate room. Transfer switches shall be considered emergency distribution equipment for this purpose.~~

~~(c) Switches for critical branch lighting shall be completely separate from normal switching. The devices or cover plates shall be of a distinctive color. Critical branch switches are permitted to be adjacent to normal switches. Switches for life safety lighting are not permitted except as required for dusk-to-dawn automatic control of exterior lighting fixtures.~~

~~(e) A minimum of one elevator per bank serving any patient use floor shall be connected to the equipment branch of the essential electric system and arranged for manual or automatic operation during loss of normal power. Elevator cab lighting, controls, and communication and signal systems shall be connected to the life safety branch. (d) There shall be selected life safety lighting provided at a minimum of 1 footcandle and designed for automatic dusk to dawn operation along the travel paths from the exits to the public way or to safe areas located a minimum of 30 feet (9.14 meters) from the building.~~

~~(f) There shall be a dedicated low fuel alarm for the day tank supplying the emergency generator driver. A manual pump shall also be provided for the day tank. The alarm shall be located at the generator derangement panel.~~

~~(g) Transfer switch contacts shall be of the open type and shall be accessible for inspection and replacement.~~

~~(h) If required by the facility's emergency food plan, there shall be power connected to the equipment branch of the essential electrical system for kitchen refrigerators, freezers~~

~~and range hood exhaust fans. Selected lighting within the kitchen and dry storage areas shall be connected to the critical branch of the essential electrical system.~~

Specific Authority 400.605, 400.6051 FS., Chapter 2005-191, Laws of Florida, Law Implemented 400.605(1)(i), 553.73(2) FS., Chapter 2005-191, Laws of Florida, History--New 8-10-03, Amended \_\_\_\_\_.

58A-2.026 Comprehensive Emergency Management Plan.

(1) Pursuant to Section 400.610(1)(b), F.S., each hospice shall prepare and maintain a comprehensive emergency management plan, hereinafter referred to as "the plan," in accordance with the "Comprehensive Emergency Management Planning (CEMP) Format Criteria for Hospices," DOE Form H-00100H, 2007 October 2001, which is incorporated by reference. This document is available from through the Agency for Health Care Administration, Licensed Home Health Programs Unit, 2727 Mahan Drive, Mail Stop 34, Tallahassee, Florida, 32308, or the agency Web site at <http://ahca.myflorida.com> under "Licensing and Certification", "Hospices", and shall be included as part of the hospice's comprehensive emergency management plan.

(2) The plan shall be submitted electronically for review to the local cCounty hHealth dDepartment in each county that the hospice is licensed to serve. Any method other than electronic submission of the form shall be expressly approved by the local county health department or by the Department of Health pursuant to Section 400.610(1)(b), F.S., in those counties where the Department of Health receives funding for such reviews, pursuant to Section 381.0303(7), F.S.

(a) Upon approval of the plan by the local County Health Department or the Department of Health, in counties where the Department has authority to approve the plan, the hospice shall provide a copy of the plan to the local emergency management agency in each county served by the hospice.

(3) The hospice shall report cChanges in the after-hours emergency telephone number and address of those staff who are coordinating the hospice's emergency response shall be reported by the hospice to the hospice's local emergency management agency and county health department. The telephone numbers must include all numbers where the coordinating staff can be contacted outside the hospice's regular office hours. All hospices must report these changes, whether the plan has been previously reviewed or not, as defined in subsection (2) above.

(4) Upon a change of ownership, the new owner shall submit a new plan identifying any substantive changes, including facility renovations, and changes noted in subsection (3) above. Those hospices, which previously have had the plan reviewed by the local cCounty hHealth dDepartment or by the Department of Health, as defined in subsection (2) above, shall report any substantive changes to the reviewing entity.

(5) The plan shall describe:

(a) Procedures to ensure ~~adequate~~ preparation of hospice patients for potential or imminent emergencies and disasters.

(b) Procedures for annual review of the plan and for the governing body to incorporate ~~making~~ substantive changes to the plan by the governing body.

(6) In the event of an emergency or disaster, the hospice shall implement the hospice's plan in accordance with Section 400.610, F.S.

(7) On admission, each hospice patient and, where applicable, home ~~hospice~~ caregiver shall be informed of the hospice plan and of the special-needs registry maintained by the local emergency management agency, pursuant to Section 252.355, F.S. The hospice shall document in the patient's file if:

(a) ~~If~~ The patient plans to evacuate the ~~patient's~~ home or the hospice facility;

(b) ~~If during the emergency~~ The caregiver can take responsibility for services normally provided by the hospice during the emergency or disaster to the home patient; or

(c) ~~If~~ The hospice needs to arrange for alternative caregiver services for the patient.

(8) Upon imminent threat of an emergency or disaster, the hospice shall confirm each patient's plan during and immediately following an emergency or disaster.

(9) When the hospice is unable to provide services during an emergency or disaster, the hospice shall make all reasonable efforts to inform, where applicable, those facility and home patients whose services will be interrupted during the emergency or disaster, including patients sheltering in place; and shall inform when services are anticipated to be restored.

(10) Each hospice shall contact each ~~the~~ local emergency management agency in counties ~~each county~~ served by that hospice to determine procedures for registration of special-needs registrants as referenced in Section 252.355, F.S.

(11) Upon admission of a patient, ~~e~~Each hospice shall collect ~~upon admission~~ registration information for special-needs registrants who will require continuing care or services during a disaster or emergency, consistent with Section 252.355, F.S. This registration information shall be submitted, when collected, to the local emergency management agency, or on a periodic basis as determined by the local emergency management agency.

(12) The hospice shall educate patients registered with the special-needs registry that services provided by the hospice in special-needs shelters shall meet the requirements of Section 400.610(1)(b), F.S. ~~re an option of last resort and that services may not be equal to those received in the hospice programs.~~

(13) The hospice shall maintain a current list of patients ~~clients~~ who are special-needs registrants, and shall forward this list to the local emergency management agency upon imminent threat of disaster or emergency and in accordance with the local emergency management agency procedures.

(14) Each hospice ~~patient~~ record for patients who are listed in the special-needs registry established pursuant to Section 252.355, F.S., shall include a description of how care or services will be continued in the event of an emergency or disaster pursuant to Section 400.610(1)(b), F.S. The hospice shall discuss the emergency provisions with the patient and the patient's caregiver, including where and how the patient is to evacuate, procedures for notifying the hospice in the event that the patient evacuates to a location other than the shelter identified in the patient record, and advance directives, ~~and the hospice shall make arrangements to make the list of medications, supplies, and equipment available to each patient in the event of an evacuation.~~

(15) The hospice shall maintain for each ~~patient who is a~~ special-needs patient registrant a list of client-specific medications, supplies, and equipment required for continuing care and service, should the patient be evacuated. If the hospice provides services to home patients, the hospice shall make arrangements to make the list of medications, supplies, and equipment available to each special-needs registrant in the event of an evacuation. The hospice shall notify the patient registrant that he/she ~~the registrant~~ is responsible for maintaining a supply of medications in the home. The list ~~of medication~~ shall include the names of all medications, dose, frequency, times, ~~and~~ any other special considerations for administration, any allergies, names of physicians and telephone numbers, and name and telephone number of the patient's pharmacy. If the patient gives consent, the list may also include the patient's diagnosis.

Specific Authority ~~400.605, 400.610(1)(b)~~ FS. Law Implemented 400.605, 400.610 FS. History—New 8-6-02, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Jim Crochet

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Charles T. Corley, Interim Secretary  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 15, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 22, 2006

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

RULE NO.: 61G15-31.010  
RULE TITLE: Design of Aluminum Structures  
PURPOSE AND EFFECT: Purpose and effect is to provide direction concerning engineering standards for the design of aluminum structures.

SUMMARY: Engineering standards for the design of aluminum structures are incorporated into the responsibility rules for engineers.



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

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

SPECIFIC AUTHORITY: 471.008, 471.033 FS.

LAW IMPLEMENTED: 471.033 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Paul Martin, Executive Director, Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32301

THE FULL TEXT OF THE PROPOSED RULE IS:

61G15-31.010 Design of Aluminum Structures.

(1) The engineer of record for the structure is responsible for all structural aspects of the structure's design including the design of the structure's components and connections, and structural engineering documents.

(2) The structural engineering documents shall include:

(a) The project and its location on plan and elevation drawings for a particular site.

(b) Drawings which show all structural components and connection details and/or alternate details.

(c) Material specifications for all structural components and fasteners, including tolerances.

(d) The nature, magnitude, and location of all design loads and the load cases for the structure.

(e) The location and magnitude of the structure's reactions for each load case.

(3) Supporting structural engineering calculations and documents shall include

(a) Material specifications for all structural components and fasteners.

(b) The support conditions assumed in the design.

(c) Calculations showing the maximum stress, allowable stress, and span to deflection ratio for each structural component type, and calculations showing the maximum force and allowable force for each connection type.

Specific Authority 471.008, 471.033 FS. Law Implemented 471.033 FS. History--New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Professional Engineers

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Professional Engineers

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 6, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 22, 2006

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Florida Real Estate Appraisal Board**

RULE NO.: RULE TITLE:

61J1-2.001 Fees

PURPOSE AND EFFECT: The Florida Real Estate Appraisal Board is revising Rule 61J1-2.001, F.A.C., to eliminate the wall certificate fee.

SUMMARY: Rule 61J1-2.001, F.A.C., is revised to eliminate the wall certificate fee.

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

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

SPECIFIC AUTHORITY: 475.614 FS.

LAW IMPLEMENTED: 215.34, 215.405, 455.217, 455.2281, 455.271(6)(b), 475.6147, 475.615, 475.618 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Thomas O'Bryant, Deputy Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

THE FULL TEXT OF THE PROPOSED RULE IS:

61J1-2.001 Fees.

(1) through (16) No change.

~~(17) Wall Certificate~~ \$10.00

Specific Authority 475.614 FS. Law Implemented 215.34, 215.405, 455.217, 455.2281, 455.271(6)(b), 475.6147, 475.615, 475.618 FS. History--New 10-15-91, Amended 6-7-92, 5-6-93, Formerly 21VV-2.001, Amended 9-22-93, 7-5-94, 5-22-95, 8-20-96, 11-11-97, 10-1-98, 10-29-98, 1-7-99, 11-15-99, 11-10-03, 2-21-06, 9-21-06, 12-4-06, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Florida Real Estate Appraisal Board

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Florida Real Estate Appraisal Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 4, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 22, 2006

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Florida Real Estate Appraisal Board**

**RULE NO.:** 61J1-3.001 **RULE TITLE:** Application by Individuals  
**PURPOSE AND EFFECT:** The Florida Real Estate Appraisal Board is revising Rule 61J1-3.001, F.A.C., to eliminate newly adopted language with respect to fingerprinting because of concerns expressed by J.A.P.C. The fingerprint procedure is within the authority of the Department, not the Board.  
**SUMMARY:** Rule 61J1-2.001, F.A.C. is revised to eliminate newly adopted language with respect to fingerprinting because of concerns expressed by J.A.P.C. The fingerprint procedure is within the authority of the Department, not the Board.  
**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST:** No Statement of Estimated Regulatory Cost was prepared.

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

**SPECIFIC AUTHORITY:** 475.614 FS.  
**LAW IMPLEMENTED:** 475.613, 475.615, 475.617, 475.624 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Thomas O’Bryant, Deputy Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

THE FULL TEXT OF THE PROPOSED RULE IS:

- 61J1-3.001 Application by Individuals.  
 (1) An applicant for registration, or certification as an appraiser shall submit an application in such a manner as provided by the Department.

~~(a) Beginning July 1, 2006, every person applying for any real estate appraiser certification or registration must provide fingerprints in electronic format along with his or her application for real estate appraiser certification or registration.~~

~~(b) Every person applying for any real estate appraiser certification or registration must have his or her fingerprints taken electronically by a Department of Business and Professional Regulation approved electronic fingerprint service provider or vendor. The Department of Business and Professional Regulation shall maintain a list of approved electronic fingerprint service providers and vendors.~~

~~(c) The Department of Business and Professional Regulation approved electronic fingerprint service providers and vendors shall be responsible for submitting each~~

~~applicant’s electronic fingerprints to the Florida Department of Law Enforcement for purposes of processing the fingerprint card to determine if the applicant has a criminal history record.~~

(2) through (7) No change.

Specific Authority 475.614 FS. Law Implemented 475.613, 475.615, 475.617, 475.624 FS. History—New 10-15-91, Formerly 21VV-3.001, Amended 10-29-98, 1-7-99, 2-21-02, 5-25-04, 1-8-06, 12-4-06, \_\_\_\_\_.

**NAME OF PERSON ORIGINATING PROPOSED RULE:** Florida Real Estate Appraisal Board

**NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE:** Florida Real Estate Appraisal Board

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** December 4, 2006

**DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW:** December 22, 2006

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**RULE CHAPTER NO.:** 62-730 **RULE CHAPTER TITLE:** Hazardous Waste

**RULE NOS.:** 62-730.150 **RULE TITLES:** General  
 62-730.186 Universal Pharmaceutical Waste  
 62-730.900 Forms

**PURPOSE AND EFFECT:** The proposed rule amendments are intended to allow flexibility in the management of hazardous waste pharmaceuticals by regulating such waste as universal waste in Florida, and to clarify standards applicable to handlers of hazardous waste pharmaceuticals. The new rule does not require generators to manage hazardous waste pharmaceuticals as universal waste, and does not require reverse distributors to become handlers of hazardous waste pharmaceuticals. The new rule does not impose any new regulatory requirements. It merely allows a less stringent management option for persons who generate hazardous waste pharmaceuticals and for reverse distributors who choose to accept hazardous waste pharmaceuticals. This proposed rule replaces the version published on September 15, 2006, which is hereby withdrawn.

**SUMMARY:** This rule establishes requirements for handlers of hazardous waste pharmaceuticals. It includes definitions; prohibitions; notification; waste and container management; labeling; accumulation time limits; employee training; response to releases; off-site shipments; record-keeping; and conditions related to handlers who are reverse distributors.

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

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

SPECIFIC AUTHORITY: 120.53, 403.061, 403.0611, 403.087, 403.151, 403.704, 403.72, 403.721, 403.7234, 403.8055 FS.

LAW IMPLEMENTED: 120.52, 120.53, 120.54, 120.55, 403.061, 403.0611, 403.0875, 403.091, 403.151, 403.704, 403.72, 403.721, 403.722, 403.7222, 403.7234 FS.

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

DATE AND TIME: February 22, 2007, 9:00 a.m.

PLACE: Douglas Building, Conference Room A, 3900 Commonwealth Boulevard, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Nancy Mould at (850)245-2242 or nancy.mould@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice)

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Julie Rainey, Environmental Manager; Hazardous Waste Regulation, Mail Station 4560, Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, (850)245-8713; julie.c.rainey@dep.state.fl.us

THE FULL TEXT OF THE PROPOSED RULES IS:

62-730.150 General.

(1) No change.

(2)(a) All generators (except generators that are conditionally exempt pursuant to 40 CFR 261.5 [as adopted in subsection 62-730.030(1), F.A.C.]), all transporters, and all persons who own or operate a facility which treats, stores, or disposes of hazardous waste, must notify the Department using Form 62-730.900(1)(b), 8700-12FL – Florida Notification of Regulated Waste Activity, effective date January 29, 2006, which is hereby adopted and incorporated by reference, unless they have previously notified. Rule 62-730.900, F.A.C., contains information on obtaining a copy of this form. In addition, transporters are subject to the reporting requirements of Rule 62-730.170, F.A.C.

(2)(b) through (7) No change.

Specific Authority 403.0611, 403.087, 403.704, 403.721, 403.7234, 403.8055 FS. Law Implemented 403.061, 403.0611, 403.091, 403.151, 403.704, 403.721, 403.722, 403.7222, 403.7234 FS. History–New 5-19-82, Amended 1-5-84, 7-5-85, 7-22-85, Formerly 17-30.15, Amended 5-5-86, Formerly 17-30.150, Amended 8-13-90, 10-14-92, 10-7-93, Formerly 17-730.150, Amended 1-5-95, 9-7-95, 10-10-02, 10-1-04, 1-29-06,\_\_\_\_\_.

62-730.186 Universal Pharmaceutical Waste

(1) The requirements of this section apply to:

(a) “Hazardous waste pharmaceuticals” (as defined in paragraph 62-730.186(4)(e), F.A.C.) while they are managed in Florida: and

(b) Large and small quantity handlers of universal pharmaceutical waste as defined in paragraphs 62-730.186(4)(f) and (l), F.A.C., including persons who handle universal pharmaceutical waste on an infrequent or episodic basis, as well as those who handle such waste routinely or periodically.

(2) The requirements of this section do not apply to:

(a) Pharmaceuticals that are not hazardous waste;

(b) Pharmaceuticals that have not been discarded and that are:

1. Returned with a reasonable expectation of credit through the pharmaceutical reverse distribution system to a manufacturer, wholesaler or reverse distributor, in accordance with an agreement or policy of the manufacturer, due to an oversupply, expiration of the recommended shelf life, a manufacturer recall, a shipping error or damage to the exterior packaging;

2. Donated to a charitable organization as described in the Internal Revenue Code and permitted pursuant to the requirements of Chapter 64F-12, F.A.C.; or

3. Sold to persons who resell and do not discard the pharmaceuticals;

(c) Pharmaceuticals that are biomedical waste as defined in Section 403.703, Florida Statutes (F.S.);

(d) Spill residues, cleanup materials, and media that are contaminated with pharmaceuticals as the result of a spill or discharge; and

(e) Raw materials or ingredients used in the manufacture of pharmaceuticals.

(3) Hazardous waste pharmaceuticals are considered to be universal waste in Florida when managed in accordance with this section.) Hazardous waste pharmaceuticals not managed as universal waste in accordance with this section shall be managed in accordance with Chapter 62-730, F.A.C., and shall be disposed of at a permitted hazardous waste treatment, storage or disposal facility.

(4) Definitions. As used in this section:

(a) “Consumer packaging” means the packaging that surrounds or encloses a container, in a form intended or suitable for a healthcare or retail venue, or rejected during the

manufacturing process as long as it is enclosed in its bottle, jar, tube, ampule, or package for final distribution to a healthcare or retail venue.

(b) "Container" means the receptacle, such as a bottle, jar, tube, or ampule, into which a pharmaceutical is placed, packaged for transport and/or transported and intended for distribution or dispensing to an ultimate user, and does not include any element of a pharmaceutical that is intended to be absorbed, inhaled or ingested.

(c) "Distribute" means to deliver a pharmaceutical by means other than by administering or dispensing.

(d) "Distributor" means a person who distributes.

(e) "Hazardous waste pharmaceutical" means a "non-viable" "pharmaceutical" [as defined in paragraphs 62-730.186(4)(i) and 62-730.186(4)(h), F.A.C., respectively] that exhibits a characteristic as described in 40 CFR Part 261, Subpart C or is listed hazardous waste pursuant to 40 CFR Part 261, Subpart D. If the waste formulation includes a commercial chemical product listed in Subpart D as the sole active ingredient, then the entire formulation is considered a hazardous waste pharmaceutical, unless excluded by 40 CFR 261.3(g). A pharmaceutical becomes a waste when it is no longer "viable" (as defined in paragraph 62-730.186(4)(n), F.A.C.); when a decision is made to discard the pharmaceutical; or when the pharmaceutical is abandoned as described in 40 CFR 261.2(b). A pharmaceutical does not meet the definition of a "solid waste" under 40 CFR 261.2 and is considered product as long as it is viable, a decision to discard it has not been made, and it is not abandoned as described in 40 CFR 261.2(b). Pharmaceuticals that are produced by a pharmaceutical manufacturer without reasonable expectation of sale, returned or delivered without a reasonable expectation of credit to a manufacturer, wholesaler, reverse distributor or any type of waste broker, are non-viable and are discarded. Once a decision has been made to discard a viable pharmaceutical, it becomes non-viable. Non-viable pharmaceuticals that are hazardous waste may be handled as universal waste under this rule. 40 CFR Part 261 and all sections thereof as cited in this paragraph have been adopted by reference as state regulations in subsection 62-730.030(1), F.A.C.

(f) "Large quantity handler of universal waste" means a "universal waste handler" [as defined in 40 CFR 273.9 (as adopted in subsection 62-730.185(1), F.A.C.)] that, at any time:

1. Accumulates 5,000 kilograms or more total of universal waste (batteries, pesticides, thermostats, lamps, or pharmaceuticals, calculated collectively), or

2. Accumulates universal pharmaceutical waste consisting of more than one kilogram total of pharmaceuticals listed in 40 CFR 261.33(e) [as adopted in subsection 62-730.030(1), F.A.C.] as acute hazardous waste ("p-listed wastes"). The designation as a large quantity handler of universal waste is

retained through the end of the calendar year in which the universal waste, identified in subparagraphs 1. and 2. of paragraph 62-730.186(4)(f), F.A.C., is accumulated.

(g) "Manufacturer" means a person who prepares, derives, manufactures, or produces a pharmaceutical.

(h) "Pharmaceutical" means a manufactured chemical product that is intended to be inhaled, ingested, injected, or topically applied for use in the diagnosis, cure, mitigation, treatment, therapy, or prevention of disease or injury in humans or other animals.

(i) "Non-viable" means a pharmaceutical that cannot be sold, returned to the manufacturer, wholesaler or reverse distributor with a reasonable expectation of credit, or donated to a charitable organization. Pharmaceuticals that are obviously "waste-like", such as partial intravenous formulations; partial vials used in the preparation of intravenous (IV) formulations; outdated samples; other outdated items repackaged at the pharmacy; partial vials or vials used on the unit and not emptied (such as insulin and epinephrine dispensing devices); partial ointments, creams and lotions; partial inhalants; partial containers that are not empty as defined in 40 CFR 261.7 [as adopted in subsection 62-730.030(1), F.A.C.]; patient's personal medications that have been left at the hospital; filled finished products that are rejected during the manufacturing process, so long as they are in their consumer package (such as bottle, jar, tube, or ampule), do not support a reasonable expectation of credit and therefore are non-viable pharmaceuticals.

(j) "Pharmaceutical reverse distribution system" means the established practice of shipping expired or other unsaleable prescription drugs from pharmacies, medical practitioners, over-the-counter pharmaceutical retailers, and pharmaceutical wholesalers to pharmaceutical reverse distributors and then to manufacturers with the intent of receiving credit. These items may be shipped directly to manufacturers depending on manufacturer return policies.

(k) "Reverse distributor" means a person engaged in the reverse distribution of prescription drugs who:

1. Operates a warehouse licensed by the Department of Health Bureau of Statewide Pharmaceutical Services under Chapter 499, F.S., as a reverse distributor; and

2. Has management systems in place to ensure compliance with applicable requirements of 40 CFR Parts 260 through 273 [as adopted in Rules 62-730.021 and 62-730.183, and subsections 62-730.020(1), 62-730.030(1), 62-730.160(1), 62-730.170(1), 62-730.180(1) & (2), 62-730.181(1), 62-730.185(1), and 62-730.220(1), F.A.C.] and Chapter 62-730, F.A.C.

NOTE: The Federal Drug Enforcement Administration has registration requirements for persons engaged in the reverse distribution of

prescription drugs who handle controlled substances in Schedules II through V promulgated under United States Code, Title 21, Section 812.

(l) "Small quantity handler of universal waste" means a "universal waste handler" [as defined in 40 CFR 273.9 (as adopted in subsection 62-730.185(1), F.A.C.)] that does not:

1. Accumulate 5,000 kilograms or more total of universal waste (batteries, pesticides, thermostats, lamps or pharmaceuticals, calculated collectively); or

2. Accumulate universal pharmaceutical waste consisting of more than one kilogram total of pharmaceuticals listed in 40 CFR 261.33(e) [as adopted in subsection 62-730.030(1), F.A.C.] as acute hazardous waste ("p-listed wastes").

(m) "Universal waste" means any of the following hazardous wastes that are subject to the universal waste requirements of 40 CFR Part 273 [as adopted in subsection 62-730.185(1), F.A.C.], Chapter 62-730, F.A.C., or Chapter 62-737, F.A.C.: batteries as described in 40 CFR 273.2; pesticides as described in 40 CFR 273.3; thermostats as described in 40 CFR 273.4; lamps as described in 40 CFR 273.5; mercury-containing devices as described Chapter 62-737, F.A.C.; and pharmaceuticals as defined in paragraph 62-730.186(4)(e), F.A.C.

(n) "Viable" means a pharmaceutical can be sold, returned to the manufacturer, wholesaler or reverse distributor with a reasonable expectation of credit, or donated to a charitable organization meeting the definition in the Internal Revenue Code and permitted in accordance with Chapter 64F-12, F.A.C.

(o) "Wholesaler" means a person who sells or distributes for resale any pharmaceutical as defined in paragraph 62-730.186(4)(e), F.A.C., to any entity other than the ultimate user.

(5) A large or small quantity handler of universal pharmaceutical waste ("handler") is prohibited from:

(a) Disposing of universal pharmaceutical waste; and

(b) Diluting or treating universal pharmaceutical waste, except when responding to releases as described in subsection 62-730.186(10), F.A.C., or when managing waste as described in subsection 62-730.186(7), F.A.C.

(6) A handler or a transporter of universal pharmaceutical waste shall notify the Department in writing and receive an EPA Identification Number before accumulating universal pharmaceutical waste, or offering such waste for transport, or transporting such waste, and shall use Form 62-730.900(1)(b), 8700-12FL, Florida Notification of Regulated Waste Activity, effective date \_\_\_\_\_ [as adopted by reference in paragraph 62-730.150(2)(b), F.A.C.] to do so. A handler or transporter of hazardous waste that has already notified the Department of its hazardous waste management activities and obtained an EPA Identification Number is not required to renotify under this section.

(7) A handler shall implement proper universal pharmaceutical waste management activities that include the following:

(a) A handler shall contain any universal pharmaceutical waste that shows evidence of leakage, spillage, or damage that could cause leakage under reasonably foreseeable conditions. A handler shall manage universal pharmaceutical waste in a way that prevents releases of any universal pharmaceutical waste or component of a universal pharmaceutical waste to the environment. The universal pharmaceutical waste shall be contained in one or more of the following:

1. A container that remains closed (except when adding or removing waste), is structurally sound, and compatible with the pharmaceutical, and that lacks evidence of leakage, spillage, or damage that could cause leakage under reasonably foreseeable conditions;

2. A container that does not meet the requirements of subparagraph 62-730.186(7)(a)1., F.A.C., provided the unacceptable container is overpacked in a container that does meet the requirements; and

3. A tank that meets the requirements of 40 CFR Part 265 Subpart J [as adopted in subsection 62-730.180(2), F.A.C.], except for 40 CFR 265.197(c), 265.200 and 265.201.

(b) A handler shall clearly label containers and tanks accumulating waste pharmaceuticals with the phrase "universal pharmaceutical waste" or "universal waste pharmaceuticals," and with specific hazardous waste codes applicable to the universal pharmaceutical waste in the container or tank.

(c) A handler may conduct the following activities as long as the innermost container of each individual pharmaceutical remains intact and closed, and marked with the applicable hazardous waste code:

1. Sorting or mixing individual pharmaceuticals in one outer container, as long as the pharmaceuticals are compatible;

2. Disassembling packages containing several pharmaceuticals into individual pharmaceuticals; and

3. Removing pharmaceuticals from consumer packaging.

(d) A handler of universal pharmaceutical waste may generate solid waste as a result of the activities in paragraph 62-730.186(7)(c), F.A.C., of this subsection. A handler of universal pharmaceutical waste that generates solid waste shall determine whether the solid waste is hazardous waste identified in 40 CFR Part 261 Subpart C or D [as adopted in subsection 62-730.030(1), F.A.C.] If the solid waste is a hazardous waste, it shall be managed in compliance with all applicable requirements of Chapter 62-730, F.A.C. The handler is considered the generator of the hazardous waste and is subject to 40 CFR Part 262 [as adopted in subsection 62-730.160(1), F.A.C.] If the solid waste is not hazardous waste, the handler may manage the waste in any way that is in compliance with applicable federal, state and local solid waste regulations.

2. A reverse distributor or wholesaler that makes determinations as to whether pharmaceuticals are viable shall:(e) 1. A reverse distributor or wholesaler who meets the definition of "universal waste handler" in 40 CFR 273.9 [as adopted in subsection 62-730.185(1), F.A.C.] shall meet the requirements for "handlers" in subsections 62-730.186(6) through (12), F.A.C., of this section.

a. Begin the process of distinguishing viable pharmaceuticals from universal pharmaceutical waste or hazardous waste within 14 days of receipt of a complete shipment of returns from a handler, and in no event more than 21 days from the receipt of the first installment of a partial shipment;

b. Complete the universal pharmaceutical waste or hazardous waste identification process within 21 days of receipt of the complete shipment, and in no event more than 30 days from receipt of the first installment of a partial shipment; and

c. Keep a record of each shipment of returns by any method that clearly demonstrates the date on which the shipment was received and the date on which the reverse distributor or wholesaler determined the universal pharmaceutical waste or hazardous waste status of all items in the shipment.

(8) The following are accumulation time limits and verification practices for handlers of universal pharmaceutical waste:

(a) A small quantity handler of universal waste may accumulate universal pharmaceutical waste for no longer than one year from the date the universal pharmaceutical waste were generated, unless the requirements of paragraph 62-730.186(8)(c), F.A.C., are met.

(b) A large quantity handler of universal waste may accumulate universal pharmaceutical waste for no longer than 6 months from the date the universal pharmaceutical wastes are generated, unless the requirements of paragraph 62-730.186(8)(c), F.A.C., are met.

(c) A handler may accumulate universal pharmaceutical waste for a longer period of time than specified in paragraphs 62-730.186(8)(a) and (b), F.A.C., if such activity is solely for the purpose of accumulation of such quantities of universal pharmaceutical waste as are necessary to facilitate proper recovery, treatment or disposal. However, the handler bears the burden of proving that the extended accumulation time is solely for these purposes.

(d) A handler shall be able to demonstrate the accumulation time for the universal pharmaceutical waste. The handler may make this demonstration by:

1. Placing the universal pharmaceutical waste in a container and marking or labeling the container with the earliest date that any universal pharmaceutical waste in the container became a waste;

2. Marking or labeling each individual item of universal pharmaceutical waste (e.g., each individual pharmaceutical container or package) with the date it became a waste;

3. Maintaining an inventory system on-site that identifies the date each universal pharmaceutical waste became a waste;

4. Maintaining an inventory system on-site that identifies the earliest date that any universal pharmaceutical waste in a group of universal pharmaceutical wastes, or a group of containers of universal pharmaceutical wastes, became waste; or

5. Using any other method which clearly demonstrates the length of time the universal pharmaceutical wastes have been accumulating from the date they became a waste.

(9) A handler shall ensure that all employees handling or managing universal pharmaceutical waste successfully complete a program of classroom instruction or on-the-job training.

(a) The training shall ensure that all employees are thoroughly familiar with proper waste management procedures relevant to their responsibilities during normal facility operations and emergencies. The training shall include response to releases as required by subsection 62-730.186(10), F.A.C.

(b) Employees working at a handler's facility on [effective date] shall successfully complete the training program required in paragraph 62-730.186(9)(a), F.A.C., within three months after the effective date. Employees hired or assigned after [effective date] shall successfully complete the training program within three months after the date of their employment at or assignment to the handler's facility. These employees shall not manage universal pharmaceutical waste unsupervised until they have completed the training requirements.

(c) Employees shall take part in an annual review of the initial training required in paragraph 62-730.186(9)(a), F.A.C., and the handler shall ensure that the annual review is available to the employees.

(d) A handler shall document the training given to each employee. The documents shall include the employee's name, signature, date of hire or assignment, date of training, and type of training. The training documents shall be kept at the handler's place of business for at least three years.

(10) A handler shall immediately contain all releases of universal pharmaceutical waste (including spills that occur indoors). A handler shall determine whether any material resulting from a release is hazardous waste. A handler shall manage any such hazardous waste in compliance with the requirements of 40 CFR Parts 260 through 272 [as adopted in Rules 62-730.021, and 62-730.183, and subsections 62-730.020(1), 62-730.030(1), 62-730.160(1), 62-730.170(1), 62-730.180(1) & (2), 62-730.181(1), and 62-730.220(1), F.A.C.] The handler is considered the generator of the material resulting from the release and shall manage the material in

compliance with 40 CFR Part 262 [as adopted in subsection 62-730.160(1), F.A.C.] Material resulting from the release of universal pharmaceutical waste may not be managed as universal pharmaceutical waste.

(11) Off-site shipments of universal pharmaceutical waste shall meet the following requirements:

(a) A handler is prohibited from sending or taking universal pharmaceutical waste to a place other than to a handler or a reverse distributor who has notified the department pursuant to subsection 62-730.186(6), F.A.C.; a destination facility as defined in 40 CFR 273.9 [as adopted in subsection 62-730.185(1), F.A.C.]; or a foreign destination in accordance with the requirements of paragraph 62-730.186(11)(j), F.A.C.

(b) A reverse distributor is prohibited from taking or sending universal pharmaceutical waste to a place other than a destination facility that is permitted pursuant to 40 CFR Parts 264 [as adopted in subsection 62-730.180(1), F.A.C.] and 270 [as adopted in subsection 62-730.220(1), F.A.C.] for treatment, storage or disposal of hazardous waste, or a foreign destination in accordance with the requirements of paragraph 62-730.186(11)(j), F.A.C.

(c) If a handler self-transport universal pharmaceutical waste off-site, the handler becomes a universal waste transporter for those self-transportation activities and shall comply with the transporter requirements of 40 CFR Part 273 Subpart D [as adopted in subsection 62-730.185(1), F.A.C.] while transporting the universal pharmaceutical waste.

(d) A person who transports, at any one time, more than 5000 kilograms of universal pharmaceutical waste or more than one kilogram of p-listed universal pharmaceutical waste shall comply with the financial responsibility requirements of subsection 62-730.170(2), F.A.C.

(e) A handler that intends to transport a universal pharmaceutical waste that meets the definition of hazardous materials in 49 CFR Parts 171 through 180 is advised of its duty to comply with the applicable Department of Transportation regulations in 49 CFR Parts 172 through 180. These regulations address packaging, labeling, marking and placarding the shipment, and preparing proper shipping papers. Handlers are further advised to consult 49 CFR 172.101 for a list of hazardous materials and a table summarizing shipping requirements.

(f) A handler that transports a universal pharmaceutical waste to a reverse distributor or another handler must provide the reverse distributor with written information sufficient to allow the reverse distributor or other handler to make knowledgeable decisions about the safe handling and proper disposal of the universal pharmaceutical waste.

(g) Prior to sending a shipment of universal pharmaceutical waste to a destination facility, the originating handler shall ensure that the destination facility agrees in

writing to receive the shipment. One agreement to accept universal waste from a handler can cover more than one shipment.

(h) If a handler sends a shipment of universal pharmaceutical waste to a destination facility and the shipment is rejected by the destination facility, the originating handler shall either:

1. Receive the waste back when notified that the shipment has been rejected; or

2. Agree with the destination facility on an alternate destination facility to which the shipment will be sent.

(i) If a destination facility receives a shipment containing hazardous waste that is labeled universal pharmaceutical waste but is not in fact universal pharmaceutical waste, the destination facility shall immediately notify the Department of the mislabeled shipment and provide the name, address, and telephone number of the originating handler. The destination facility shall handle the hazardous waste in accordance with the requirements of Chapter 62-730, F.A.C.

(j) If a destination facility receives a shipment of non-hazardous, non-universal waste pharmaceuticals, the destination facility may manage the waste pharmaceuticals in any way that is in compliance with applicable federal, state and local solid waste regulations.

(k)1. A handler who sends universal pharmaceutical waste to a foreign destination which is one of the following designated member countries of the Organization for Economic Cooperation and Development (OECD): Australia, Austria, Belgium, Denmark, Finland, France, Germany, Greece, Iceland, Ireland, Italy, Japan, Luxembourg, Netherlands, New Zealand, Norway, Portugal, Spain, Sweden, Switzerland, Turkey, and United Kingdom, is subject to the requirements of 40 CFR Part 262 Subpart H [as adopted in subsection 62-730.160(1), F.A.C.]

2. A handler who sends universal pharmaceutical waste to a foreign destination other than those listed in subparagraph 62-730.186(11)(j)1., F.A.C., must:

a. Comply with the requirements applicable to a primary exporter in 40 CFR 262.53, 262.56(a)(1) through (4), (6), and (b), and 262.57 [as adopted in subsection 62-730.160(1), F.A.C.];

b. Export such universal pharmaceutical waste only upon consent of the receiving country and in conformance with the EPA Acknowledgement of Consent as defined in 40 CFR 262.51 [as adopted in subsection 62-730.160(1), F.A.C.]; and

c. Provide a copy of the EPA Acknowledgement of Consent for the shipment to the transporter who transports the shipment for export.

(l) This section applies to hazardous waste pharmaceuticals only while they are managed in Florida. Handlers are advised to meet the regulatory requirements of the receiving state when hazardous waste pharmaceuticals are shipped out of state.

(12) A handler shall keep a record of each shipment of universal pharmaceutical waste sent to another handler, a reverse distributor, destination facility, or foreign destination. The record shall consist of a written receipt, manifest, bill of lading or other written documentation. A handler shall retain the records at its place of business for at least three years from the date of shipment. The record for each shipment of universal pharmaceutical waste shall include the following information:

(a) The name and address of the handler, reverse distributor, destination facility or foreign destination to which the universal pharmaceutical wastes were sent;

(b) The quantity of universal pharmaceutical waste sent; and

(c) The date the shipment of universal pharmaceutical waste left the handler's facility.

(13) This section constitutes state authorization for reverse distributors and wholesalers to manage hazardous pharmaceutical waste from conditionally exempt hazardous waste generators (CESQGs) and authorization for CESQGs to ensure delivery of their hazardous waste pharmaceuticals to a reverse distributor or wholesaler, pursuant to 40 CFR 261.5(f)(3)(iii) and 40 CFR 261.5(g)(3)(iii) [as adopted in subsection 62-730.030(1), F.A.C.] Wholesalers are authorized by this section to manage hazardous pharmaceutical waste only from the CESQGs to whom they distributed the pharmaceutical(s) which became waste.

Specific Authority 403.061, 403.151, 403.704, 403.72, 403.721 FS. Law Implemented 120.52, 120.54, 403.061, 403.151, 403.704, 403.72, 403.721 FS. History--New \_\_\_\_\_.

62-730.900 Forms.

(1)(a) No change.

(b) 8700-12FL – Florida Notification of Regulated Waste Activity, \_\_\_\_\_ ~~January 29, 2006~~. [Form number 62-730.900(1)(b)]

(2) through (8) No change.

Specific Authority 120.53, 403.061, 403.0611 FS. Law Implemented 120.52, 120.53, 120.55, 403.0611, 403.0875, 403.7234 FS. History--New 11-30-82, Amended 4-1-83, 5-5-83, 8-21-83, 3-1-84, 5-31-84, 9-17-84, 10-29-84, 2-11-85, Formerly 17-1.207(1), (3)-(6), Amended 2-6-86, 4-8-86, 9-23-87, Formerly 17-30.401, Amended 6-28-88, 12-12-88, Formerly 17-30.900, Amended 7-3-89, 8-13-90, 9-10-91, 10-14-92, 10-7-93, Formerly 17-730.900, Amended 1-5-95, 10-10-02, 1-29-06, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Tim Bahr, Environmental Administrator, Hazardous Waste Regulation, Department of Environmental Protection

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Mary Jean Yon, Director, Division of Waste Management, Department of Environmental Protection

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 8, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 2, 2003

**DEPARTMENT OF JUVENILE JUSTICE**

**Residential Services**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
63E-4.001	Purpose and Scope
63E-4.002	Definitions
63E-4.003	Administration
63E-4.004	Sanitation
63E-4.005	Safety and Security
63E-4.006	Disaster Planning
63E-4.007	Behavior Management
63E-4.008	Case Management
63E-4.009	Intake
63E-4.010	Orientation
63E-4.011	Youth Services
63E-4.012	Construction
63E-4.013	Program Monitoring and Evaluation
63E-4.014	Research Projects

**PURPOSE AND EFFECT:** The rule establishes the standards and requirements for the implementation, operation and administration of the Intensive Residential Treatment (IRT) program for youth less than 13 years of age.

**SUMMARY:** Standards are provided for facility construction, safety and security, sanitation, and disaster planning. The procedures for youth intake and orientation are established, and standards are described to govern youth services, case management, research projects and behavior management. Program administration, including monitoring and evaluation are also addressed.

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

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

**LAW IMPLEMENTED:** 985.483 F.S.

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

**DATE AND TIME:** Tuesday, February 13, 2007, 10:00 a.m.

**PLACE:** DJJ Headquarters, Knight Building, Suite 312, 2737 Centerview Drive, Tallahassee, Florida

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS:** Michael Moore, 2737 Centerview Dr., Ste. 200, Tallahassee, FL 32399-3100, e-mail: michael.moore@djj.state.fl.us

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



63E-4.001 Purpose and Scope.

This rule establishes the standards and requirements for the department's administration, operation and implementation of the Intensive Residential Treatment (IRT) program for youth less than 13 years of age.

Specific Authority 985.483, 985.64 FS. Law Implemented 985.483 FS. History--New

63E-4.002 Definitions.

For the purpose of this rule the following words shall have the meanings indicated.

(1) Admission – The admitting of a youth, committed by the court, into a specific residential commitment facility.

(2) Assessment – An evaluation of the youth to determine treatment needs. The assessment process is a gender-specific, comprehensive assessment of a youth that is based on the systematic review of all existing information and updated information secured through interviews and assessment tools. The assessment process identifies risk factors and protective factors, including the youth's strengths, and culminates in prioritization of the youth's criminogenic needs.

(3) Balanced and Restorative Justice (BARJ) – A blueprint for putting the restorative justice philosophy into practice that involves active participation of victims, the community, and youthful offenders. The BARJ approach focuses on accountability to victims and the community, competency development, and community safety.

(4) Behavior Management System – An organized system designed to promote positive behavior through the giving or taking of rewards or privileges based on youth behavior.

(5) Case Management – The processes and procedures utilized in a residential commitment program to ensure a youth's treatment, social, habilitative, and educational/vocational needs are implemented, evaluated, reported, and documented.

(6) Central Placement Authority – The headquarters unit responsible for coordinating, managing, and supervising the commitment placement process on a statewide basis.

(7) Commitment Manager – A department employee responsible for coordinating the placement of youth in residential commitment programs with the Central Placement Authority and the residential programs.

(8) Commitment/Transfer Packet – A compilation of legal, medical, and social history documents provided to a residential commitment program for each committed youth.

(9) Continuity of Operations Plan (COOP) – A plan that provides for the continuity of mission-essential functions of an organization in the event an emergency prevents occupancy of its primary physical plant or location.

(10) Contracted Provider – An entity contractually providing juvenile services to the department.

(11) Designated Health Authority – A Florida licensed physician (Medical Doctor or Doctor of Osteopathy) who, by agreement, employment, contract or other arrangement, provides and/or supervises the provision of health care within a detention center or residential program.

(12) Designated Mental Health Authority – A specified licensed mental health professional who, by agreement, employment, contract or other arrangement, provides and/or supervises the provision of mental health care within a detention center or residential program.

(13) Direct-Care Staff – Employees whose primary job responsibility is to provide care, custody, and control of youth committed to the facility. This definition includes those who directly supervise staff responsible for the daily care, custody, and control of youth.

(14) Evidence-based Treatment and Practices – Treatment and practices which have been independently evaluated using sound methodology, including, but not limited to, random assignment, use of control groups, valid and reliable measures, low attrition and appropriate analysis. Such studies shall provide evidence of statistically significant positive effects of adequate effect size and duration. In addition, there must be evidence that replication by different implementation teams at different sites is possible with similar positive outcomes. Behavior management within the IRT facility shall be based on specific techniques that have been found to be effective with offenders younger than 13 years of age, and take into account their level of cognitive ability, emotional maturity, and other personal characteristics.

(15) Facility Entry Screening – The gathering of preliminary information used in determining a youth's need for further evaluation, assessment, or for referral for substance abuse, mental health, or other services through means such as psychosocial interviews, urine and breathalyzer screenings and reviews of available educational, delinquency, and dependency records of the youth.

(16) Grievance Procedure – A procedure for addressing youth grievances in residential programs.

(17) High-risk Restrictiveness Level – This is one of five statutorily authorized restrictiveness levels utilized by the courts for commitment of youth to the department. Youth assessed and classified for this level of placement require close supervision in a structured residential setting that provides 24-hour-per-day secure custody, care and supervision. Placement in programs at this level is prompted by a concern for public safety that outweighs placement in programs at lower restrictiveness levels. Programs or program models at this level are staff or physically secure residential commitment facilities.

(18) Institutional Review Board (IRB) – The department’s management group responsible for overseeing, reviewing, and approving access to departmental records and youth in the department’s care, custody, and supervision for the purpose of research.

(19) Juvenile Probation Officer (JPO) – The officer responsible for the direct supervision of a youth in the community or on post-commitment probation or conditional release.

(20) Licensed Mental Health Professional – A psychiatrist licensed pursuant to Chapter 458 or 459, F.S., a psychologist licensed pursuant to Chapter 490, F.S., a mental health counselor, marriage and family therapist, or clinical social worker licensed pursuant to Chapter 491, F.S., or a psychiatric nurse as defined in Section 394.455(23), F.S.

(21) Orientation – The process that occurs within 24 hours of the youth’s admission whereby facility staff inform the youth of the rules, expectations, services, goals of the residential program, and the means to access the Abuse Registry and Advocacy Center for Persons with Disabilities.

(22) Performance Plan – An individualized plan developed by the treatment team and youth that stipulate measurable goals the youth must achieve prior to release from the program. Performance plan goals are based on the prioritized needs identified during assessment of the youth and may be updated as appropriate. The plan identifies the youth’s and staff’s responsibilities and the timelines associated with completion of each goal. The performance plan also serves as the basis for the youth’s post-residential services plan since it includes the transition goals and activities identified at the transition conference conducted at least 60 days prior to the youth’s anticipated release.

(23) Performance Summary – A written document used to inform the youth, committing court, youth’s Juvenile Probation Officer, parent or guardian, and other pertinent parties of the youth’s performance in the program, including status of and progress toward performance plan goals, academic status, behavior and adjustment to the program, significant incidents (positive and negative), and justification for a request for release, discharge or transfer, if applicable.

(24) Physically Secure – The use of hardware security devices, such as fencing and locks, to ensure that all entrances and exits of the program are under the exclusive control of program staff, preventing youth from leaving the program without permission.

(25) Program – A contracted or state-operated non-residential environment providing supervision of youth who have been identified to receive services within the community. This includes, but is not exclusively limited to, non-secure detention, home detention, Intensive Delinquency Diversion Services (IDDS) programs, conditional release programs, screening and intake units, and day treatment programs.

(26) Program Director – The on-site administrator of a residential commitment program for juvenile offenders, whether state or privately operated; who is accountable for the on-site operation of the program.

(27) Protective Action Response (PAR) – The department-approved verbal and physical intervention techniques and the application of mechanical restraints used in accordance with Chapter 63H-1, F.A.C.

(28) Protective Action Response Certification – Certification awarded to an employee who has successfully completed PAR training as described in this rule. Only employees who are PAR certified are authorized to use PAR.

(29) Qualified Researcher – Any person who has a Masters or Doctoral level proficiency in conducting research projects or designs and who has been approved through the department’s Institutional Review Board (IRB) proposal process to conduct a research project with youth in the care, custody and supervision of the department.

(30) Safety and Security Coordinator – The person responsible for the oversight of the facility’s safety and security program which includes, but is not limited to: facility security, fire safety and awareness, disaster preparedness, and the oversight of equipment and tool management within the facility.

(31) Sick Call Care – The health care delivery system component intended to provide care in response to episodic complaints of illness or injury of a non-emergency nature.

(32) Temporary Release – Any court-approved period of time during which an eligible youth is allowed to leave a residential program without the direct supervision of program staff or properly screened and trained interns or volunteers. The purpose of temporary release activities is to provide youth with opportunities to develop skill competencies and prepare for transition upon release or discharge from the program. Examples of temporary release include, but are not limited to, home visits and community employment.

(33) Transfer – The movement of a youth from one residential program to another, at the same restrictiveness level, a lower restrictiveness level, or a higher restrictiveness level.

(34) Transition Conference – A conference conducted at least 60 days prior to a youth’s anticipated release at which the youth, residential staff, the youth’s JPO and/or post-residential service provider, the youth’s parent(s) or guardian(s), and other pertinent parties establish transition activities, responsibilities, and timelines necessary for the youth’s successful release and reintegration into the community.

(35) Transition Planning – The process of establishing transition activities to facilitate a youth’s successful release and reintegration into the community.

(36) Treatment Team – A multidisciplinary team consisting of representatives from the program’s administrative, educational, vocational, residential, medical,

mental health, substance abuse, and counseling components which assesses each youth to identify needs and risk factors, develop rehabilitative treatment goals, ensure service delivery, and assess and report the youth's progress. The youth is a member of the treatment team.

Specific Authority 985.483, 985.64 FS. Law Implemented 985.483 FS. History--New \_\_\_\_\_.

#### 63E-4.003 Administration.

An IRT program for youth less than 13 years of age shall include the following:

(1) A treatment modality for youth less than 13 years of age that includes evidence-based treatment and practices of changing negative or inappropriate behavior and promotes positive pro-social behavior;

(2) An on-site administrator who is accountable for the daily operation of the program. This administrator is ultimately responsible for ongoing program planning and evaluation to ensure the integrity, safety, security, and effective operation of the program;

(3) A facility management team established by the on-site administrator that will meet at least monthly to discuss the ongoing operational issues of the program, strategize resolution of problems and ensure contract compliance;

(4) A Program Director who is responsible for ensuring that the daily operations of the program are conducted in a manner that provides a positive quality of life for the youth. Each program is responsible for providing, at a minimum, the following:

- (a) Shelter;
- (b) Security and safety;
- (c) Clothing;
- (d) Food;
- (e) Process to address youth grievances;
- (f) Access to the Abuse Hotline;
- (g) Healthcare;
- (h) Mental health and substance abuse services;
- (i) Educational and prevocational/vocational services;
- (j) Opportunities for recreation and large muscle exercise;
- (k) Opportunity for expression of religious beliefs;
- (m) Visitation;
- (n) Access to incoming mail and opportunities to send outgoing mail; and

(o) Telephone access.

(5) Pre-employment screened employees (Level 2) pursuant to Chapter 435 and Section 985.644(5), F.S.;

(6) Orientation training in accordance with job responsibilities within the first 15 days of employment. This training, at a minimum shall include:

(a) The department's mission and how the program fits and interacts within the overall continuum of care;

(b) The program's mission, philosophy and treatment approach;

(c) The program rules and the behavior management system;

(d) Personnel policies;

(e) Job responsibilities;

(f) Confidentiality (Section 985.04, F.S.);

(g) Introduction to safety and security issues;

(h) Child abuse reporting (as defined in Chapters 39 and 827, F.S.);

(i) Incident reporting; and

(k) Professional ethics issues and employee standards of conduct, including disciplinary and legal consequences for noncompliance with departmental or facility rules.

(7) Direct-care employees who are certified in Protective Action Response (PAR) within 90 days of hire. Staff who are not PAR certified may provide direct-care supervision of youth only if directly supervised by a PAR certified staff as set forth in Chapter 63H-1, F.A.C.

Specific Authority 985.483, 985.64 FS. Law Implemented 985.483 FS. History--New \_\_\_\_\_.

#### 63E-4.004 Sanitation.

(1) The IRT facility is responsible for ensuring the physical plant and its grounds are maintained in a safe and sanitary manner in compliance with Florida Administrative Code (F.A.C.) provisions in the following areas:

(a) Water supply: Rule 64E-12.003, F.A.C. (8-7-96).

(b) Food Service: Chapter 64E-11, F.A.C.:

1. General: Rule 64E-11.001, F.A.C. (8-28-96).

2. Definitions: Rule 64E-11.002, F.A.C. (7-14-03).

3. Food Supplies: Rule 64E-11.003, F.A.C. (7-14-03).

4. Food Protection: Rule 64E-11.004, F.A.C. (7-14-03).

5. Personnel: Rule 64E-11.005, F.A.C. (7-14-03).

6. Food Equipment and Utensils: Rule 64E-11.006, F.A.C. (7-14-03).

7. Sanitary Facilities and Control: Rule 64E-11.007, F.A.C. (7-14-03).

8. Other Facilities and Operations: Rule 64E-11.008, F.A.C. (3-15-98).

9. Temporary Food Service Events: Rule 64E-11.009, F.A.C. (3-15-98).

10. Procedure When Infection Is Suspected: Rule 64E-11.011, F.A.C. (2-21-91).

11. Manager Certification: Rule 64E-11.012, F.A.C. (7-14-03).

12. Certificates and Fees: Rule 64E-11.013, F.A.C. (7-14-03).

(c) Housing: Rule 64E-12.005, F.A.C. (8-7-96).

(d) Insect and Rodent Control: Rule 64E-12.006, F.A.C. (8-7-96).

(e) Laundry: Rule 64E-12.008, F.A.C. (6-18-87).

(f) Poisonous or Toxic Substances: Rule 64E-12.009, F.A.C. (6-18-87).

(g) Garbage and Rubbish: Rule 64E-12.010, F.A.C. (8-7-96).

(h) Recreational Areas: Rule 64E-12.011, F.A.C. (8-7-96).

(2) The superintendent or designee shall conduct a weekly sanitation inspection and document findings.

(3) Biohazardous waste shall be disposed of in accordance with Occupational Safety and Health Administration (OSHA) Standard 29 CFR 1910.1030. Youth shall not be allowed to clean, handle, or dispose of any other person's biohazardous material, bodily fluids or human waste.

(4) All facilities shall be inspected annually by the appropriate persons in reference to state health, sanitation and food service standards.

Specific Authority 985.483, 985.64 FS. Law Implemented 985.483 FS. History—New \_\_\_\_\_.

63E-4.005 Safety and Security.

(1) The Program Director of an IRT program shall designate a Safety and Security Coordinator to oversee the facility's safety and security program and systems. The coordinator's duties and responsibilities shall include, at a minimum, the following:

(a) Ensuring that the facility has operating procedures addressing safety and security;

(b) Ensuring that the physical plant, grounds and perimeter are maintained so that the environment is safe and secure for youth, staff, visitors and the community;

(c) Conducting the program's internal security audit on a monthly basis per the facility operating procedure and overseeing follow-up corrective action as needed;

(d) Conducting internal safety inspections on a monthly basis per the facility operating procedure and overseeing follow-up corrective action as needed;

(e) Working with the Program Director and other program staff to develop corrective actions warranted as a result of safety and security deficiencies found during any reviews, audits, or inspections, and overseeing implementation of actions that ensure the deficiencies are corrected and appropriate systems are in place to maintain compliance;

(f) Serving as, or working cooperatively with, the program's Disaster Coordinator and Continuity of Operations Plan (COOP) Coordinator in planning for, practicing and, if necessary, mobilizing the program's Disaster Plan and/or COOP, and

(g) Ensuring that staff are sufficiently trained on any safety and security procedures and appropriate use of security features and equipment commensurate with their job duties.

(2) Physical security features for an IRT program shall meet the requirements the department has established for programs designated as high-risk. The required physical security features include a security fence of at least 12 feet in height with an inside overhang or razor wire; electronic door locks with manual override on entry, exit, and passage doors; a closed circuit videotaped television surveillance system with inside and outside cameras; a sally port with intercom; an electric or manual secure pedestrian gate with intercom capability; secure windows that are break-resistant or screened glass; sleeping room doors that open outward; exterior security lighting; electronic search equipment; and radio or cell phone communication devices for staff.

(3) Direct-care staffing for an IRT program shall be based on the high-risk level of the resident population. At a minimum, the staff to youth ratio is 1 staff to 9 youth during the awake shifts, 1: 12 during the sleep shift and 1:5 for off campus activities.

(4) The program shall institute a tool management system to prevent youth from using equipment and tools as weapons or a means of escape. Tool management shall address, at a minimum:

(a) Inventorying tools and procedures addressing missing tools;

(b) Storing tools;

(c) Training youth to use tools appropriately and safely;

(d) Issuing tools to youth and staff;

(e) Training staff on procedures and on appropriate and safe tool usage;

(f) Replacing and disposing of dysfunctional tools (in disrepair or unsafe condition); and

(g) Assessing youth to determine whether they may participate in vocational training, work projects, public service, or disciplinary work activities that involve the use of tools.

(5) The program shall maintain strict control of flammable, poisonous, and toxic items. At a minimum, the program shall:

(a) Maintain a complete inventory of all such items used in the facility.

(b) Maintain a current list of personnel identified by position, title or function, who are authorized to handle these items.

(c) Not allow youth to handle these items and restrict their access to areas where these items are being used.

(d) Dispose of hazardous items and toxic substances or chemicals in accordance with OSHA standards.

(e) Maintain Material Safety Data Sheets (MSDS) on site as required by OSHA.

Specific Authority 985.483, 985.64 FS. Law Implemented 985.483 FS. History—New \_\_\_\_\_.

63E-4.006 Disaster Planning.

(1) The Program Director shall oversee the development of a Disaster Plan and Continuity of Operations Plan (COOP) or one comprehensive plan that incorporates both. The intent is for each program to have a planned and comprehensive approach to effectively manage emergencies and disaster events, including those that require the program to re-locate its youth and staff while maintaining operations, safety, and security. The program's Disaster Plan shall:

(a) Address, but not be limited to, fire and fire prevention/evacuation, severe weather, disturbances or riots, bomb threats, taking of hostages, chemical spills, flooding, or terrorist threats or acts;

(b) Be conspicuously posted in the facility and readily available to staff members, youth, and visitors, and shall be disseminated to appropriate local authorities. If the plan is too voluminous to post, the program shall post a notice that identifies the various locations within the facility where staff can easily access the plan;

(c) Identify the key facility personnel and define their specific responsibilities during emergency or disaster situations;

(d) Specify the equipment and supplies required to maintain the continuous operation of services during an emergency or disaster, plans to ensure the provision of such, and directions as to their location within the facility for provisions that can be kept on-site. Equipment and supplies may include, but are not limited to, food, medicine, first aid supplies, vehicles, generators, clothing, cell phones, alternative housing plans, flashlights, batteries, fire safety equipment, computers (laptops), information on computer disks that ensures care, custody and control of youths and assists in the continuous and uninterrupted delivery of departmental services and ensures public safety;

(e) Indicate essential or key personnel (designated by the Program Director) who, due to their position and/or training, are responsible during an emergency or disaster for ensuring that the program remains operational and responsive to the needs of the youth, as well as continued to ensure the safety of youth, staff, and the public;

(f) Be compatible with or combined with the program's COOP;

(g) Be compatible with the department Residential Region's Disaster Plan and its COOP.

(2) The program shall have a COOP that provides for the continuity of care and custody of its youth and the protection of the public in the event of an emergency that prevents occupancy of the program's primary facility/building(s). The program's COOP shall be:

(a) Compatible with or incorporated into program's Disaster Plan;

(b) Compatible with the department Residential Region's COOP;

(c) Readily available to staff;

(d) Reviewed and updated annually;

(e) Submitted to the appropriate Regional Residential Directors upon their request and per their instructions; and

(f) Approved by the Division of Emergency Management, a division of the Department of Community Affairs having oversight of the development of comprehensive COOP for state agencies.

Specific Authority 985.483, 985.64 FS. Law Implemented 985.483 FS. History—New \_\_\_\_\_.

63E-4.007 Behavior Management.

(1) Consistent with its philosophy and treatment approach, the IRT program shall establish a behavior management system that is responsive to the unique characteristics of the program's young population. The program's behavior management system shall foster accountability for behavior and compliance with the residential community's rules and expectations.

(2) The Behavior Management System shall be designed to:

(a) Maintain order and security;

(b) Promote safety, respect, fairness, and protection of rights within the residential community;

(c) Provide constructive discipline and a system of positive and negative consequences to encourage youth to meet expectations for behavior;

(d) Provide opportunities for positive reinforcement and recognition for accomplishments and positive behaviors;

(e) Promote pro-social means for youth to meet their needs;

(f) Promote constructive dialogue and peaceful conflict resolution;

(g) Minimize separation of youth from the general population; and

(h) Complement the performance planning process.

(3) The program's behavior management system shall not:

(a) Be used solely to increase a youth's length of stay;

(b) Be used to deny a youth's basic rights;

(c) Promote the use of group discipline; or

(d) Allow youth to sanction other youth.

Specific Authority 985.483, 985.64 FS. Law Implemented 985.483 (9)-(10) FS. History—New \_\_\_\_\_.

63E-4.008 Case Management.

(1) The treatment team shall assess each youth; develop appropriate performance plan and transition plan goals, and conduct treatment team meetings to review each youth's progress in the context of the Balanced and Restorative Justice (BARJ) approach. Residential case management shall address the three BARJ components:

(a) Accountability;

(b) Competency Development; and

(c) Community Safety.

(2) Admission to the IRT program shall occur Monday through Friday between 8 A.M. and 5 P.M. unless otherwise specified in the contract. Youth admitted to the IRT shall have their commitment packets reviewed to ensure all required documents are intact prior to youth orientation. Missing documents shall be obtained from the youth's Juvenile Probation Officer. The core documents required are:

- (a) DJJ expanded facesheet;
- (b) Current commitment order;
- (c) Pre-disposition report;
- (d) Commitment conference summary; and

(e) Individual healthcare record, if it exists from a prior commitment or placement in detention. The following documents shall be included in the individual healthcare record, or in the commitment/transfer packet if the individual healthcare record has not been created:

- 1. The current original Authority for Evaluation and Treatment;
- 2. Comprehensive physical assessment;
- 3. Immunization records; and
- 4. Tuberculosis skin test (Mantoux) results, unless contraindicated.

(3) Staff shall be notified through verbal communication and written documentation in the logbook when a new admission is scheduled to arrive. Internal notification shall include the youth's name, date and time of arrival, mode of transportation, medical and mental health needs and any safety/security risks. The designated health authority shall be notified of the admission of any youth with medical problems, regardless of the youth's condition upon admission. Confidentiality of all medical information shall be ensured and, if applicable, confidentiality of a youth's positive test results for the Human Immunodeficiency Virus (HIV) shall be maintained in accordance with state law.

(4) When a youth is admitted to the IRT program, the program shall take the following steps:

(a) Within 24 hours of any admission, the residential commitment program shall update the JJIS Bed Management System or notify the designated regional Commitment Manager. The only exception to this 24-hour requirement is when the youth is admitted on a holiday, a weekend or a Friday afternoon wherein contact with the commitment Manager shall be made the first regular workday of the following week.

(b) Parents or guardians of the youth shall be notified by telephone within 24 hours of the youth's admission with written notification from the Program Director being sent within 48 hours of admission.

(c) The committing court shall be provided written notification of the youth's admission within 5 working days of the admission.

(d) Copies of the letter sent to the committing court will suffice as official notification to the youth's JPO and, if known at the time of admission, the youth's Post-residential Services Counselor (the person supervising the youth's post-commitment probation or conditional release after residential placement).

(5) The IRT program shall establish multidisciplinary treatment teams to plan and manage each youth's case and ensure services that meet individualized needs. Treatment teams shall be multidisciplinary in membership to include, at a minimum, representatives from program administration, direct care staff, and treatment staff to represent areas such as education, vocational, medical, mental health, and recreation, as needed. The youth shall also be a member of the treatment team. The role of the treatment team is to participate in the following processes:

- (a) Assessment of the youth;
  - (b) Development and implementation of the youth's performance plan;
  - (c) Active participation in progress reviews and treatment team meetings;
  - (d) Development of performance summaries; and
  - (e) Development of the youth's transition plan.
- (6) Assessment of the youth shall be completed within the first 30 days of admission to the program. The treatment team, with the youth, shall identify:

- (a) Risk factors that pre-dispose a youth to antisocial behavior and, if effectively addressed, would decrease the youth's likelihood that he or she will engage in antisocial behaviors; and
- (b) Strengths and protective factors that, if effectively promoted, would build the youth's resiliency and decrease the likelihood that he or she will engage in antisocial behaviors.

(7) Areas of assessment shall include, at a minimum, the following:

(a) Relationships to include family relationships (parents, legal guardians, siblings, grandparents, delinquent youth's children), peer relationships (pro-social peers, isolation from pro-social peers, and antisocial peers), dating relationships, relationships with significant adults other than family or legal guardians, and relationship boundaries;

- (b) Academic skills;
- (c) Employability and/or vocational skills;
- (d) Substance abuse;
- (e) Mental health;
- (f) Life skills;
- (g) Social skills;
- (h) Leisure and recreational interests;
- (i) Physical health;
- (j) Sexual development;
- (k) History of sexual abuse, physical abuse, domestic violence, emotional abuse, neglect, and/or abandonment;

(l) Specialized needs and abilities;  
(m) Delinquency history and status;  
(n) Responsibility for criminal actions and harm to others;  
(o) Community involvement and connections; and  
(p) Court ordered sanctions and treatment recommendations.

(8) The program shall file and maintain any completed assessment and all reassessment results in the youth's individual management record.

(9) All youth admitted shall have a performance plan developed within 30 calendar days of admission to the program. The performance plan goals shall be measurable, individualized, and based upon prioritized needs that reflect the risk and protective factors identified during the initial classification process. The plan shall identify the youth's responsibilities to accomplish the goals, and the responsibilities of staff to enable the youth to accomplish their goals. It shall also set timelines for the completion of each goal. The treatment team shall revise a youth's performance plan based on reassessment results, a youth's demonstrated progress or lack of progress on a goal or goals, newly acquired or revealed information, or demonstration of antisocial behavior not yet addressed or insufficiently addressed.

(10) At a minimum, the youth, the treatment team leader, and all other parties who have significant responsibilities in goal completion shall sign the performance plan. Within 10 working days a copy will be provided to the following, and the youth's individual management record must document the date the performance plan was sent:

- (a) Youth case file- original;
- (b) Committing court;
- (c) Juvenile Probation Officer;
- (d) Parent or guardian;
- (e) DCF, if applicable.

(11) Progress reviews. The treatment team is responsible for bi-weekly reviews for youth. Of these two reviews each month, one shall be formal and the other can be informal. A formal review involves a meeting of the treatment team to discuss the youth's progress. Informal reviews can consist of the treatment team leader meeting only with the youth. At a minimum, progress review documentation shall include the following elements:

- (a) Youth's name;
- (b) Date of the review;
- (c) Youth's progress in the program; and
- (d) Any comments from the treatment team members, including direct care staff and the youth.

(12) Performance summaries shall be completed every 90 days beginning 90 days from the signing of the youth's performance plan, unless the committing court requests monthly performance summaries, in which case the performance summary shall be completed every 30 days

beginning 30 days following completion of the performance plan. Areas that shall be addressed in the performance summary include, but are not limited to:

- (a) The youth's status on each performance plan goal;
- (b) The youth's academic status;
- (c) The youth's behavior, including:
  - 1. Initial adjustment to program;
  - 2. Level of motivation and readiness for change;
  - 3. Interactions with peers;
  - 4. Interactions with staff;

(d) The youth's overall behavior adjustment; for youth receiving mental health or substance abuse services, their progress shall be addressed in a manner that complies with the confidentiality requirements set forth in both state and federal statutes;

- (e) Significant incidents (positive or negative); and
- (f) The justification for a request for release, discharge or transfer, if applicable.

(13) The staff member who prepared the summary, the treatment team leader, the Program Director or designee, and the youth shall review, sign and date the performance summary. Program staff shall give the youth the opportunity to add comments to the performance summary prior to signing it. Within 10 working days the program shall distribute the performance summary to the:

- (a) Committing court,
- (b) Youth's JPO,
- (c) Parents or guardians; and
- (d) Other pertinent parties.

(14) If the performance summary is notification of the program's intent to release or discharge a youth, the residential program shall send the original of the release or discharge summary, together with the Pre-Release Notification form, to the youth's JPO (rather than directly to the court). The program shall place the original performance summaries and copies of the youth's release or discharge summary and the Pre-release Notification form in the youth's individual management record.

(15) Transition Planning. The program shall begin planning for the youth's transition back to the community upon admission to the program. It is critical that all parties involved with the youth communicate with each other on a regular basis to ensure information is transferred in a timely manner, and job tasks related to the youth's transition are assigned and completed within the designated timeframes.

(a) The residential commitment program is responsible for the timely notification of a youth's release from the program to the youth's JPO and other pertinent parties. Notification of Release form shall be sent to the youth's JPO at least 45 days prior to the youth's targeted transition date (90 days prior for

sex offenders). No section of this form can be left blank and all arrangements made for the youth must be clearly stated on this form.

(b) Prior to a youth's release, the program shall conduct a transition conference to plan and assign responsibilities for transition activities necessary to facilitate the youth's successful reintegration into the community. Transition activities established during the transition conference, together with the associated responsibilities and timelines for completion, shall be documented on the youth's performance plan. The youth's treatment team leader or designee shall coordinate with the youth's JPO and Post-residential Services Counselor (if different than the JPO) to schedule the transition conference. The transition conference shall be conducted not less than 60 days prior to the youth's targeted release date.

(c) At a minimum, the Program Director or designee and the youth's treatment team leader shall represent the program at the exit conference. In the event other members of the youth's treatment team are unable to attend, they shall provide input to the treatment team leader prior to the conference. The program shall invite the JPO, Post-residential Services Counselor (if different than the JPO), and parent or guardian to the exit conference. The youth shall also be in attendance at the conference. The residential program shall send a youth's complete official case record, including the cumulative individual healthcare record, to the JPO within five (5) working days of the youth's release.

(16) Transfers to other residential programs shall be accomplished as follows:

(a) Transfers may be requested for the following reasons:

1. The youth has committed new law violations. If the request for transfer is based solely on a new law violation, the program shall notify the Transfer Administrator immediately if the charges are not petitioned, not prosecuted, dismissed, or the youth is found not guilty, and the transfer shall be immediately revoked;

2. The youth has demonstrated continued non-compliance with program rules even though the program has made reasonable efforts to intervene and manage the behavior;

3. The treatment needs of the youth have changed, and the program does not have the capacity to meet those needs;

4. The youth is a member of a criminal street gang and needs to be separated from other gang member(s) in the program;

5. The youth has reached 14 years of age;

6. The program has determined that a transfer is necessary to protect the public; or

7. The program is closing or reducing capacity.

(b) The program requesting the transfer shall submit a request for transfer to the Regional Transfer Administrator. This request shall list the specific violations or reasons for the request.

(c) The program shall send written notification of the date, time and location of the transfer staffing to the youth's parent(s) or legal guardian(s), copying the youth, the youth's JPO, the DCF Foster Care Worker, if applicable, and any attorneys of record including the defense attorney and the appropriate state attorney. A copy of the transfer Performance Summary that includes the specific violations or reasons for transfer shall be attached to the notification letter.

(d) If the youth's transfer is denied, the youth shall stay in the program or return to the program (if in detention).

(e) If the youth is approved for transfer the program shall ensure the youth's records and property are taken to the detention center if the youth is securely detained. If the youth is not detained, the program shall arrange transportation of the youth and their records and property to the receiving program.

Specific Authority 985.483, 985.64 FS. Law Implemented 985.483(11) FS. History—New \_\_\_\_\_.

63E-4.009 Intake.

(1) Youth intake will commence upon the arrival of the youth to the facility. The following activities shall occur during intake:

(a) A strip search of youth being admitted to the IRT is required. The strip search of the youth shall be conducted upon arrival to the facility as follows:

1. The strip search shall be conducted in a private room with two staff members present, both of the same sex as the youth being searched. As an alternative when two staff of the same sex are not available, the search can be conducted by one staff of the same sex, while staff of the opposite sex is positioned to observe the staff person conducting the search, but cannot view the youth.

2. Strip searches shall be conducted visually, without touching the unclothed youth.

(b) The intake process shall document visible body markings, i.e. scars, bruises, tattoos, or other physical injuries. This may be accomplished when staff conduct a strip search, during the physical screening, or when the youth showers.

(2) The following entry screenings shall be completed immediately upon a youth's admission to a program. These screenings are used to ensure that the youth has no emergency medical, mental health, or substance abuse conditions of a nature that render admission unsafe.

(a) The Physical Health Screening may be conducted by non-medical program staff responsible for youth intake. This screening is conducted to identify physical health needs requiring attention.

(b) The Mental Health Screening may be conducted by non-clinical program staff responsible for youth intake. This screening is conducted to identify mental health needs requiring attention. Either the MAYSI-2 or clinical mental health and clinical substance abuse screening must be administered upon each youth's admission to a residential



commitment. Direct care staff trained in its administration may conduct MAYSI-2 screening. Clinical mental health screening must be conducted by a licensed mental health professional and clinical substance abuse screening must be conducted by a qualified substance abuse professional as defined in Section 397.311(24), F.S., and in accordance with subsection 65D-30.003(15), F.A.C. (12-12-05), using valid and reliable screening instruments.

(c) The Substance Abuse Screening may be conducted by non-clinical program staff responsible for youth intake.

(3) Unless a youth is being admitted into a program directly from secure detention, a correctional facility, or another program, a shower, including shampooing hair, is required.

(a) An ectoparasiticide or an ovicide may be used routinely for all new admissions if the program's designated health authority deems it appropriate, if it is used in accordance with current guidelines, and if it is not contraindicated. In the absence of such a routine protocol approved by the designated health authority, an ectoparasiticide and an ovicide shall not be routinely used, and shall be used only if an infestation with lice or scabies is present and use is ordered by the designated health authority, is in accordance with current guidelines, and is not contraindicated.

(b) Two staff of the same gender as the youth shall supervise the newly admitted youth during this shower.

(4) Clothing that is appropriate for size and climate shall be issued to each youth consistent with the program's dress code.

(5) Upon admission to a program, staff shall conduct an inventory of the youth's personal property. The property shall be listed on a personal property inventory form and the youth shall sign the form, attesting to its accuracy.

(a) A filed copy of the youth's personal property inventory shall be maintained.

(b) A copy of the inventory shall be available to the youth's parents or guardians if requested.

(c) Clothing not meeting dress code requirements shall be sent to the youth's home or stored until the youth's release from the program.

(d) All money, jewelry valued at \$50 or more, and other items of apparent value shall be secured in a locked area immediately upon the youth's arrival at the program and shall be documented on a personal property inventory form.

(6) All contraband such as weapons and narcotics, excluding narcotics that are verified as having been prescribed for a medical condition, shall be confiscated by the Program Director or designee for disposal or storage, with all illegal contraband submitted to the law enforcement agency having local jurisdiction.

(7) Any medications brought into the residential commitment program when the youth is admitted shall be in the original container issued by the pharmacist with a current

and complete label. The program shall verify by telephone the legitimacy of the prescription and the contents of the container with the issuing pharmacist or the prescribing physician. If the prescribing physician or dispensing pharmacist is not available, the program shall contact its designated health authority to provide verification. This verification contact shall be recorded in the youth's individual management record. If the youth is arriving from a juvenile or adult detention center or another residential program where the prescription has already been verified, further verification is not required.

(8) Based on a review of all documentation and interactions with the youth, the Program Director or designee shall make an initial classification of the youth for purposes of room or living area assignment within the program. To determine the offender's risk of escape, the program shall use, at a minimum, the Predisposition Report and face sheet (in JJIS) to secure information about the youth's past history of escapes and escape attempts. Assignment to a group or staff advisor shall also be based on this initial classification. If the program has an orientation unit that houses newly admitted youth, a copy of the classification form shall be sent to the orientation unit. Factors to consider when classifying the youth shall include, but are not limited to:

(a) Sex;

(b) Age;

(c) Size;

(d) Emotional maturity;

(e) Gang affiliation;

(f) Medical or mental health problems;

(g) History of violence;

(h) Sexual aggression;

(i) Predatory behavior;

(j) Risk of escape and risk to the public;

(k) Skill levels; and

(l) Current assessment under the Prison Rape Elimination Act for youth vulnerability and/or sexually aggressive behavior.

(9) When mental health, substance abuse, physical health, security risk factors, or special needs related to a newly admitted youth are identified during or subsequent to the classification process, this information shall be immediately entered into the program's in-house alert system and the Juvenile Justice Information System (JJIS) alert system.

(10) The program shall ensure that a current photograph and critical information are obtained and easily accessible for use in verifying the youth's identity as needed during his or her stay in the program. The program shall ensure that a current photograph of each youth is maintained in the individual management record and the individual healthcare record. A photograph shall be made available to law enforcement or other criminal justice agencies to assist in apprehending a delinquent youth in the event of escape. The program may

store this critical information electronically, however, a hard copy of the information on each youth shall be maintained in an administrative file that is easily accessible and mobile in the event of an emergency situation that results in the program having to relocate quickly or in the event the information is needed when the computer is inoperative. The critical information shall include, but not be limited to, the following:

(a) Youth's full name, Social Security number, and DJJ ID number;

(b) Admission date;

(c) Date of birth, gender, and race;

(d) Name, address, and phone number of parent(s) or legal guardian;

(e) Name, address, and phone number of the person with whom the youth resides and his or her relationship to the youth;

(f) Person(s) to notify in case of an emergency (and contact information);

(g) JPO's name, circuit/unit, and contact information;

(h) Names of committing judge, state attorney, and public defender (or attorney of record) with contact information on each;

(j) Committing offense and judicial circuit where offense occurred;

(k) Notation of whether or not the judge retains jurisdiction;

(l) Victim notification contact information, if notification is required;

(m) Physical description of youth to include height, weight, eyes and hair color, and any identifying marks;

(n) Overall health status, including chronic illnesses or allergies; and

(o) Personal physician (if known).

(11) Consistent with departmental procedures addressing participation in the National School Lunch and Breakfast Program, residential commitment program staff of state-operated programs and contracted programs that are classified as not-for-profit programs shall complete an Individual Determination Report form for each youth admitted to the program to ensure the youth is eligible to participation in the National School Lunch and Breakfast Program.

Specific Authority 985.483, 985.64 FS. Law Implemented 985.483(8)-(10) FS. History--New \_\_\_\_\_.

63E-4.010 Orientation.

(1) Youth admitted to the IRT program shall receive orientation to the program within 24 hours of admission.

(2) Orientation to the program shall include the following:

(a) Review of expectations, program rules and the behavior management system. This information shall be conspicuously posted including all program rules, schedules and youth responsibilities to allow easy access for staff and youth. Program staff shall discuss with each youth:

1. Services available;

2. Daily schedule;

3. Expectations and responsibilities of youth;

4. Written rules governing conduct;

5. Written behavioral management system and possible disciplinary actions;

6. Availability of and access to medical and mental health services;

(b) Items considered contraband. Youth shall be advised that bringing illegal contraband into the program or possessing illegal contraband while in the program is a violation of law for which the youth may be prosecuted;

(c) Performance planning process that involves the development of goals for each youth to achieve;

(d) Program's dress code for youth and hygiene practices;

(e) Program's procedures on visitation, mail, and use of the telephone;

(f) Anticipated length of stay in the program and what the youth must do in order to successfully complete the program and be eligible for release. Staff should also explain that the youth must complete each performance plan goal in order to be recommended for release from the program and that the release decision is ultimately up to the committing court;

(g) High-risk commitments are restricted to necessary, supervised off-campus activities, i.e. health and court-related activities. However, during the final 60 days of their residential stay and with court approval, youth in high-risk programs may be granted permission to leave the facility.

(h) Program's youth grievance procedures.

(i) What to do in the case of an emergency, including procedures for fire drills and building evacuation.

(j) Ensure that each newly admitted youth is familiar with the physical design of the facility, advising the youth which areas are accessible and which are not accessible to youth.

(k) Room Assignment. Shall introduce each newly admitted youth to other program staff and youth. The youth shall be informed of any assignments to a staff advisor and youth group, if applicable. In addition, each youth shall be assigned to a treatment team.

Specific Authority 985.483, 985.64 FS. Law Implemented 985.483 FS. History--New \_\_\_\_\_.

63E-4.011 Youth Services.

(1) Each program is expected to promote youth competency development in life skills such as:

(a) Recognizing and avoiding high-risk situations that could endanger self or others;

- (b) Controlling impulsive behaviors;
- (c) Coping;
- (d) Decision-making;
- (e) Problem-solving;
- (f) Organizing;
- (g) Planning;
- (h) Managing time; and
- (i) Searching and applying for jobs, job interviewing, and engaging in behaviors appropriate for work situations.

(2) Each program shall promote youth competency development in social skills to help them interact positively and constructively with others. Social skills include, but are not limited to:

- (a) Communicating effectively and constructively;
- (b) Recognizing emotional cues from others;
- (c) Improving relationship skills, such as differentiating positive and negative relationships; establishing positive relationships and avoiding negative ones; understanding relationship dynamics to include gender differences, relationship boundaries, dating relationships and behaviors, peer relationships, family relationships, relationships with employers and other authority figures, and relationships with other significant adults;
- (d) Differentiating and appropriately responding to social contexts; and
- (e) Engaging in constructive dialogue and peaceful conflict resolution.

(3) The residential program shall offer Impact of Crime classes or group sessions to youth committed to the intensive residential treatment program. The curriculum shall be conducted by a facility employee who has successfully completed the Impact of Crime and restorative justice training conducted by the department. Staff shall be trained in the principles of restorative justice and how to apply those principles to the IRT. The classes are intended to assist the youth to:

- (a) Develop remorse and empathy through understanding of how various crimes harm victims and communities;
- (b) Accept responsibility for past criminal actions;
- (c) Develop realistic strategies to address the harm they caused;
- (d) Peacefully resolve conflict;
- (e) Learn to bond with positive people in healthy relationships; and
- (f) Contribute to the community.

(4) Participation in the educational program is mandatory for students of compulsory school-attendance age, as defined in Section 1003.21, F.S. For programs operated by private providers, the school district may provide educational services directly or may contract with a private provider to deliver its own educational program.

(5) The educational program at the IRT shall establish an educational and prevocational training component consistent with juvenile justice education standards that includes:

(a) Basic Achievement Skills Inventory (BASI) or other common assessment tools identified by the Florida Department of Education;

(b) Performance plan goals (student outcomes) focused on post-placement needs. Based on the student assessment and identification of youth's needs, performance goals (educational, prevocational training outcomes) must be developed in conjunction with the youth. Performance goals must target educational and prevocational services that will assist the youth in acquiring the skills most needed to increase success upon release from the residential program to the community;

(c) Educational and prevocational or vocational curricula that are approved by the local school district, reviewed and revised at least annually and as needed based on skill acquisition demonstrated by youth in pre-testing and post-testing.

(d) Educational staff shall be qualified, competent and trained in the residential program's philosophy, treatment approach(es), behavior management system, and other treatment components of the program, as well as program safety and security procedures. They shall be trained specifically on how to work effectively with the program's young population. They shall also be trained in how to integrate support services with instruction and funding procedures for accessing resources. Educational staff shall receive in-service training in areas including but not limited to instructional delivery, understanding youth behavior and learning styles, and processes and procedures commonly used in juvenile justice educational programs.

(6) IRT program shall provide opportunities for youth to participate in recreation, leisure and physical fitness activities that are appropriate for pre-adolescents. Such activities shall be scheduled and reflected on the program's daily activity schedule. Youth shall be provided the opportunity for daily recreational activities, one hour of which allows the youth to engage in large muscle activity. In addition to structured outdoor recreational activities or activities in a gymnasium, the program shall provide activities that are non-physical in nature, such as board games, reading, art projects, and other such activities.

(7) Content of television programming, videos, movies, and video games shall be age appropriate and shall not promote violence, criminal activity, sexual situations, abusive situations, or inappropriate language. Program staff shall not allow youth to view television, videos, or movies that are rated above PG.

(8) Programs allowing youth to participate in water related activities shall have a water safety plan, which at a minimum, shall address the following:

- (a) Age and maturity of the youth who will participate;
  - (b) Identification of swimmers and non-swimmers;
  - (c) Special needs youth;
  - (d) Type of water in which the activity is taking place (pool or open water);
  - (e) Water conditions (clarity, turbulence, etc.);
  - (f) Bottom conditions;
  - (g) Lifeguard-to-youth ratio and positioning of lifeguards;
- and
- (h) Equipment needed for the activity.

(9) Off-Campus Activities. Youth committed to high-risk level commitment are restricted to necessary, supervised off-campus activities, i.e. health and court-related activities. During the final 60 days of their residential stay and with court approval, youth in high-risk programs may be granted permission to leave facility grounds (supervised and, under limited circumstances, unsupervised) to engage in transitional activities (enrollment in school, performance of community service, and home visits of no more than 72 hours). A risk assessment shall be conducted on all youth prior to any off campus activity.

(10) The Program Director shall ensure access to and provision of physical health services to all youth committed to the program. The health care delivery system shall include the following components:

(a) Intake Screenings and Assessments (also known as "routine medical and dental screening and evaluation") upon entry and at other specified times;

(b) Follow-up assessments at specified intervals (also known as "periodic evaluations") and ongoing treatment by licensed health care professionals as required by the presence of a chronic condition, a change in a youth's physical or mental health status, or the initiation of a new medication or medical regimen;

(c) Episodic care including first aid and/or emergency care;

(d) Sick call care;

(e) Medication management systems that facilitate the safe, effective, and documented storage and administration of medications, both prescription and over-the-counter, for acute and chronic physical, mental, and dental health conditions;

(f) Infection control measures to prevent the spread of disease;

(g) Age appropriate health education;

(h) Transitional healthcare planning; and

(i) Health care documentation system.

(11) The IRT shall have a designated health authority defined as the physician (MD or DO licensed pursuant to Chapter 458 or 459, F.S.) who, by agreement, employment, contract or other arrangement, provides and/or supervises the provision of health care within the facility.

(12) The Program Director shall ensure access to and provision of mental health services to all youth committed to the program. The mental health care delivery system shall include the following components:

(a) Mental health and substance abuse screening upon admission to determine if there are any immediate mental health or substance abuse needs;

(b) Comprehensive mental health and substance abuse evaluation or updated comprehensive evaluations for those youth identified by screening as in need of further evaluation;

(c) Access to mental health and substance abuse services, including psychotherapeutic intervention (primarily individual, group, and family counseling and psychosocial or psychoeducational skills training) and medical/somatic intervention (primarily administration and management of psychotropic medication), for youth in need of mental health and/or substance abuse treatment;

(d) Crisis intervention and suicide prevention services;

(e) Specialized services for non-routine situations where additional mental health expertise is needed, such as sex offender treatment or pharmacological treatment; and

(f) Emergency mental health and substance abuse care.

(g) A designated mental health authority will be accountable to the Program Director for ensuring that mental health services are appropriately provided in the IRT. This person shall be a licensed mental health professional (psychiatrist licensed pursuant to Chapter 458 or 459, F.S., psychologist licensed under Chapter 490, F.S., mental health counselor, clinical social worker or marriage and family therapist licensed under Chapter 491, F.S., or a psychiatric nurse as defined in Chapter 394.455(23), F.S.). A licensed mental health staff shall directly supervise unlicensed mental health staff.

Specific Authority 985.483, 985.64 FS. Law Implemented 985.483(9) FS. History--New \_\_\_\_\_.

63E-4.012 Construction.

(1) The department shall conduct an assessment of need for additional IRT programs prior to the siting or construction of more than one facility in any judicial circuit.

(2) The department shall ensure that any newly constructed or leased facility is designed to comply with the following:

(a) 25 or less beds;

(b) Separate and secure facilities;

(c) 35 square feet of space per youth for dayroom activities;

(d) Shall provide a minimum of 70 square feet of space for single room occupancy per youth. The room must have 35 square feet of clear floor space;

(e) A minimum of 35 square feet of space per youth for multipurpose room activities;

(f) A minimum of 56.25 square feet per youth for rooms used for educational purposes. Classroom size is based on a maximum of 16 youth in a class;

(g) A minimum of 50 square feet of space per youth for outside recreation;

(h) A minimum of one toilet to every eight youth, one wash basin for every eight youth and one shower for every eight youth;

(i) Ensure the facility meets the needs of disabled youth;

(j) Employ a CCTV system that includes but is not limited to, a color digital recording device. The Digital Video Recorder (DVR) must be capable of a minimum of 30 days recorded event storage within the hard drive, have a minimum setting of eight frames per second, have a minimum of 16 camera inputs, and be capable of remote viewing. All equipment must be surge protected and have a Universal Surge Protector (USP) backup and be connected to an emergency power supply; and

(k) Siting and construction activities shall comply with local zoning codes and requirements and be in compliance with all state building codes and requirements.

Specific Authority 985.483, 985.64 FS. Law Implemented 985.483(12) FS. History–New \_\_\_\_\_.

#### 63E-4.013 Program Monitoring and Evaluation.

(1) Periodic reviews by the DJJ regional residential monitor shall be conducted to ensure that quality services are provided, departmental standards are maintained, and departmental policies, related statutes, and rules are followed in contracted and state-operated programs. Monitoring is conducted monthly, quarterly, or semi-annually, based on risk factors determined in an annual assessment by the residential monitor. If there are major deficiencies noted in the residential monitor's site visit summary, the program shall submit an outcome-based corrective action plan (OBCAP) to the designated DJJ regional residential monitor.

(2) Security Audit. The DJJ region's security monitor shall conduct an audit of safety and security measures at least annually. The program shall develop a corrective action plan as instructed by the regional security monitor to address any non-compliance issues included in the security audit report. If the security monitor performs a Pre-Operational and Post-Operational Review or Quality Assurance program audit, that may be substituted as the annual security audit.

(3) For new programs or programs undergoing a change in provider, an on-site review will be conducted 30 to 45 days prior to the anticipated date of youth into the program. The review shall determine whether the program has the trained staff, policies, procedures, equipment, and supplies in place sufficient to begin accepting youth into the program. A favorable review will result in a Letter of Operation being issued by the department, authorizing the facility to begin admitting youth.

(4) A second on-site review is conducted 60 to 90 days after the facility commences operations to confirm full compliance in areas found in partial or non-compliance during the Pre-Operational Review to ascertain readiness to continue operations, and to determine additional programming needs.

(5) In some cases where federal funds are involved, audits may be conducted according to federal requirements. Other reviews or audits may be required per contract or departmental policy or as determined necessary by the department. For example, a Program Administrative Review may be conducted in a program by designated regional staff when the Assistant Secretary for Residential and Correctional Facilities determines a more detailed review of an incident is required. Also, an investigation may be conducted by the DJJ Inspector General's staff when determined necessary. In addition, there may be inspections or reviews required locally, for example, by the county.

Specific Authority 985.483, 985.64 FS. Law Implemented 985.483(8)-(9) FS. History–New \_\_\_\_\_.

#### 63E-4.014 Research Projects.

(1) All research project requests must follow the department's Institutional Review Board Research Proposal Review Process, prior to any contact with youth.

(2) No research project involving contact with youth or access to confidential information is authorized without the department's Institutional Review Board (IRB) and the Secretary's permission. Prior to any research project involving youth in the department's custody, the research project's lead researcher shall obtain permission from the youth and the youth's parents or legal guardian.

(3) The principal investigator of any research project shall meet the department's definition of a qualified researcher as defined by this rule.

Specific Authority 985.483, 985.64 FS. Law Implemented 985.483(11) FS. History–New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Michael Moore, Dept. of Juvenile Justice Residential Services  
NAME OF SUPERVISOR OR PERSON WHO APPROVED  
THE PROPOSED RULE: Charles Chervanik, Dept. of  
Juvenile Justice Assistant Secretary for Residential Services  
DATE PROPOSED RULE APPROVED BY AGENCY  
HEAD: December 22, 2006  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
PUBLISHED IN FAW: December 8, 2006

**DEPARTMENT OF JUVENILE JUSTICE**

**Detention Services**

RULE NOS.:           RULE TITLES:  
 63G-1.005           Fiscally Constrained Counties  
 63G-1.008           Annual Reconciliation

**PURPOSE AND EFFECT:** The rule amendments revise the procedure for notifying fiscally constrained counties that they may be responsible for a share of predisposition detention costs. The timing of the annual reconciliation is also amended.

**SUMMARY:** The amended rule provides that fiscally constrained counties be given early notice that the cost of predisposition secure detention will likely exceed the annual legislative appropriation. A rough estimate of the fiscally constrained counties share of the shortfall will be provided, and a payment period is established. The timing of the annual reconciliation for paying counties is also amended.

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

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

**SPECIFIC AUTHORITY:** 985.686(10) FS.

**LAW IMPLEMENTED:** 985.686 FS.

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

**DATE AND TIME:** Wednesday, February 14, 2007, 10:00 a.m.

**PLACE:** DJJ Headquarters, Knight Building, Room 312, 2737 Centerview Dr., Tallahassee, Florida

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS:** John Milla, 2737 Centerview Dr., Ste. 312, Tallahassee, FL 32399-3100, e-mail john.milla@djj.state.fl.us.

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

**63G-1.005 Fiscally Constrained Counties.**

(1) Each fiscally constrained county will be assigned a percentage computed by dividing its previous year's number of predisposition detention days by the total number of predisposition detention days used by all fiscally constrained counties during the previous year.

(2) Each county's percentage is multiplied by the amount appropriated by the legislature to pay the costs of detention care. For informational purposes, fiscally constrained counties will be invoiced for their prorated monthly share.

(3) If the total number of predisposition service days actually used by all fiscally constrained counties combined exceeds the previous year's usage for which appropriation was made by the legislature, matching funds will be required to

make up the shortfall. Fiscally constrained counties will be assessed for the amount of the shortfall under the following methodology:

(a) The total number of ~~excess~~ service days will be translated into a dollar figure based upon the percentage of increase over the original budgeted amount.

(b) Each fiscally constrained county will be responsible for a share of the shortfall computed by multiplying its assigned percentage calculated in subsection (1) by the total shortfall computed in paragraph (3)(a).

(4) The department shall determine whether an estimated shortfall is likely by July 31 at the end of the third quarter. If a shortfall is expected, the department shall provide fiscally constrained counties an estimate of their share of the expected shortfall on or before August 15 June 1.

(5) Fiscally constrained counties will be billed monthly for their share of the shortfall in equal monthly installments beginning November 1 through May 1 by August 1, and payment is due no later than November 1.

Specific Authority 985.2155(10) FS. Law Implemented 985.2155(4) FS. History--New 7-16-06, Amended.

**63G-1.008 Annual Reconciliation.**

(1) On or before January 31 November 30 of each year, the Department shall provide a reconciliation statement to each paying county. The statement shall reflect the difference between the estimated costs paid by the county during the past fiscal year and the actual cost of the county's usage during that period.

(2) If a county's actual usage is found to have exceeded the amount paid during the fiscal year, the county will be invoiced for the excess usage. The invoice will accompany the reconciliation statement, and shall be payable on or before April 1 January 31.

(3) If a county's actual usage was less than the estimated amounts paid during the fiscal year, the county will be credited for its excess payments. Credit will be reflected in the April November billing, which is mailed on March 1, and will carry forward as necessary.

Specific Authority 985.2155(10) FS. Law Implemented 985.2155(5) FS. History--New 7-16-06, Amended.

**NAME OF PERSON ORIGINATING PROPOSED RULE:** Beth Davis, Chief of Finance and Accounting, Dept. of Juvenile Justice

**NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE:** Jane McElroy, Director of Administration, Dept. of Juvenile Justice

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** January 8, 2007

**DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW:** September 15, 2006

**DEPARTMENT OF HEALTH**

**Board of Physical Therapy Practice**

RULE NO.: 64B17-3.001                      RULE TITLE: Licensure as a Physical Therapist by Examination

PURPOSE AND EFFECT: The Board proposes to amend language regarding foreign graduates educational credentials.

SUMMARY: The rule amendment will change required foreign graduates educational credentials.

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

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

SPECIFIC AUTHORITY: 486.025(1), 486.031(3) FS.

LAW IMPLEMENTED: 456.017, 486.031, 486.051 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Susan Love, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B17-3.001 Licensure as a Physical Therapist by Examination.

Every physical therapist who applies for licensure by examination shall satisfy and demonstrate to the Board that the applicant:

- (1) through (3) No change.
- (4) For foreign graduates, has received a determination that the credentials are equivalent to education required for licensure as a physical therapist in the United States. Educational credentials equivalent to those required for the education and preparation of physical therapists in this country shall be determined by the Foreign Credentialing Commission on Physical Therapy (FCCPT) ~~Federation of State Boards of Physical Therapy (FSBPT)~~ or any other Board approved credentialing agency that meets at least the following criteria:
  - (a) through (b) No change.
  - (c) Uses the Federation of State Boards of Physical Therapy (FSBPT) ~~Foreign Credentialing Commission on Physical Therapy (FCCPT)~~ coursework evaluation tool.
  - (d) through (h) No change.
  - (5) No change.

Specific Authority 486.025(1), 486.031(3) FS. Law Implemented 456.017, 486.031, 486.051 FS. History–New 8-6-84, Amended 6-2-85, Formerly 21M-7.20, Amended 5-18-86, Formerly 21M-7.020, 21MM-3.001, Amended 3-1-94, Formerly 61F11-3.001, Amended 12-22-94, 4-10-96, Formerly 59Y-3.001, Amended 12-30-98, 1-23-03, 4-9-06, 9-19-06,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Physical Therapy Practice

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Physical Therapy Practice

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 16, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 15, 2006

**DEPARTMENT OF HEALTH**

**Board of Physical Therapy Practice**

RULE NO.: 64B17-7.001                      RULE TITLE: Disciplinary Guidelines

PURPOSE AND EFFECT: The Board proposes to add a new subsection regarding disciplinary guidelines used for a licensee who fails to identify through written notice or orally to a patient, the type of license under which the practitioner is practicing.

SUMMARY: The rule amendment will add a new subsection for disciplinary guidelines for a licensee who through written notice or orally to a patient, fails to identify the type of license the licensee is practicing under.

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

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

SPECIFIC AUTHORITY: 456.072, 456.079, 486.025 FS.

LAW IMPLEMENTED: 456.072, 456.073, 456.079, 486.125 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Susan Love, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B17-7.001 Disciplinary Guidelines.

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

(cc) Section 456.072(1)(t), F.S.: Failing to identify through written notice or orally to a patient the type of license under which the practitioner is practicing – from a minimum fine of

\$1,000 up to a maximum fine of \$5,000 and/or suspension of license for two years followed by two years of probation. For a second offense, from a minimum fine of \$5,000 and/or two years of probation up to a maximum fine of \$10,000 and/or revocation of license. After the second offense, from a minimum fine of \$7,500 and/or six months of suspension followed by probation up to a maximum fine of \$10,000 and/or revocation.

(2) No change.

Specific Authority 456.036, 456.072, 456.079, 486.025 FS. Law Implemented 456.072, 456.073, 456.079, 486.125 FS. History—New 2-10-87, Formerly 21M-9.023, Amended 8-2-90, 10-14-91, 12-6-92, 3-24-93, Formerly 21MM-7.002, 61F11-7.002, 59Y-7.002, Amended 1-8-98, 8-3-00, 1-2-03, 4-9-06, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Physical Therapy Practice  
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Physical Therapy Practice  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 17, 2006  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 15, 2006

**DEPARTMENT OF HEALTH**

**Board of Physical Therapy Practice**

RULE NO.: 64B17-8.001  
RULE TITLE: Requirement for Instruction on Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome

PURPOSE AND EFFECT: The Board proposes to amend the rule to add a deadline for completion of HIV/AIDS education.

SUMMARY: The rule amendment will add a deadline for completion of HIV/AIDS education.

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

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

SPECIFIC AUTHORITY: 456.033, 486.025 FS.

LAW IMPLEMENTED: 456.033 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Susan Love, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B17-8.001 Requirement for Instruction on Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome.

(1) No change.

(2) ~~Applicants for initial licensure~~ Each licensee must ~~have completed~~ at least three clock hours on HIV/AIDS education no later than upon the licensee's first renewal of licensure. The Board shall accept coursework from schools of physical therapy, provided such coursework was completed after July 1, 1991.

(3) No change.

Specific Authority 456.033, 486.025 FS. Law Implemented 456.033 FS. History—New 6-3-90, Amended 9-30-91, 6-3-92, Formerly 21MM-8.001, 61F11-8.001, Amended 4-20-97, Formerly 59Y-8.001, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Physical Therapy Practice  
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Physical Therapy Practice  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 16, 2006  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 15, 2006

**DEPARTMENT OF HEALTH**

**Division of Family Health Services**

RULE NO.: 64F-12.026  
RULE TITLE: Cancer Donation Program

PURPOSE AND EFFECT: The purpose of the rule is to implement the cancer drug donation program authorized by section "1" of Florida Session Law 2006-310. The rule will implement the Florida Cancer Drug Donation statute.

SUMMARY: The rule implements a new statutory section that authorizes the Florida Cancer Drug Donation Program.

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

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

SPECIFIC AUTHORITY: 499.029(8) FS.

LAW IMPLEMENTED: 499.029 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Rebecca Poston, R. Ph., Executive Director, Board of Pharmacy-Drugs Devices and Cosmetics, 4052 Bald Cypress Way, Mail Bin C-04, Tallahassee, Florida 32399



THE FULL TEXT OF THE PROPOSED RULE IS:

64F-12.026 Cancer Donation Program.

The purpose of this section is to establish and maintain a cancer donation program under which unused cancer prescription drugs and cancer supplies may be donated and dispensed to eligible individuals who are diagnosed with cancer. This rule applies to the department or any person who donates, receives, dispenses or otherwise participates or wishes to participate in the cancer drug donation program.

(1) Recipient Eligibility Requirements.

(a) A Florida resident who is diagnosed with cancer is eligible to receive drugs or supplies under the cancer drug donation program.

(b) Unless benefits have been exhausted, or a certain cancer drug or supply is not covered by the prescription drug program, a Florida resident is ineligible to participate in the program if the person is eligible to receive drugs or supplies through the Medicaid program, third-party insurer or any other prescription drug program funded in whole or in part by the Federal Government.

(2) Donor Requirements.

Any of the following persons may donate legally obtained cancer drugs or supplies to a cancer drug donation program if the drugs and supplies meet the requirements in subsection (6) below, as determined by a pharmacist who is employed by or under contract with a cancer drug donation program participant facility:

(a) A patient or patient's representative whose cancer drugs or supplies have been maintained within closed drug delivery systems such as health care facilities, nursing homes, hospices, or hospitals with closed drug delivery systems.

(b) A physician licensed under Chapter 458 or 459, F.S. who receives cancer drugs or supplies directly from a drug manufacturer, drug wholesaler, or pharmacy.

(c) A pharmacy.

(d) A drug manufacturer.

(e) A medical device manufacturer or supplier.

(f) A wholesaler of drugs or supplies.

(g) Cancer drugs or supplies may not be donated to a specific cancer patient.

(3) Participant facility requirements include:

(a) Eligibility: Only a Class II Institutional Pharmacy, permitted under Chapter 465, F.S. that accepts, stores and dispenses donated drugs and supplies may participate in the cancer drug donation program.

(b) Notice of Participation: Participation in the cancer drug donation program is voluntary. To be eligible for participation in the cancer drug donation program a Class II Institutional Pharmacy must elect to participate and provide the department with all the following:

1. The name, street address, and telephone number of the pharmacy.

2. The name and telephone number of a pharmacist or another contact as determined by the pharmacist who is employed by or under contract with the pharmacy.

3. A statement indicating the pharmacy meets the eligibility requirements under paragraph (2)(a), herein.

(c) Withdrawal from participation: A pharmacy may withdraw from participation in the program upon at least 10 days written notification to the department.

(d) Storage:

Cancer drugs and supplies donated under the cancer drug program shall be stored in a secure storage area under environmental conditions appropriate for the drugs or supplies being stored. Donated drugs and supplies may not be stored with non-donated inventory.

(e) Dispensing:

1. Drugs and supplies shall be dispensed by a licensed pharmacist pursuant to the requirements in Chapter 465, F.S.

2. The pharmacist shall inspect cancer drugs and supplies for adulteration, misbranding, mislabeling, and the date of expiration before dispensing. Drugs or supplies that are tampered with, expired, adulterated, mislabeled or misbranded may not be dispensed.

3. Before a cancer drug or supply may be dispensed to a recipient, the recipient shall sign a cancer drug program recipient form and shall be orally notified that the drug or supply may have been previously dispensed.

4. Drugs and supplies shall be dispensed only to recipients who meet the following eligibility requirements:

i. Individuals who are uninsured;

ii. All other individuals who are otherwise eligible under subsection (1) herein to receive drugs or supplies from the cancer drug donation program.

(f) Recordkeeping requirements:

1. Donor and Recipient Forms shall be maintained at least 3 years.

2. Destruction of donated drugs or supplies records shall be maintained at least 3 years by the participant facility. For each drug or supply destroyed the record shall include all of the following information:

i. The date of destruction;

ii. The name, strength and quantity of the cancer drug destroyed;

iii. The name of the person or firm that destroyed the drug;

iv. The source of the drugs or supplies destroyed.

(4) Required Forms for Program Participants:

(a) Cancer Drug Donation Program Recipient Record, DOH form \_\_\_\_\_, effective \_\_\_\_\_ and incorporated herein by reference

(b) Cancer Drug Donation Program Donation, and Destruction Record, DOH Form \_\_\_\_\_, effective \_\_\_\_\_, and incorporated herein by reference.

(c) Cancer Drug Donation Program Notice of Participation or Withdrawal, DOH Form \_\_\_\_\_, effective \_\_\_\_\_, and incorporated herein by reference.

The above referenced required forms are available by contacting the Department of Health Drugs Devices and Cosmetics program at The Department of Health, Drugs Devices and Cosmetics Program, 4052 Bald Cypress Way, Mail Bin C-04, Tallahassee, Florida 32399, or by downloading them from the Program’s web site.

(5) Dispensing Fees:

A cancer drug program participant facility may charge the recipient of the drug or supply a handling fee of no more than 300% of the Medicaid dispensing fee or no more than \$15.00, whichever is less, for each cancer drug or supply dispensed.

(6) Categories of drugs and supplies eligible for donation.

(a) Cancer drugs. A cancer drug is eligible for donation under the cancer drug donation program only if all the following requirements are met:

1. The donation is accompanied by a completed cancer drug donation program donor form that is signed by the person making the donation or that person’s authorized representative;

2. The drug’s expiration date is at least 6 months later than the date that the drug was donated and its tamper resistant packaging is intact;

3. The drug is in its original, unopened, sealed, tamper-evident unit dose packaging that includes the drug’s lot number and expiration date. Single-unit dose drugs may be accepted if the single-unit dose packaging is unopened;

4. Cancer drugs billed to and paid for by Medicaid in long-term care facilities are not eligible for donation unless not reimbursable by Medicaid.

(b) Cancer supplies. Cancer supplies are eligible for donation under the cancer drug donation program only if the supplies meet all the following requirements:

1. The supplies have not been tampered with or mislabeled; the supplies are in their original, unopened, sealed packaging;

2. The supplies are accompanied by a completed cancer drug program form that is signed by the person making the donation or that person’s authorized representative.

(c) Drugs and supplies not eligible for donation. All of the following drugs are ineligible for donation or acceptance under the cancer drug donation program.

1. Substances listed in Schedule II, Schedule III, Schedule IV or Schedule V of Section 893.03, F.S.;

2. Drugs and supplies that do not meet the criteria under paragraph (6)(b), herein;

3. Drugs that expire less than 6 months after the date of donation.

(7) The Department shall establish a website to maintain the list of the Class II Institutional Pharmacies participating in the Cancer Drug Donation Program. The website shall also contain links to cancer drug manufacturers that offer drug assistance programs or free medication.

Specific Authority 499.029(8) FS. Law Implemented 499.029 FS. History–New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Rebecca Poston

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Rebecca Poston

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 8, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 4, 2006

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Worker’s Compensation**

RULE NO.:	RULE TITLE:
69L-7.100	Florida Workers’ Compensation Reimbursement Manual for Ambulatory Surgical Centers (ASCs)

PURPOSE AND EFFECT: To adopt the new version of the Florida Workers’ Compensation Reimbursement Manual for Ambulatory Surgical Centers, 2006 Edition, to implement the reimbursement rates authorized by the Three-Member Panel pursuant to Section 440.13(12), F.S., at its meeting on December 14, 2006. In addition, the proposed Rule 69L-7.100 will adopt updated versions of the American Medical Association Current Procedural Terminology, CPT® 2007 Professional Edition, Copyright 2006, the American Medical Association “Healthcare Common Procedure Coding System, Medicare’s National Level II Codes Manual” HCPCS® 2007, Nineteenth Edition, Copyright 2006, and the American Dental Association Current Dental Terminology, CDT® 2007/08, Copyright 2006, and the Florida Workers’ Compensation Health Care Provider Reimbursement Manual, 2006 Edition.

SUMMARY: Rule amendment reflecting changes to certain reimbursement levels, policy instructions, and, reference materials as authorized by Florida’s Three-Member Panel.

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

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

SPECIFIC AUTHORITY: 440.13(4), (14), 440.591 FS.

LAW IMPLEMENTED: 440.13(7), (12), (14) FS.

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

DATE AND TIME: Tuesday, February 13, 2007; 9:00 a.m.  
 PLACE: 104J Hartman Building, 2012 Capital Circle, S.E., Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Don Davis, Division of Workers' Compensation, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-4226, phone (850)413-1711

THE FULL TEXT OF THE PROPOSED RULE IS:

69L-7.100 Florida Workers' Compensation Reimbursement Manual for Ambulatory Surgical Centers (ASCs).

(1) The Florida Workers' Compensation Reimbursement Manual for Ambulatory Surgical Centers, 2006 2005 Edition, (ASC Reimbursement Manual) is incorporated adopted by reference as part of this rule. The ASC Reimbursement Manual contains the Maximum Reimbursement Allowances determined by the Three-Member Panel, pursuant to Section 440.13 (12), Florida Statutes and establishes reimbursement policies, guidelines, codes and maximum reimbursement allowances (MRAs) for ambulatory surgical facility services, which are items and services provided to an injured worker in connection with a surgical procedure performed in an Ambulatory Surgical Center. The ASC Reimbursement Manual is available for inspection during normal business hours at the Florida Department of Financial Services, Document Processing Section, 200 East Gaines Street, Tallahassee, Florida 32399-0311, or via the Department's web site at <http://www.fldfs.com/wc>, contains basic instructions and information for all ambulatory surgical centers and insurers concerning reimbursement of claims for ambulatory surgical facility services.

(2) The ASC division has incorporated in the Florida Workers' Compensation Reimbursement Manual refers to a number of for Ambulatory Surgical Centers, 2005 Edition, procedure codes and modifiers that are consistent with the Physicians' Current Procedural Terminology (CPT®), developed and published by the American Medical Association. When a service or procedure is performed that does not have a code listed in the ASC Reimbursement Manual, the Ambulatory Surgical Center shall refer to the Current Procedural Terminology (CPT®), 2007 Professional Edition, Copyright 2006, American Medical Association, 2005 Profession Edition, Copyright 2004, American Medical Association. This which is hereby incorporated publication is adopted by reference as part of this rule. When a procedure is performed which is not listed in the manual, the ambulatory

~~surgical center must use the appropriate code and descriptor contained in the Physicians' Current Procedural Terminology (CPT®), 2005 Professional Edition, Copyright 2004, American Medical Association.~~

(3) The Current Dental Terminology (CDT-2007/2008), Copyright 2006, American Dental Association, and the Healthcare Common Procedure Coding System, Medicare's National Level II Codes, HCPCS 2007, Nineteenth Edition, Copyright 2006, Ingenix Publishing Group, are incorporated by reference as part of this rule, for dental D codes, injectable J codes, and other medical services or supply codes as specified in the ASC Reimbursement Manual. The Florida Workers' Compensation Reimbursement Manual for Ambulatory Surgical Centers, 2005 Edition, incorporated above, is available for inspection during normal business hours at the Florida Department of Financial Services, Document Processing Section, 200 East Gaines Street, Tallahassee, Florida 32399-0311, or via the Department's web site at <http://www.fldfs.com>.

(4) The Florida Workers' Compensation Health Care Provider Reimbursement Manual, 2006, incorporated by reference into Rule 69L-7.020, F.A.C., is also incorporated by reference into this rule. The Florida Workers' Compensation Health Care Provider Reimbursement Manual, 2006, is available for inspection during normal business hours at the Florida Department of Financial Services, Document Processing Section, 200 East Gaines Street, Tallahassee, Florida 32399-0311, or via the Department's web site at <http://www.fldfs.com/wc>.

Specific Authority 440.13(4), (14), 440.591 FS. Law Implemented 440.13(7), (12), (14) FS. History—New 8-7-91, Amended 12-31-92, Formerly 38F-7.100, 4L-7.100, Amended 9-4-05, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Don Davis, Office of Data Quality and Collection, Division of Workers' Compensation

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Dan Sumner, Assistant Director, Division of Workers' Compensation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 6, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 20, 2006

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Worker's Compensation**

RULE NO.:	RULE TITLE:
69L-7.501	Florida Workers' Compensation Reimbursement Manual for Hospitals

PURPOSE AND EFFECT: To adopt the new version of the Florida Workers' Compensation Reimbursement Manual for Hospitals, 2006 Edition, to implement the reimbursement rates

authorized by the Three-Member Panel pursuant to Section 440.13(12), F.S., at its meeting on December 14, 2006. In addition, the proposed Rule 69L-7.501 will incorporate by reference versions of the Florida Workers' Compensation Medical Services Billing, Filing and Reporting Rule, (Rule 69L-7.602, F.A.C.) and the Florida Workers' Compensation Health Care Provider Reimbursement Manual.

SUMMARY: Rule amendment reflecting changes to certain reimbursement levels, policy instructions, and, reference materials as authorized by Florida's Three-Member Panel.

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

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

SPECIFIC AUTHORITY: 440.13(12), (14), 440.591 FS.

LAW IMPLEMENTED: 440.13(7), (12), (14) FS.

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

DATE AND TIME: Tuesday, February 13, 2007, 1:00 p.m.

PLACE: 104J Hartman Building, 2012 Capital Circle, S.E., Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Don Davis, Division of Workers' Compensation, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-4226, phone (850)413-1711

THE FULL TEXT OF THE PROPOSED RULE IS:

69L-7.501 Florida Workers' Compensation Reimbursement Manual for Hospitals.

(1) The Florida Workers' Compensation Reimbursement Manual for Hospitals, ~~2006~~ ~~2004 Second Edition~~, is adopted by reference as part of this rule. The ~~Hospital Manual~~ contains the Maximum Reimbursement Allowances (MRAs) determined by the Three Member Panel, pursuant to Section 440.13(12), Florida Statutes, and establishes reimbursement policies, procedures, principles and standards for implementing statutory provisions regarding reimbursement for medically necessary services and supplies provided to injured workers in a hospital setting and per diem rates for hospital services and supplies. The policy, procedures, principles and standards in the Manual are in addition to the requirements established by the Florida Workers' Compensation Medical Services Billing, Filing and Reporting Rule, Rule 69L-7.602, F.A.C. The Reimbursement Manual for Hospitals is available for inspection during normal business hours at the Florida Department of Financial Services,

Document Processing Section, 200 East Gaines Street, Tallahassee, Florida 32399-0311, or may be obtained free of charge by print or download from the Department's website at <http://www.fldfs.com/wc>.

(2) ~~The Florida Workers' Compensation Health Care Provider Reimbursement Manual [HCP RM], 2006, incorporated by reference into Rule 69L-7.020, F.A.C.; and the Workers' Compensation Medical Services Billing, Filing and Reporting Rule, Rule 69L-7.602, F.A.C., are also incorporated by reference into this rule. Both rules and the HCP RM are available for inspection during normal business hours at the Florida Department of Financial Services, Document Processing Section, 200 East Gaines Street, Tallahassee, Florida 32399-0311, or via the Department's web site at <http://www.fldfs.com/wc>. Form DWC-90, Uniform Bill (rev. 1992), also known as the UB 92, or HCFA 1450, is hereby incorporated by reference as part of this rule. The Florida Workers' Compensation Health Care Provider Reimbursement Manual 2004, Second Edition, is incorporated by reference as part of this rule also. The reimbursement policies, billing codes and maximum reimbursement allowances for physical therapy, occupational therapy, speech therapy, radiology and clinical laboratory services contained in the manual shall be applied to hospital services provided on an outpatient basis only.~~

~~(3) The Florida Workers' Compensation Reimbursement Manual for Hospitals, incorporated in subsection (1) above, and Form DWC-90 are available for inspection during normal business hours at the State of Florida Department of Financial Services, Document Processing Section, 200 East Gaines Street, Tallahassee, Florida 32399-0311, or via the Department's website at <http://www.fldfs.com>.~~

Specific Authority 440.13(12), (14), 440.591 FS. Law Implemented 440.13(7), (12), (14), FS. History—New 6-9-87, Amended 6-1-92, 10-27-99, 7-3-01, Formerly 38F-7.501, 4L-7.501, Amended 12-4-03, 1-1-04, 7-4-04,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Don Davis, Office of Data Quality and Collection, Division of Workers' Compensation

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Dan Sumner, Assistant Director, Division of Workers' Compensation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 6, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 20, 2006

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

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.:                   RULE TITLE:  
6A-4.0012                   Application Information  
                                  NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 32, No. 50, December 15, 2006 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NOS.:	RULE TITLES:
6A-20.020	Seminole and Miccosukee Indian Scholarships
6A-20.025	Grants for Teachers for Special Training in Exceptional Student Education
6A-20.039	Florida Teacher Scholarship and Forgivable Loan Program
6A-20.040	Occupational Therapist or Physical Therapist Tuition Reimbursement Program
6A-20.041	Occupational Therapist or Physical Therapist Student Loan Forgiveness Program
6A-20.042	Occupational Therapist or Physical Therapist Scholarship Loan Program
6A-20.044	Limited Access Competitive Grant

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 32, No. 50, December 15, 2006 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF REVENUE**

**Corporate, Estate and Intangible Tax**

RULE NO.:                   RULE TITLE:  
12C-1.051                   Forms  
                                  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. 32, No. 52, December 29, 2006 issue of the Florida Administrative Weekly. The changes proposed in paragraph (b) of subsection (8) of Rule 12C-1.051, F.A.C., to incorporate, by reference, changes to Form F-1120XN (Instructions for Preparing Form F-1120X

Amended Florida Corporate Income/Franchise and Emergency Excise Tax Return) have been withdrawn. When adopted, that paragraph will reflect "No change."

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

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

**STATE BOARD OF ADMINISTRATION**

**Florida Prepaid College Board**

RULE NO.:                   RULE TITLE:  
19B-8.004                   Scholarship Programs  
                                  NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to Rule 19B-8.003 which was noticed as a proposed rule in Vol. 32, No. 45, November 9, 2006 issue of the Florida Administrative Weekly and adopted on January 1, 2007. The above-referenced Rule which was proposed and adopted as Rule 19B-8.003 shall be corrected and renumbered as Rule 19B-8.004.

The foregoing correction does not affect the substance of the Rule.

THE PERSON TO BE CONTACTED REGARDING THE ABOVE CORRECTION IS: Thomas J. Wallace, Executive, Director, 1801 Hermitage Boulevard, Suite 210, Tallahassee, Florida 32308, telephone (850)488-8514

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE NO.:                   RULE TITLE:  
59G-4.230                   Physician Services

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 32, No. 44, November 3, 2006 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

RULE NO.:                   RULE TITLE:  
61G15-22.0105              Standard for Laws and Rules Course Providers

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 32, No. 31, August 4, 2006 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**DEPARTMENT OF JUVENILE JUSTICE**

**Detention Services**

RULE NOS.:	RULE TITLES:
63G-1.005	Fiscally Constrained Counties
63G-1.007	Quarterly Reporting
63G-1.008	Annual Reconciliation
63G-1.009	Dispute Resolution and Collection

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 32, No. 50, December 15, 2006 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.:	RULE TITLE:
64B8-55.002	Citations

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 32, No. 43, October 27, 2006 issue of the Florida Administrative Weekly.

The correction is in response to written comments submitted by the Staff of the Joint Administrative Procedures Committee. The correction is as follows so that the rule reads as:

- 64B8-55.002(5)a. Reference to Rule 64B8-51.006(g)(4), F.A.C. will be corrected to 64B8-51.006(3)(g)4.
- 64B8-55.002(5)c. Reference to Rule 64B8-51.006(g)(9), F.A.C. will be corrected to 64B8-51.006(3)(g)(9), F.A.C.
- 64B8-55.002(5)d. Reference to Rule 64B8-51.006(g)(6), F.A.C. will be corrected to 64B8-51.006(3)(g)6., F.A.C.
- 64B8-55.002(5)e. Reference to Rule 64B8-51.006(g)(8), F.A.C. will be corrected to 64B8-51.006(3)(g)8., F.A.C.
- 64B8-55.002(5)h. Reference to Rule 64B8-51.006(4)(e), F.A.C. will be corrected to 64B8-51.006(4)(c), F.A.C.
- 64B8-55.002(5)j. Reference to Rule 64B8-51.006(g)(7), F.A.C. will be corrected to 64B8-51.006(3)(g)7., F.A.C.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Susan Love, Executive Director, Electrolysis Council, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

**DEPARTMENT OF HEALTH**

**Board of Respiratory Care**

RULE NO.:	RULE TITLE:
64B32-2.001	License by Endorsement

**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. 32, No. 37, September 15, 2006 issue of the Florida Administrative Weekly.

The Board held a public hearing on this rule on April 7, 2006, in Tampa, Florida, and determined a change to this rule should be made.

The changes are as follows:

(d) An applicant who has been out of the practice of respiratory care for 2 years or more must complete a Board-approved comprehensive review course in order to ensure that he or she has the sufficient skills to re-enter the profession. Board-approved comprehensive course means any course or courses which includes, at a minimum, fourteen (14) direct contact education hours in the topics and numbers of hours as follows (for the purpose of this section, home study courses are not permitted):

General respiratory care (including medication) \_\_\_\_\_ 1 hour

Specific Authority 468.353(1), 468.358(3) FS. Law Implemented 468.358(2), (3), 468.365 FS. History--New 4-29-85, Formerly 21M-34.02, 21M-34.002, 61F6-34.002, 59R-71.002, 64B8-71.002, Amended 7-22-02, 8-28-05,\_\_\_\_\_.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Susie Love, Executive Director, Board of Respiratory Care, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of State Fire Marshal**

RULE NO.:	RULE TITLE:
69A-62.021	General Guidelines for Firefighter Employer Comprehensive Safety and Health Programs

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 32, No. 3, January 20, 2006 issue of the Florida Administrative Weekly has been withdrawn.

**FINANCIAL SERVICES COMMISSION**

**Office of Insurance Regulation**

RULE NO.:	RULE TITLE:
69O-186.017	Certificate of Mortgage Release

**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. 32, No. 47, November

22, 2006, of the Florida Administrative Weekly. These changes are being made to address concerns expressed at the public hearing.

Rule 69O-186.017 is changed to read:

69O-186.017 Certificate of Mortgage Release.

(1) The actuarially sound premium that may be charged for recording a certificate of mortgage release pursuant to Section 701.041, Florida Statutes, is a reasonable fee for actual work performed during the recording of the certificate of mortgage release, not to exceed twenty-five dollars.

Specific Authority 701.041(9) FS. Law Implemented 701.041(9) FS. History—New \_\_\_\_\_.

## Section IV Emergency Rules

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

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

### **DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

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

### **DEPARTMENT OF TRANSPORTATION**

NOTICE IS HEREBY GIVEN that, on January 2, 2007, the Florida Department of Transportation issued an order granting the Petition of Polk County, seeking a variance from the provisions of Rule Chapter 14-94, F.A.C. The Petition was received by the Department on September 27, 2006. The Department published its notice of receipt of the petition in the October 20, 2006, edition of the F.A.W. Rule Chapter 14-94, F.A.C., establishes the statewide minimum level of service standards. The Department's order, issued in DOT Case No. 06-117, granted the petition because the variance serves the purpose of Rule 14-94.003, F.A.C., and the statutes implemented.

A copy of the Department's order may be obtained from: Clerk of Agency Proceedings, Department of Transportation, 605 Suwannee Street, M.S. 58, Tallahassee, Florida 32399-0458. For additional information, contact James C. Myers at (850)414-5393.

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

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

### **PUBLIC SERVICE COMMISSION**

NOTICE IS HEREBY GIVEN that on September 11, 2006, the Florida Public Service Commission has issued an order.

Grove Utilities, Inc.'s petition for waiver of paragraphs 25-30.033(1)(h), (j), (k), (m), (r), (t), (u), (v), and (w), Florida Administrative Code, filed September 11, 2006, in Docket No. 060601-WS, was approved by the Commission at its November 21, 2006 Agenda Conference. Proposed Agency Action (PAA) Order No. PSC-06-1015-PAA-WS, issued December 11, 2006 memorialized the decision, and was consummated and finalized by Consummating Order No. PSC-07-0014-CO-WS, issued on January 3, 2007. The rules address the preliminary setting of rates and charges in an original certificate application. The petition was approved on the basis that the utility had shown that the purpose of the underlying statute would be achieved by other means and application of the rule would create substantial hardship. Notice of the petition was published in the Florida Administrative Weekly on September 29, 2006, with an amendatory notice being published on October 6, 2006.

A copy of the Order can be obtained from either the Division of the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770 or the Commission's website <http://www.psc.state.fl.us>.

NOTICE IS HEREBY GIVEN that on December 29, 2006, the Florida Public Service Commission, received a petition for a rule variance from paragraph 25-30.033(1)(l), Florida Administrative Code, from Silver Lake Utilities, Inc., in Docket No. 060726-WS. That Rule requires an application for original certificate to include a description of the water and wastewater service territory proposed to be served according to the technical legal description requirements of subsection 25-30.030(2), Florida Administrative Code. The petition requests to abbreviate the legal description required by paragraph 25-30.033(1)(l), Florida Administrative Code.

Comments on the petition should be filed with the Commission's Division of the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within 14 days of publication of this notice. A copy of the Petition for Variance or Waiver may be obtained by contacting: Florida Public Service Commission, Division of the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850 or at <http://www.psc.state.fl.us>. For additional information, please contact Rosanne Gervasi, Office of the General Counsel, at the above address or telephone (850)413-6224.

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### WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN that on December 26, 2006, the St. Johns River Water Management District, received a petition for renewal of variance on December 26, 2006, the Florida Department of Environmental Protection, Recreation and Parks (FDEP). Pursuant to Section 373.414(17), F.S., FDEP is seeking a variance from paragraph 40C-4.302(1)(c), F.A.C., and the associated portions of the Applicant's Handbook: Management and Storage of Surface Waters, including Sections 10.1.1(c), 12.1.1(d) and 12.2.5(c), with respect to Environmental Resource Permit Application 4-061075850-3, for widening and lengthening the existing boat ramps along with the construction of a floating dock at Sebastian Inlet State Park, in Indian River County. Most of the planned construction is proposed to occur directly in a portion of the Indian River, which is categorized as a Class II water classified by the Department of Agricultural and Consumer Services as conditionally restricted for shellfish harvesting.

Comments on this petition should be filed with: District Clerk, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177-2529, within 14 days of publication of this notice. The petition has been assigned F.O.R. Number 2004-99.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kealey West, Assistant General Counsel, Office of General Counsel, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177-2529, (386)312-2317.

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### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that on December 27, 2006, the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsection 61C-4.010(7), Florida Administrative Code, from Billy's Dockside Pizzeria located in Naples. The above referenced F.A.C. states ...each public food service establishment shall maintain a minimum of one public bathroom for each sex, properly designated.... The proposed

establishment does not have bathroom facilities for patrons. They are requesting a variance to have a seating capacity of 50 and use centrally located public bathrooms.

This variance request was approved January 4, 2007, and is contingent upon the Petitioner notifying guests to the location of the public bathroom facilities by directional signage, ensuring public bathrooms are functional, has hot and cold running water at all times, provided with soap and an approved method to dry hands, kept in a clean and sanitary manner, and available during all hours of operation. Seating shall not exceed fifty (50) which includes inside and outside seating. Any violation of the variance is the equivalent of a violation of the Rule and may result in a rescission of the variance, and subject the Petitioner to disciplinary sanctions as enumerated in Section 509.261, Florida Statutes.

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NOTICE IS HEREBY GIVEN that on December 27, 2006, the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsection 61C-4.010(7), Florida Administrative Code, from Billy's Dockside Pizzeria located in Naples. The above referenced F.A.C. states ...each public food service establishment shall maintain a minimum of one public bathroom for each sex, properly designated.... The proposed establishment does not have bathroom facilities for patrons. They are requesting a variance to have a seating capacity of 50 and use centrally located public bathrooms.

A copy of the Petition can be obtained from: Xenia Bailey, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m.

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NOTICE IS HEREBY GIVEN that on January 5, 2007, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsections 61C-4.010(1) and 61C-4.010(6), Florida Administrative Code, from Chely's Catering of Orlando. The above referenced F.A.C. addresses food supplies, food protection, and physical facilities-except as specifically provided in this rule, public food service establishments shall be subject to the provisions of chapter three and chapter six of the FDA Food Code. They are requesting to do open air food service on a Mobile Food Dispensing Vehicle.

A copy of the Petition can be obtained from: Xenia Bailey, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.



The Division of Hotels and Restaurants will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m.

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NOTICE IS HEREBY GIVEN that on December 18, 2006, the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsection 61C-4.010(7), Florida Administrative Code, from Palm Island Pizza located in Cape Haze. The above referenced F.A.C. states ...each public food service establishment shall maintain a minimum of one public bathroom for each sex, properly designated.... The proposed establishment does not have bathroom facilities for patrons. They are requesting a variance to have a seating capacity of 10 and use public bathrooms located upstairs at a licensed restaurant.

This variance request was approved January 4, 2007 and is contingent upon the Petitioner notifying guests to the location of the public bathroom facilities by directional signage, ensuring public bathrooms are functional, has hot and cold running water at all times, provided with soap and an approved method to dry hands, kept in a clean and sanitary manner, and available during all hours of operation. Seating shall not exceed ten (10) as noted on the submitted application and plans which includes inside and outside seating. Any violation of the variance is the equivalent of a violation of the Rule and may result in a rescission of the variance, and subject the Petitioner to disciplinary sanctions as enumerated in Section 509.261, Florida Statutes.

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NOTICE IS HEREBY GIVEN that on December 18, 2006, the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsection 61C-4.010(7), Florida Administrative Code, from Palm Island Pizza located in Cape Haze. The above referenced F.A.C. states ...each public food service establishment shall maintain a minimum of one public bathroom for each sex, properly designated.... The proposed establishment does not have bathroom facilities for patrons. They are requesting a variance to have a seating capacity of 10 and use public bathrooms located upstairs at a licensed restaurant.

A copy of the Petition can be obtained from: Xenia Bailey, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m.

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NOTICE IS HEREBY GIVEN that the Division of Pari-Mutuel Wagering, Department of Business and Professional Regulation, has issued a Final Order on Petition for Variance and/or Waiver in response to a Petition for a

Variance and/or Waiver from Diebold, Incorporated, Petitioner, in DBPR Case No. 2006053257. The Petition lists sections Section 120.542, Florida Statutes, Chapter 551, Florida Statutes, and Rule 61D-14.006, Florida Administrative Code, as the statutory/administrative provisions upon which a variance and/or waiver is being sought. The Final Order advises that: the department will not waive the requirement for licensure but hereby grants a specific variance to the Petitioner for application and licensure under the circumstances of the instant case with conditions. The Petitioner, upon availing itself of this specific variance, thereby agrees to subject its entire corporate entity to the regulatory requirements and mandates of Chapter 551, Florida Statutes, and applicable rules. This provision of the variance specifically instructs that any disciplinary action taken as to the Petitioner's Regional Solutions Manager's conduct or actions shall be applied to the Petitioner's corporate record of performance within this state as it relates to slot machine gaming licensure.

A copy of the Final Order on Petition for Variance and/or Waiver may be obtained by writing to: Agency Clerk, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399.

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NOTICE IS HEREBY GIVEN that on January 4, 2007, the Barbers' Board has issued an order.

Granting the Petition for Variance or Waiver, with conditions, finding that Petitioner was in substantial compliance with Section 120.542, F.S., and Chapter 28-104, F.A.C. The Board determined that Petitioner demonstrated that a strict application of subsection 61G3-19.011(17), F.A.C. violated the principles of fairness with regard to Petitioner given her age, her ailing health and the fact that she relies on her dog for safety and security in the barbershop while she is there running her business and that a variance of the rule, only under the following conditions, would serve the purposes of the underlying statute: (a) Petitioner must keep her dog locked in an office in the back of the barbershop where barbering services are not performed and (b) Petitioner must post a sign outside the front of the shop stating that no pets are allowed in the shop with the exception of trained animals to assist the hearing or visually impaired, or the physically disabled.

A copy of the Order may be obtained by contacting: Robyn Barineau, Executive Director, Barbers' Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0790, (850)487-1395.

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NOTICE IS HEREBY GIVEN that on September 11, 2006, the Construction Industry Licensing Board has issued an order.

The Board reviewed the petition filed by Craig Fessler, at its meeting held August 11, 2006, in Tampa, Florida. The Board's Final Order, filed in this cause on September 11, 2006, finds

that the Petitioner's waiver is granted. The Petitioner is allowed two years in which to pass all parts of the test as specified in Rule 61G4-16.009, F.A.C.

A copy of the Order may be obtained by contacting: Construction Industry Licensing Board, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750.

NOTICE IS HEREBY GIVEN that on December 19, 2006, the Board of Accountancy, received a petition for Eugene J. Alphonse, seeking a variance or waiver of paragraph 61H1-33.003(1)(a), Florida Administrative Code, and the requirement that in any given reestablishment period, at least 80 hours of continuing education credits must be earned. Mr. Alphonse is also seeking a variance or waiver of subsection 61H1-31.001(9), Florida Administrative Code, which establishes the deadline for submitting the laws and rules examination for licensure renewal. Finally, Mr. Alphonse is seeking a variance or waiver of subsection 61H1-31.001(10), Florida Administrative Code, which establishes the fee for a late submission of the Continuing Professional Education reporting form.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Veloria Kelly, Acting Division Director, Board of Accountancy, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607, (352)333-2505. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

NOTICE IS HEREBY GIVEN that on December 19, 2006, the Board of Accountancy, received a petition for Justin Gwin, seeking a variance or waiver of paragraph 61H1-28.0052(1)(b), Florida Administrative Code, and the requirement that the candidate must pass all four sections of the CPA examination within a rolling eighteen-month period, which begins on the date that the first test sections(s) passed is taken.

Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice. A copy of the Petition for Variance or Waiver may be obtained by contacting: Veloria Kelly, Acting Division Director, Board of Accountancy, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607, (352)333-2505.

NOTICE IS HEREBY GIVEN that on December 19, 2006, the Board of Accountancy, received a petition for John M. Hunt, seeking a variance or waiver of paragraph 61H1-28.0052(4)(b), Florida Administrative Code, and the requirement that a conditioned candidate must pass all four sections of the CPA examination during the transition period.

Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice. A copy of the Petition for Variance or Waiver may be obtained by

contacting: Veloria Kelly, Acting Division Director, Board of Accountancy, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607, (352)333-2505.

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#### DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

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NOTICE IS HEREBY GIVEN that on December 13, 2006, the Department of Environmental Protection, received a petition for a variance, from Coastal Engineering Consultants, Inc., on behalf of the Town of Hillsboro Beach Board of Commissioners, Broward Co. The petition is for a variance from paragraph 62B-41.0075(b), F.A.C. The petition has been assigned File No.: 0269543-002-EV.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Department of Environmental Protection, Bureau of Beaches and Coastal Systems, 3900 Commonwealth Blvd. Mail Station 300, Tallahassee, Florida 32399-3000; Attn.: Lizbeth Childs, (850)413-7787.

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#### DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN that on January 2, 2007, the Board of Dentistry, received a petition for a waiver or variance of subsection 64B5-2.0146(2), F.A.C., with respect to the following licensure requirements: that each applicant for a Florida dental license successfully completes remediation to the level of a graduation senior filed by Edwin A. Bayo, Esq., on behalf of Bilal Shammout, D.D.S.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sue Foster, Executive Director, at 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258, (850)245-4474.

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NOTICE IS HEREBY GIVEN that on December 21, 2006, the the Board of Dentistry, received a petition for a waiver or variance of subsection 64B5-2.0146(2), F.A.C., with respect to the following licensure requirements: (1) that each applicant for a Florida dental license successfully completes remediation to the level of a graduation senior and (2) provide transcripts from the sponsoring institution so indicating filed by Allan R. Grossman, Esq., on behalf of Eduardo Nicolaievsky.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sue Foster, Executive Director, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258, (850)245-4474.

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NOTICE IS HEREBY GIVEN that on December 11, 2006, the the Board of Dentistry, received a petition for seeking a waiver or variance of subparagraph 64B5-2.013(2)(d)2., F.A.C. An

Amended Petition for Variance or Waiver was filed on December 19, 2006. The Amended Petition seeks a waiver or variance of subparagraph 64B5-2.013(2)(d)2., F.A.C., with respect to the following licensure requirements: that each applicant that fails to achieve a final grade of 3 or better, as a general average, on the clinical or practical portion because of a failing grade on more than one part of the clinical or practical portion, the applicant shall be required to retake the entire clinical or practical portion, filed by Allen R. Grossman, Esq., on behalf of Kaneshia I. Scott, D.D.S.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sue Foster, Executive Director, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258, (850)245-4474.

NOTICE IS HEREBY GIVEN that on August 10, 2006, the Board of Dentistry has issued an order.

The Board of Dentistry hereby gives notice that it has issued an Order on the Petition for Variance/Waiver, which was filed on August 10, 2006 on behalf of Patricia A. Hornback, D.M.D. The Notice of Petition for Variance/Waiver was published in the F.A.W., Vol. 32, No. 34, August 25, 2006. The Petitioner sought a Variance/Waiver with regard to the provisions requiring appropriate training under Rule 64B5-14.003, F.A.C., entitled, "Training, Education, Certification, and Requirements for Issuance of Permits." Specifically, the Petitioner requested that the 1 year of advanced training required by Rule 64B5-14.003, F.A.C., be waived for the purpose of Petitioner obtaining a general anesthesia permit under this Rule and that Petitioner's six month training completed in 1979, being the norm according to rules then, be accepted now for the purpose of obtaining a general anesthesia permit. The Board of Dentistry considered the Petition at its meeting held on September 15, 2006, in Gainesville, Florida. The Board's Order, filed on October 13, 2006, granted the Petition for waiver of Rule 64B5-14.003, F.A.C., finding that Petitioner does meet the purpose of the underlying statute and has shown that a denial would create a substantial hardship.

A copy of the Order may be obtained by contacting: Sue Foster, Executive Director, Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, FL 32399-3258.

#### **DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

NOTICE IS HEREBY GIVEN that the Department of Children and Family Services has received a Petition for Waiver of subsections 65E-14.003(2)(a), (4), F.A.C. The Petition was received by the Agency Clerk on December 27, 2006, by Charlotte Behavioral Health Care, Inc., assigned Case Nos. 07-001W. Subsections 65E-14.003(2)(a), (4), F.A.C. require special requirements for client non-specific unit cost performance contracts and a financial audit to be performed by an independent auditor pursuant to OMB Circular A-133 and a

schedule of Bed-Day availability payments which ensures that bed-days paid for by the department on a basis of availability were not also paid for by a third-party contract or funds from a local government or another state agency for services that include bed-day availability or utilization.

A copy of the Petition may be obtained by writing: Office of the Agency Clerk, Department of Children and Family Services, 1317 Winewood Blvd., Bldg. 2, Room 204, Tallahassee, FL 32399-0700.

#### **FLORIDA HOUSING FINANCE CORPORATION**

NOTICE IS HEREBY GIVEN that on January 5, 2007, the Florida Housing Finance Corporation, received a petition for Waiver of paragraph 67-48.010(6)(a), Florida Administrative Code, from CEDO Housing Development Corporation ("Petition"). The Petition is seeking a waiver of the requirement which requires financial reporting based on a calendar year.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m., Eastern Standard Time, on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

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

#### **DEPARTMENT OF STATE**

The **Friends of the Museums of Florida History, Inc.** announces a public meeting to which all interested persons are invited.

DATE AND TIME: Friday, February 2, 2007, 9:00 a.m. – 12:00 Noon

PLACE: R. A. Gray Building, 500 S. Bronough Street, Room 307, Tallahassee, Florida 32399

#### **DEPARTMENT OF LEGAL AFFAIRS**

The **Florida Elections Commission** announces a meeting. Parts of the meeting are confidential.

DATES AND TIMES: Thursday, February 15, 2007, 9:00 a.m. – until the Commission adjourns; Friday, February 16, 2007, 8:30 a.m. – until the Commission adjourns

PLACE: Turnbull Education Center, 555 W. Pensacola Street, Room 244, Tallahassee, Florida 32306-1640

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

Review and adjudication of cases relating to alleged violations of Chapters 104 and 106, Florida Statutes, and to the late filing of campaign treasurer's reports.

For a copy of the agenda or additional information call: Patsy Rushing, (850)922-4539 or write to 107 W. Gaines Street, Suite 224, Collins Building, Tallahassee, FL 32399-1050.

If a person decides to appeal any decision of the Commission with respect to any matter considered at such meeting or hearing, he will need a record of the proceedings and will need to assure that a verbatim record of the proceedings is made.

If you need an accommodation because of disability in order to participate, please call Patsy Rushing at least 48 hours before the meeting.

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

The Florida **Department of Agriculture and Consumer Services** announces a regular business meeting of the Florida Coordinating Council on Mosquito Control to which all persons are invited.

DATE AND TIME: February 13, 2007, 10:00 a.m. – 3:00 p.m.

PLACE: Alachua Regional Service Center, East Building, 14101 Northwest Highway 441, Alachua, FL 32615, (386)418-5500

Questions and Comments may be directed to: Steve Dwinell, Chairman, (850)488-3731 [dwinels@doacs.state.fl.us](mailto:dwinels@doacs.state.fl.us), James Clauson, Environmental Manager, (850)922-7011, ext. 101, [clausoj@doacs.state.fl.us](mailto:clausoj@doacs.state.fl.us) or Jeff Blair, (850)644-6320, [jblair@mailier.fsu.edu](mailto:jblair@mailier.fsu.edu)

The Florida **Department of Agriculture and Consumer Services, Division of Aquaculture** announces a meeting of the Clam Industry Task Force to which all interested persons are invited.

DATE AND TIME: Thursday, February 8, 2007, 11:00 a.m. – 1:30 p.m.

PLACE: Cedar Key Community Center, 809 6th Street, Cedar Key, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss issues affecting the Florida Clam Industry.

A copy of the agenda can be obtained by contacting: Rachelle Coleman, 1203 Governors Square Boulevard, Fifth Floor, Tallahassee, FL 32301, (850)488-4033.

If special accommodations are needed to attend this meeting because of disability, please contact Rachelle Coleman as soon as possible.

**DEPARTMENT OF EDUCATION**

The Florida **Department of Education**, Office of Independent Education and Parental Choice, announces a public hearing of the Charter School Appeal Commission to which all persons are invited.

DATES AND TIME: January 29-30, 2007, 9:00 a.m. – until completion

PLACE: 301 Senate Building, Tallahassee, Florida 32399-0400

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Charter School Appeal Commission Hearing will be hearing the termination appeal of Imagine Charter School at Pasco vs. Pasco County School Board, the Application Denial of Padahs' Academy vs. Hillsborough County School Board and Discovery Education Services d/b/a Discovery Academy of Science vs. Orange County School Board.

Special Accommodations: Persons with disabilities who require assistance to participate in these hearings are requested to contact: Office of Independent Education and Parental Choice, 325 West Gaines Street, Suite 522, Tallahassee, Florida 32399, (850)245-0502.

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

DATE AND TIME: January 31, 2007, 10:00 a.m.

PLACE: 325 West Gaines Street, Suite 1721/25, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The meeting will be to provide a review and analyze secondary to postsecondary alignment issues in order to develop policy recommendations for increasing successful student transitions.

A copy of the agenda may be obtained by contacting: Judith Bilsky, Division of Community Colleges and Workforce Education, 325 West Gaines Street, 1314, Tallahassee, Florida 32399, (850)245-9467.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting. Persons with disabilities who require assistance to participate in the meeting are requested to notify the Office of Equity and Access, (850)245-9531 (Voice). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Judith Bilsky, Division of Community Colleges and Workforce Education, 325 West Gaines Street, 1314, Tallahassee, Florida 32399, (850)245-9467.

The State of Florida, **Department of Education, Education Practices Commission**, announces two Teacher Hearing Panels, to which all interested persons are invited.

DATE AND TIMES: A Teacher Hearing Panel, January 26, 2007, 8:30 a.m.; followed by another Teacher Hearing Panel, 1:30 p.m.

PLACE: Homewood Suites, 2987 Apalachee Parkway, Tallahassee, Florida 33201, (850)402-9400

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Hearing Panel of the Education Practices Commission will consider final agency action in matters dealing with the disciplining of certified educators.

Additional information may be obtained by writing to: Education Practices Commission, 325 W. Gaines Street, 224 Turlington Building, Tallahassee, Florida 32399-0400.

If a person decides to appeal any decision made by the Commission with respect to any matter considered at this hearing, he or she will need to ensure that a verbatim record of the proceeding is made. The record will include the testimony and evidence upon which the appeal is to be based.

SPECIAL ACCOMMODATION: Any person requiring a special impairment accommodation should contact Kathleen M. Richards, (850)245-0455, at least five (5) calendar days prior to the hearing. Persons who are hearing or speech impaired can contact the Commission using the Florida Dual Party Relay System at 711.

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The **University of South Florida**, Louis de la Parte Florida Mental Health Institute announces the Florida Medicaid Drug Therapy Management Program for Behavioral Health Executive/Operations Committee meeting to which all persons are invited.

DATE AND TIME: Friday, January 26, 2007, 10:00 a.m. – 1:00 p.m.

PLACE: Florida Agency for Healthcare Administration, 2727 Mahan Drive, AHCA Building 3, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Report and updates on the activities of the program and their impact.

Accommodations for Disabilities: Person with a documented disability requesting reasonable accommodations should contact: Marie McPherson, Department of Mental Health Law and Policy, 13301 Bruce B. Downs Blvd., Tampa, FL 33612, (813)974-5378 or email mmcperson@fmhi.usf.edu at least 5 days in advance of the meeting. Persons with hearing or speech impairments should also contact Marie McPherson by using the Florida Relay System, 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

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The **Florida Community Colleges Risk Management Consortium** announces a meeting to which all persons are invited.

DATE AND TIME: Thursday, February 8, 2007, 8:00 a.m. – 1:00 p.m.

PLACE: Crowne Plaza, Orlando Airport, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by writing: Florida Community Colleges Risk Management Consortium, 5700 S. W. 34th Street, Suite 1205, Gainesville, FL 32608, (352)955-2190, ext. 111.

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The Direct Support Organization of the Florida **Division of Blind Services** announces the following Board of Directors meeting to which all interested persons are invited.

DATE AND TIME: February 28, 2007, 1:00 p.m. – 5:00 p.m.

PLACE: Blind Services Foundation, 4700 Millenia Boulevard, Suite 175, Orlando, Florida 32839, (407)210-6607

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly Board Meeting.

A copy of the agenda may be obtained by contacting: Gil Robinson, 4700 Millenia Blvd., Suite 175, Orlando, Florida 32839, (407)210-6607.

If a person decides to appeal any decision made by the Board of Directors with respect to any matter considered at such meeting, the person will need a record of the proceedings.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this meeting should contact the individual listed above no later than three working days prior to the meeting.

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## DEPARTMENT OF COMMUNITY AFFAIRS

The **Department of Community Affairs** (DCA) announces a workgroup meeting and a public hearing to which all interested parties are invited.

Workgroup Meeting

DATE AND TIME: February 8, 2007, 3:00 p.m. – 4:00 p.m.

PLACE: Department of Community Affairs, Room 250-L, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100

Public Hearing on the Draft of the Action Plan

DATE AND TIME: March 30, 2007, 3:00 p.m. – 5:00 p.m.

PLACE: Department of Community Affairs, Room 250-L, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the preparation of the Annual Action Plan for Federal Fiscal Year 2007 and to review the draft of the Action Plan once it is completed.

SUMMARY: The State of Florida is required to submit an Annual Action Plan to the U. S. Department of Housing and Urban Development (HUD) in order to receive federal funding from that agency. The plan must cover the grant programs funded by HUD. Grant programs included in the Plan are the Florida Small Cities Community Development Block Grant (CDBG), Emergency Shelter Grant (ESG), Home Investment

Partnership (HOME) and Housing Opportunities for Persons with Aids (HOPWA). The Plan must specify the manner in which the funds will be distributed to eligible applicants.

**ACTION TO BE TAKEN:** At the workgroup meeting to be held on February 8, 2007, staff from the CDBG, ESG, HOME and HOPWA programs will provide an overview of the programs and answer questions. Interested parties are encouraged to attend. A draft of the Action Plan will be available for review and comment on March 30, 2007, the date of the public hearing. It will also be posted to the Department's website: <http://www.floridacommunitydevelopment.org/cdbg/ConsolidatedPlan.cfm>. Comments on the draft will be accepted from March 30, 2007 through April 30, 2007.

A copy of the agenda(s) may be obtained by appearing in person at the agency headquarters or by email or calling: Florida Small Cities CDBG Program, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-3644, E-mail: [tammy.anderson@dca.state.fl.us](mailto:tammy.anderson@dca.state.fl.us)

Written comments on the draft of the Annual Action Plan are encouraged. They may be made at the public hearing or mailed to the address listed.

Any person requiring a special accommodation at this hearing because of a disability, physical impairment or English language deficiency should contact the Department of Community Affairs, (850)487-3644, at least five calendar days prior to the hearing. If you are hearing impaired, please contact the Department using the Florida Dual Party Relay System at 1(800)922-8771 (TDD).

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#### **DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

The **Division of Driver Licenses** announces a hearing to which all persons are invited.

**DATE AND TIME:** Tuesday, January 30, 2007, 9:00 a.m.

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

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Proposed amendment to Chapter 15A-6, Administrative Suspension Review Hearing will be considered by the Governor and Cabinet. A notice of Proposed Rule Making regarding the above rule was published in the October 27, 2006, issue of the F.A.W., Vol. 32, No. 43.

A copy of the proposed rule can be obtained by contacting: Department of Highway Safety and Motor Vehicles, Division of Driver Licenses, Danny C. Watford., Bureau Chief, Bureau of Administrative Reviews, Room C305, Mail Stop 81, Neil Kirkman Building, Tallahassee, Florida 32399-0500, (850)617-2607.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting. In accordance with provisions of the Americans with Disabilities Act, persons requiring special accommodations to participate in this public hearing please contact Deborah Todd at (850)617-2607 or email at [Todd.Deborah@hsmv.state.fl.us](mailto:Todd.Deborah@hsmv.state.fl.us) at least 48 hours before the hearing. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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

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The Florida **Department of Environmental Protection**, Office of Coastal and Aquatic Managed Areas announces a public meeting to which all persons are invited.

**DATE AND TIME:** Thursday February 1, 2007, 6:00 p.m. – 8:00 p.m.

**PLACE:** Rookery Bay National Estuarine Research Reserve, Environmental Learning Center, 300 Tower Road, Naples, FL 34113

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Public use, access, and management within the coastal managed areas of Rookery Bay National Estuarine Research Reserve. Reserve management will discuss challenges and opportunities for public access management at Rookery Bay Reserve and will be seeking input from the public.

A copy of the agenda may be obtained by contacting: Keith Laakkonen, Resource Management Coordinator, (239)417-6310, ext. 212.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Amelia Horadam, Environmental Learning Center Manager, (239)417-6310, ext 411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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**FLORIDA PAROLE COMMISSION**

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

DATE AND TIME: Wednesday, January 31, 2007, 9:00 a.m.

PLACE: Florida Parole Commission, 2601 Blair Stone Road, Bldg. C, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly Scheduled Meeting for all Parole, Conditional Release, Conditional Medical Release, Addiction Recovery and Control Release matters as well as other Commission business.

A copy of the agenda may be obtained by writing to: Florida Parole Commission, 2601 Blair Stone Road, Building C, Tallahassee, Florida 32399-2450.

Any person who decides to appeal a decision of the Florida Parole Commission with respect to a matter considered at this meeting may need to ensure that a verbatim record of the proceedings is made, Chapter 80-150, Laws of Florida (1980). In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the agency sending the notice not later than five working days prior to the proceeding at the address given on the notice. Telephone: (850)488-3417.

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**PUBLIC SERVICE COMMISSION**

The Florida **Public Service Commission** announces a hearing to be held in the following docket, to which all interested persons are invited.

Docket No. 060198-EI – Requirement for investor-owned electric utilities to file ongoing storm preparedness plans and implementation cost estimates.

DATE AND TIME: February 5, 2007, 9:30 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To permit parties to present testimony and exhibits relative to the requirement for investor-owned electric utilities to file ongoing storm preparedness plans and implementation cost estimates, and for such other purposes as the Commission may deem appropriate. All witnesses shall be subject to cross-examination at the conclusion of their testimony on the issues identified by the parties at the prehearing conference held on January 22, 2007. The proceedings will be governed by the provisions of Chapter 120, F.S., and Chapter 25-28, F.A.C. Any person requiring some accommodation at this hearing because of a physical impairment should call the Division of the Commission Clerk and Administrative Services, (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, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DATE AND TIME: Thursday, February 15, 2007, 6:00 p.m.

PLACE: Marion County Commission Auditorium, McPherson Complex, 601 Southeast 25th Avenue, Ocala, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Docket No. 060253-WS – Application for increase in water and wastewater rates in Marion, Orange, Pasco, Pinellas, and Seminole Counties by Utilities, Inc., of Florida. To give customers and other interested persons an opportunity to offer comments regarding the quality of service the Utility provides, the proposed rate increase, and to ask questions and comment on other issues.

One or more of the Commissioners of the Florida Public Service Commission may attend and participate in this meeting.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting the Division of the Commission Clerk and Administrative Services at (850)413-6770. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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**EXECUTIVE OFFICE OF THE GOVERNOR**

The **Office of Film and Entertainment** and the Florida Film and Entertainment Advisory Council Membership Committee will convene in meeting via conference call. This is a public meeting to which all persons are invited.

DATE AND TIME: Monday, January 22, 2007, 9:30 a.m.

PLACE: Governor's Office of Film and Entertainment, The Capitol, Suite 2001, Tallahassee, FL 32399-0001

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss FFEAC recommendations for vacant council seats to be filled by the Governor, Speaker of the House, and Senate President, recommendations for Members of Distinguished Honor.

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 Section 286.26, Florida Statutes, any handicapped person wishing to attend this meeting should contact the Commission at least 48 hours prior to the meeting in order to request any special assistance.

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The **Governor's Faith-Based and Community Advisory Council** announces a public meeting to which all persons and interested media are invited, except as provided under Section 288.9551, Fla.Stat. (2003).

DATE AND TIME: Wednesday, January 24, 2007, 3:00 p.m.

PLACE: Conference Call-in Number: 1(888)808-6959, Access Code: 4130909; Leader: John Brabson

GENERAL SUBJECT MATTER TO BE CONSIDERED: At this meeting, the FBC Council will hold selection of officers and review policy recommendations.

For a copy of the agenda and more information about how to attend the meeting contact Mark Nelson at mark.nelson@vffund.org or (850)410-0696.

Pursuant to Section 286.26, Florida Statutes, any disabled person wishing to participate in this meeting in order to request any needed special assistance should contact jennie.hopkins@myflorida.com at least 48 hours in advance of the meeting.

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The **Governor's Faith-Based and Community Advisory Council**, Disaster Subcommittee announces a public meeting to which all persons and interested media are invited, except as provided under Section 288.9551, Fla.Stat. (2003).

DATE AND TIME: Thursday, January 26, 2007, 10:00 a.m.

PLACE: Conference call 1(888)808-6959, Passcode: 4130909; Leader: Jody Hill

GENERAL SUBJECT MATTER TO BE CONSIDERED: At this meeting, the Subcommittee will discuss the creation of the Municipal Resource Guide, as well as discuss other pending issues.

For a copy of the agenda and more information about how to attend the meeting contact Mark Nelson at mark.nelson@vffund.org or (850)413-0909.

Pursuant to Section 286.26, Florida Statutes, any disabled person wishing to participate in this meeting in order to request any needed special assistance should contact jennie.hopkins@myflorida.com at least 48 hours in advance of the meeting.

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The **Office of Drug Control** announces a public meeting to which all persons are invited.

DATE AND TIME: January 31, 2007, 9:00 a.m. – 2:00 p.m.

PLACE: The Governor's Large Conference Room (PL03), The Capitol, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Drug Policy Advisory Council.

A copy of the agenda may be obtained by contacting: Gil Barnes, (850)922-0867.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 day before the workshop/meeting by contacting Peggy Lawson, (850)488-9557.

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

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

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## REGIONAL PLANNING COUNCILS

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

DATE AND TIME: Monday, February 5, 2007, 10:30 a.m.

PLACE: Miami Dade County School Board, 1450 N. E. Second Avenue, Auditorium, Miami, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Any Development Order received prior to the meeting; Any proposed Local Government Comprehensive Plan received prior to the meeting; Any adopted Local Government Comprehensive Plan received prior to the meeting; Proposed Comprehensive Plan Amendment for Hollywood and Monroe County; Any proposed Local Government Comprehensive Plan Amendment received prior to the meeting; Adopted Local Government Comprehensive Plan Amendments for Plantation, Margate and Pembroke Pines; Any adopted Local Government Comprehensive Plan Amendment received prior to the meeting; Meeting on monthly Council business; Executive Committee meeting at 10:00 a.m. at the above location.

Council related committees may meet periodically before (9:00 a.m.) and following the regularly scheduled Council meetings. Any party desirous of ascertaining schedules of the sub-committees should call the Council Offices at (954)985-4416 (Broward).

A copy of the agenda may be obtained by writing to: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite #140, Hollywood, Florida 33021.

Anyone deciding to appeal any decision made by the board with respect to any matter considered at this meeting, will need to ensure that a verbatim record of the proceedings is made, including the testimony and evidence upon which the appeal is to be based.

If you are hearing or speech impaired, please contact the South Florida Regional Planning Council at (954)967-4152, Ext. 40 (TDD), if you require additional information regarding the above meeting. If you require special accommodations because



of a disability or physical impairment, please contact the Council, (954)985-4416, at least five calendar days prior to the meeting.

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## WATER MANAGEMENT DISTRICTS

**NOTICE OF CANCELLATION** – The **Northwest Florida Water Management District** announces Lands Public Hearing, which was previously scheduled to be held at 1:30 p.m., (EST) on Thursday, January 25, 2007 has been canceled.

The monthly Governing Board meeting is scheduled for:

DATE AND TIME: January 25, 2007, 1:00 p.m. (EST)

PLACE: The District Headquarters

Board Meeting/Committee Meetings

DATE AND TIME: January 25, 2007, 10:15 a.m.

Public Hearing on Regulatory Matters

DATE AND TIME: January 25, 2007, 1:15 p.m.

Public Hearing on Region V Water Supply Plan

DATE AND TIME: January 25, 2007, 1:45 p.m.

NOTE: Appeal from any NFWMD Board decision requires a record of the proceedings. Although Governing Board meetings are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceedings is made, including the testimony and evidence upon which the appeal is to be based.

Persons with disabilities or handicaps who need assistance or reasonable accommodation in order to participate in these meetings should contact the District at least 72 hours in advance of these meetings to make appropriate arrangements.

Anyone wishing to receive agendas for the above meeting should contact Dorothy Cotton at (850)539-5999.

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

DATE AND TIME: February 1, 2007, 6:30 p.m.

PLACE: The Chateau, Mayo, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Board of Directors meeting to consider business including the development of equestrian facilities on Suwannee River Water Management District lands.

A copy of the agenda may be obtained by contacting: Gwen Lord, Administrative Assistant, SRWMD, 9225 CR 49, Live Oak, FL 32060.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by

contacting: Gwen Lord, Administrative Assistant, SRWMD, 9225 CR 49, Live Oak, FL 32060, (386)362-1001 or 1(800)226-1066 (Florida only). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The **St. Johns River Water Management District**, Southern Recreational Public Meeting and Projects and Land Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, February 8, 2007, 6:00 p.m. – 8:00 p.m.

PLACE: Brevard County Complex Building C, 2725 Judge Fran Jamieson Way, Viera, Florida 32940

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Southern Recreational Public Meeting will review land management and land acquisition activities in the Southern Region.

DATE AND TIME: Friday February 9, 2007, 8:00 a.m. – 1:00 p.m.

PLACE: Brevard County Complex Building C, 2725 Judge Fran Jamieson Way, Viera, Florida 32940

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Projects and Land Committee will discuss agenda items, followed by committee recommendations to be approved by the full Governing Board. A tour of Moccasin Island, River Lakes Conservation Area following the business meeting.

In the event a quorum of Board Members are not present February 9, 2007, for the Projects and Lands Committee Meeting, this meeting will be held on February 13, 2007, 8:00 a.m., in conjunction with the Governing Board Meeting of the St. Johns River Water Management District.

A copy of the agenda may be obtained by contacting Terri Mashour, (386)329-4855.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting Karen Davis, (386)329-4404. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DATE AND TIME: Tuesday, February 13, 2007, 8:15 a.m.

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

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
8:15 a.m. Governing Board and Committee Chairman: discussion and consideration of District business including regulatory and non-regulatory matters.

8:45 a.m. Finance and Administration Committee: discussion of committee agenda items followed by recommendations to be approved by the full Governing Board. Staff may recommend approval of external budget amendments which affect the adopted budget.

10:00 a.m. Regulatory Committee: discussion and consideration of Regulatory agenda items followed by committee recommendations to be approved by the full Governing Board.

1:00 p.m. Governing Board Meeting and Public Hearing on Land Acquisition: discussion and consideration of District business including regulatory and non-regulatory matters.

A copy of the agenda may be obtained by contacting SJRWMD website [www.sjrwmd.com](http://www.sjrwmd.com) or by calling Ann Freeman at (386)329-4101.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting District Clerk, (386)329-4500. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

**DATE AND TIME:** Tuesday, February 13, 2007, immediately following Governing Board meeting which begins at 1:00 p.m.  
**PLACE:** District Headquarters, 4049 Reid Street (Hwy. 100 West), Palatka, FL 32177

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To receive public testimony regarding the District's Florida Forever Work Plan Annual Update for the acquisition and management of lands funded by the Florida Forever Trust Fund pursuant to Sections 373.139(3) and 373.199(7), Florida Statutes. One or more Governing Board members may attend and participate by means of communications media technology.

A copy of the agenda may be obtained by contacting SJRWMD Office of Budget and Management Reporting, (386)329-4500 or SJRWMD website [www.sjrwmd.com](http://www.sjrwmd.com)

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting District Clerk, (386)329-4500. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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

**DATE AND TIME:** Reclaimed Water Task Force Meeting, Thursday, January 25, 2007, 9:00 a.m.

**PLACE:** Sarasota Service Office, 6750 Fruitville Road, Sarasota, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Conduct Committee Business.

A copy of the agenda may be obtained by contacting: Southwest Florida Water Management District, 2379 Broad Street, Brooksville, Florida 34604 or by calling (352)796-7211 or 1(800)423-1476, extension 4402.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 day before the workshop/meeting by contacting by telephone (352)796-7211 or 1(800)423-1476, extension 4402. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

**DATE AND TIME:** Tuesday, January 30, 2007, 9:00 a.m.  
**PLACE:** District Headquarters, 2379 Broad Street, Brooksville, Florida 34604

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Governing board committee meetings, board meeting and public hearing. There will also be an opportunity for public input on the intention to amend the District's fiscal year (FY) 2007 budget as follows: Increase the FY2007 General Fund budget by \$451,139 to reflect additional revenue from the State of Florida Water Protection and Sustainability Trust Fund for the Peace River/Manasota Regional Water Supply Authority Reservoir Expansion project. Increase the FY2007 Peace River Basin budget by \$121,807 to reflect additional revenue from the State of Florida Water Protection and Sustainability Trust Fund for the Peace River/Manasota Regional Water Supply

Authority Reservoir Expansion project. Increase the FY2007 Manasota Basin budget by \$504,331 to reflect \$329,331 in additional revenue from the State of Florida Water Protection and Sustainability Trust Fund for the Peace River/Manasota Regional Water Supply Authority Reservoir Expansion project, and \$175,000 in additional revenue from the State of Florida Department of Agriculture and Consumer Services for the Facilitating Agricultural Resource Management Systems Program. The proposed budget amendment will not impact the District millage or ad valorem property taxes.

A copy of the agenda may be obtained by contacting: SWFWMD, Executive Department, 2379 Broad Street, Brooksville, Florida 34604; 1(800)423-1476 (Florida) or (352)796-7211, extension 4606.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting General Services Department, 1(800)423-1476 (Florida) or (352)796-7211, extension 4527, TDD only 1(800)231-6103. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact SWFWMD, Executive Department at the address above.

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

DATE AND TIME: Monday, January 29, 2007, 10:00 a.m. – 12:00 Noon

PLACE: B-2 3N Upper Chain of Lakes Conference Room, South Florida Water Management District Headquarters, 3301 Gun Club Road, West Palm Beach, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to discuss the East Central Florida Transient Model Peer Review.

Persons with disabilities who need assistance may contact the Director, Governing Board and Executive Services, (561)682-6371, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact Hope Radin, Project Manager, (561)682-2120.

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

DATE AND TIME: Wednesday, January 31, 2007, 10:00 a.m. – 12:00 Noon

PLACE: B-2 3N Upper Chain of Lakes Conference Room, South Florida Water Management District Headquarters, 3301 Gun Club Road, West Palm Beach, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to discuss the East Central Florida Transient Model Peer Review.

Persons with disabilities who need assistance may contact the Director, Governing Board and Executive Services, (561)682-6371, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact Hope Radin, Project Manager, at (561)682-2120.

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

DATE AND TIME: Friday, February 2, 2007, 10:00 a.m. – 12:00 Noon

PLACE: B-1 Hibiscus Conference Room, South Florida Water Management District Headquarters, 3301 Gun Club Road, West Palm Beach, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to discuss the East Central Florida Transient Model Peer Review.

Persons with disabilities who need assistance may contact the Director, Governing Board and Executive Services, at (561)682-6371, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact Hope Radin, Project Manager, at (561)682-2120.

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

DATE AND TIME: Monday, February 5, 2007, 10:00 a.m. – 12:00 Noon

PLACE: B-2 3N Upper Chain of Lakes Conference Room, South Florida Water Management District Headquarters, 3301 Gun Club Road, West Palm Beach, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to discuss the East Central Florida Transient Model Peer Review.

Persons with disabilities who need assistance may contact the Director, Governing Board and Executive Services, at (561)682-6371, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact Hope Radin, Project Manager, at (561)682-2120.

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

DATE AND TIME: Wednesday, February 7, 2007, 10:00 a.m. – 12:00 Noon

PLACE: B-2 3N Upper Chain of Lakes Conference Room, South Florida Water Management District Headquarters, 3301 Gun Club Road, West Palm Beach, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to discuss the East Central Florida Transient Model Peer Review.

Persons with disabilities who need assistance may contact the Director, Governing Board and Executive Services, (561)682-6371, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact Hope Radin, Project Manager, at (561)682-2120.

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

DATE AND TIME: Friday, February 9, 2007, 10:00 a.m. – 12:00 Noon

PLACE: B-2 2N Pine Island Sound Conference Room, South Florida Water Management District Headquarters, 3301 Gun Club Road, West Palm Beach, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to discuss the East Central Florida Transient Model Peer Review.

Persons with disabilities who need assistance may contact the Director, Governing Board and Executive Services, (561)682-6371, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact Hope Radin, Project Manager, at (561)682-2120.

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

DATE AND TIME: Monday, January 29, 2007, 2:00 p.m.

PLACE: Jonathan Dickinson State Park, 16450 S. E. Federal Highway, Hobe Sound, Florida 33455

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Meeting of the Loxahatchee River Management Coordinating Council.

A tour of the Wild and Scenic Portion of the Loxahatchee River, from Mile Marker 6, at 9:00 a.m.

A copy of the agenda may be obtained by writing to: South Florida Water Management District, Mail Stop 6880, 210 Atlanta Avenue, Stuart, Florida 34994.

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 the District Clerk, (561)686-8800, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact Gardenia Banks Long, in the Martin/St.Lucie Service Center, Phone Number (772)223-2600, ext. 3617, 210 Atlanta Avenue, Stuart, FL 34994.

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

DATE AND TIME: Monday, February 5, 2007, 2:00 p.m. – 4:00 p.m.

PLACE: South Florida Water Management, District Headquarters, B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Additional Rule Development Workshop to discuss allocation of water from the regional system.

A copy of the agenda may be obtained by contacting: Scott Burns, Director, Water Supply Policy Implementation, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, extension 6817, or (561)682-6817, email: sburns@sfwmd.gov or Cecile Piverotto, Senior Specialist Attorney, Office of Counsel, South Florida Water Management District, P. O. Box 20645, West Palm Beach, FL 33416-4680, 1(800)432-2045, extension 6343 or (561)682-6343, email: cpiverot@sfwmd.gov. For procedural issues, contact: Jan Sluth, Paralegal, South Florida Water Management District, P. O. Box 20645, West Palm Beach, FL 33416-2045, 1(800)432-2045, ext. 6299 or (561)682-6299, email: jsluth@sfwmd.gov

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting South Florida Water Management District, Clerk's Office, 1(800)432-2045, ext. 2087 or (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Scott Burns, Cecile Piverotto, or Jan Sluth, at the contact information provided above.

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

DATE AND TIME: Thursday, February 8, 2007, 9:00 a.m. – 4:00 p.m.

PLACE: SFWMD, B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Water Resources Advisory Commission (WRAC).

A copy of the agenda may be obtained by writing to: South Florida Water Management District, Mail Stop 1131, 3301 Gun Club Road, West Palm Beach, Florida 33406, or at our website <http://my.sfwmd.gov/wrac>.

Persons with disabilities who need assistance may contact the District Clerk, (561)686-8800, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact Rick Smith at (561)682-6517.

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### SPACE FLORIDA

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

DATE AND TIME: Friday, January 19, 2007, 9:00 a.m. – 12:00 Noon

PLACE: The Astronauts Memorial Foundation, The Center for Space Education, Space Florida, Mail Code: SPFL, State Road 405, Building M6-306, Room # 9030, Kennedy Space Center, FL. Call In Number: (650)429-3300, Passcode: 689 877 160

GENERAL SUBJECT MATTER TO BE CONSIDERED: Space Florida Board of Directors Business Operations Advisory Committee Meeting.

A copy of the agenda may be obtained by contacting: Space Florida, Mail Code SPFL, State Road 405, Building M6-306, Kennedy Space Center, FL 32899, or visit their website at [www.spaceflorida.gov](http://www.spaceflorida.gov)

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Space Florida, Mail Code SPFL, State Road 405, Building M6-306, Kennedy Space Center, FL 32899. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact Cheryl Carr, (321)730-5301, ext. 221.

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

DATE AND TIME: Monday, January 22, 2007, 9:00 a.m. – 12:00 Noon

PLACE: The Astronauts Memorial Foundation, The Center for Space Education, Space Florida, Mail Code: SPFL, State Road 405, Building M6-306, Room # 9030, Kennedy Space Center, FL 32899. Teleconference: Call-in Number (US/Canada): (650)429-3300, Passcode: 686 303 298

GENERAL SUBJECT MATTER TO BE CONSIDERED: Space Florida Board of Directors Spaceport Operations Advisory Committee Meeting.

A copy of the agenda may be obtained by contacting: Space Florida, Mail Code SPFL, State Road 405, Building M6-306, Kennedy Space Center, FL 32899, or visit their website at [www.spaceflorida.gov](http://www.spaceflorida.gov)

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Space Florida, Mail Code SPFL, State Road 405, Building M6-306, Kennedy Space Center, FL 32899, or visit their website at [www.spaceflorida.gov](http://www.spaceflorida.gov). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Cheryl Carr (321)730-5301 ext. 221.

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### DEPARTMENT OF ELDER AFFAIRS

The **Department of Elder Affairs**, Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, February 5, 2007, 9:00 a.m – 1:00 p.m. (This meeting is in conjunction with the 2007 Best Practices Exchange <http://elderaffairs.state.fl.us/english/bpc.html>)

PLACE: Radisson WorldGate Resort, 3011 Maingate Lane, Kissimmee, Florida 34747, [www.worldgateresort.com](http://www.worldgateresort.com), (407)396-1400, Fax: (407)396-1171

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of the initiatives that the advisory council and the department want to undertake.

A copy of the agenda may be obtained by contacting: Darrick McGee, Department of Elder Affairs, 4040 Esplanade Way, Suite 315K, Tallahassee, FL 32399-7000, (850)414-2085, Suncom 994-2085, email address: [Mcgeed@elderaffairs.org](mailto:Mcgeed@elderaffairs.org)

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Darrick McGee, Department of Elder Affairs, 4040 Esplanade Way, Suite 315K, Tallahassee, FL 32399-7000, (850)414-2085, Suncom 994-2085, email address: McgeeD@elderaffairs.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Darrick McGee, Department of Elder Affairs, 4040 Esplanade Way, Suite 315K, Tallahassee, FL 32399-7000, (850)414-2085, Suncom 994-2085, email address: McgeeD@elderaffairs.org

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#### AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration** announces a meeting of the State Consumer Health Information and Policy Health Care Facility Website/Ambulatory Surgery Data Technical Workgroup to which all interested parties are invited.

DATE AND TIME: Wednesday, January 31, 2007, 10:00 a.m.

PLACE: Agency for Health Care Administration, Conference Room A, 2727 Mahan Drive, Tallahassee, Florida. Anyone interested in participating by telephone may dial (641)793-7500/ Pass Code: 9701442#.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting of key health care stakeholders to discuss issues relating to implementing Florida Statutes mandating transparency in health care through public reporting of health care data.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Adrienne Henderson, (850)922-0594, at least five calendar days prior to the meeting. A copy of the agenda may be obtained by writing to: Beth Eastman, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403. The agenda will also be posted at [http://ahca.myflorida.com/SCHS/chistwg\\_hcfw.shtml](http://ahca.myflorida.com/SCHS/chistwg_hcfw.shtml) seven (7) days prior to the meeting.

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The **Agency for Health Care Administration** announces a teleconference meeting of the Governor's Health Information Infrastructure Advisory Board to which all interested parties are invited.

DATE AND TIME: Friday, February 2, 2007, 1:00 p.m.

PLACE: Anyone interested in participating may telephone (641)793-7500 / Pass Code: 9701442#

GENERAL SUBJECT MATTER TO BE CONSIDERED: To study and make recommendations on the development and implementation of a Florida health information infrastructure including a strategy for promoting the use of electronic health records.

A copy of the agenda may be obtained by writing to: Carolyn H. Turner, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403. The agenda will be posted at <http://ahca.myflorida.com/dhit/index.shtml> seven (7) days prior to the meeting.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Carolyn H. Turner, (850)922-5861, at least five calendar days prior to the meeting.

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The **Agency for Health Care Administration** announces a Public Hearing of the Governor's Health Information Infrastructure Advisory Board to which all interested parties are invited.

DATE AND TIME: Friday, February 9, 2007, 12:00 Noon

PLACE: North Broward Medical Center, 201 East Sample Road, Deerfield Beach, FL 33064

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Agency's request for public comment is to seek input from interested parties on the Implementation Plan Report, a work product developed as part of the Privacy and Security Project, relating to the development and implementation of a Florida health information infrastructure including a strategy for promoting the use of electronic health records. The Interim Implementation Plan Report (Version 1) and information about all Project related activities is available on the AHCA website at: [http://ahca.myflorida.com/dhit/Privacy\\_ss.shtml](http://ahca.myflorida.com/dhit/Privacy_ss.shtml).

Interested parties are invited to comment on the Implementation Plan report in person at the public hearing and in writing. For planning purposes, interested parties who wish to attend the public hearing and provide comments at the hearing are encouraged to notify the agency prior to the close of business on Friday, January 26, 2007. Written comments will be accepted through the close of business on Friday, February 16, 2007.

Direct questions concerning this request to: Pia Neustadter, Florida Center for Health Information and Policy Analysis, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #16, Tallahassee, FL 32308-5403, e-mail: [neustadp@ahca.myflorida.com](mailto:neustadp@ahca.myflorida.com), (850)922-5592, Fax: (850)488-1261.

Submit all written comments by 2/16/2007 to: Pia Neustadter, Florida Center for Health Information and Policy Analysis, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #16, Tallahassee, FL 32308-5403, e-mail: [neustadp@ahca.myflorida.com](mailto:neustadp@ahca.myflorida.com)

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Carolyn H. Turner, (850)922-5861, at least five calendar days prior to the meeting.

A copy of the agenda may be obtained by writing to: Pia Neustadter, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403. The agenda will be posted at [http://ahca.myflorida.com/dhit/Privacy\\_ss.shtml](http://ahca.myflorida.com/dhit/Privacy_ss.shtml) seven (7) days prior to the meeting.

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#### DEPARTMENT OF MANAGEMENT SERVICES

The State of Florida, **State Technology Office** announces a Chief Information Officers (CIO) Council Meeting to which all persons are invited.

DATE AND TIME: Monday, January 22, 2007, 10:00 a.m. – 12:00 Noon

PLACE: Betty Easley Conference Center, Room 148, 4075 Esplanade Way, Tallahassee, FL 32399-0850

GENERAL SUBJECT MATTER TO BE CONSIDERED: To enhance communication among the Chief Information Officers of all state agencies and assist in identifying critical statewide information technology issues.

If you would like an agenda for this meeting or require special accommodations due to disability or physical impairment, please contact Robin Jordan at [robin\\_jordan@doh.state.fl.us](mailto:robin_jordan@doh.state.fl.us), (850)245-4377 or Mary Jane Boland at [maryjane\\_boland@doh.state.fl.us](mailto:maryjane_boland@doh.state.fl.us), (850)245-4471.

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The DMS – **Enterprise Information Technology Services**, Wireless 911 Board announces the following meeting schedule information.

\*Special Note: Meeting could be held at the discretion of the Board via telephone conference to allow county participation and to allow some Board Members to participate telephonically when they cannot attend the meeting face to face.

DATES AND TIME: February 21-22, 2007, 9:00 a.m. – 5:00 p.m.

PLACE: Sawgrass Marriott, Ponte Vedra, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Wireless 911 Board Meeting.

DATE AND TIME: March 20, 2007, 2:00 p.m. – 5:00 p.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss issues related to 2007 Rural County Grant Applications.

DATES AND TIME: March 21-22, 2007, 9:00 a.m. – 5:00 p.m.

PLACE: Homewood Suites, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Wireless 911 Board Meeting.

DATES AND TIMES: April 24, 2007, 2:00 p.m. – 5:00 p.m.; April 25-26, 2007, 9:00 a.m. – 5:00 p.m.

PLACE: Homewood Suites, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Wireless 911 Board Meeting.

If accommodation due to disability is needed in order to participate, please notify the DMS – Enterprise Information Technology Services Office/Wireless 911 Board in writing at least five (5) days in advance at 4050 Esplanade Way, Tallahassee, Florida 32399-0950.

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The **Department of Management Services** announces a joint meeting of the Standard Operating Procedures and Technical Committees of the Joint Task Force on State Agency Law Enforcement Communications to which all interested persons are invited.

DATE AND TIME: February 1, 2007, 9:00 a.m.

PLACE: Florida Department of Law Enforcement, 2331 Phillips Road, Tallahassee, FL 32308

If accommodation due to disability is needed in order to participate, please notify the Department of Management Services in writing at least five (5) days in advance at 4050 Esplanade Way, Tallahassee, Florida 32399-0950.

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The **Florida Black Business Investment Board, Inc.** (FBBIB) announces telephonic meetings of its Audit and Development committees to which all interested persons are invited.

DATE AND TIME: Tuesday, January 30, 2007, Audit Committee, 11:00 a.m.

DATE AND TIME: Friday, February 9, 2007, Development Committee, 10:00 a.m.

PLACE: Telephonic Meetings

GENERAL SUBJECT MATTER TO BE CONSIDERED: To further discuss the Board's operations, to identify areas for future Board priorities, discussion/review/approval of related issues, and approve actions taken by the Chairman and/or President under delegated authority.

A copy of the agenda may be obtained by contacting: Keevin Williams, Florida Black Business Investment Board, 2019 Centre Pointe Boulevard, Suite 101, Tallahassee, FL 32308, (850)878-0826.

If a person decides to take an appeal with respect to any matter considered at these meetings, he/she will need a record of the proceedings and, for such purpose, he/she may need to ensure that verbatim record of the proceedings is made, which record should include the testimony and evidence upon which the appeal is to be based.

If an accommodation is needed for a disability in order to attend this meeting, please notify the FBBIB office, (850)878-0826, at least seven (7) days prior to the meeting.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

The Florida **Board of Architecture and Interior Design** announces the following meetings, to which all persons are invited to attend.

- DATE AND TIME: February 5, 2007, 9:00 a.m.  
 PLACE: Casa Monica Hotel, 95 Cordova Street, St. Augustine, Florida 32259  
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Panel Meeting, portions may be closed to the public.  
 The following cases are open to the public:  
 Accent Office Interiors, Inc., Case No. 2006-002843  
 Stephan Alpert, Case No. 2006-051104  
 Andrea Lauren Elegant Interiors, Inc. and Priscilla Castellano, Case Nos. 2006-051438 & 2006-051447  
 Steve Bass, Case No. 2005-046932  
 Brian Begley, Case No. 2006-06667  
 Cynthia Bodnar, Case No. 2006-052683  
 Terence Brisson, Case No. 2006-041947  
 Christine Brown, Case No. 2006-038683  
 Roy Brown, Case No. 2006-038673  
 Shawn Brown, Case No. 2006-054873  
 Clive Christian Gulf Coast, LLC & Clive Christian of Fort Lauderdale, Inc., Case Nos. 2006-060591 & 2006-060581  
 Construction Plans Unlimited, Case No. 2006-066043  
 Joseph Cortes, Case No. 2006-043444  
 Dan Craft, Case No. 2006-058745  
 Creative Spaces Interior Design, Inc., Case No. 2006-056265  
 Sherry Davidson, Case No. 2006-056876  
 David Davis, Case No. 2006-056929  
 D’Caires Design Group, Case No. 2006-036398  
 Designs by Virginia, Case No. 2006-051247  
 Designs of the Interior, Case Nos. 2006-040860 and 2006-040870  
 Designs Unlimited, Case No. 2006-041673  
 Diaz & Russell Architects & Associates Corp, Case No. 2006-05056839  
 Donald Doran, Case No. 2006-051753  
 Judith Ellis, Case No. 2006-056940  
 Ray Evans, Case No. 2006-056888  
 Ramon Fabregat, Case No. 2006-048081  
 Julian Fajardo, Case No. 2006-026240  
 Lazaro Fernandez, Case No. 2006-036032  
 Carlos Fernandez, Case No. 2006-036032  
 Florida Redesign, LLC, Case No. 2006-051234

- Billie Haffey, Case No. 2006-060000  
 Richard High, Case No. 2006-055530  
 IK Yacht Design, Inc., Case No. 2006-054190  
 Interiors by Decorating Den, Case No. 2006-051229  
 Carolyn Jennings, Case No. 2006-053458  
 John W. Burt Architecture, Inc., Case No. 2006-052713  
 Brianna Jones, Case No. 2006-066023  
 Thomas King, Case No. 2006-024805  
 Luis Lopez, Case No. 2006-055777  
 Thomas Luce, Case Nos. 2006-018651 & 2006-018655  
 Angel Moreno, Case No. 2006-054165  
 Earl Nelson, Case No. 2006-050282  
 New Home Design Gallery, Case No. 2006-051224  
 OEC Business Interiors, Inc., Case No. 2006-051217  
 Michael O’Brien, Case No. 2006-033373  
 Nerie Pagan, Case No. 2006-057672  
 Graciela Pagani, Case No. 2006-034827  
 Armando Perez, Case No. 2006-055235  
 Harold Radcliffe, Case No. 2006-057104  
 Rain Thatch, Inc., Case No. 2006-057104  
 Cindy Ray Interiors, Inc. and Cindy Ray, Case Nos. 2006-056170 & 2006-056187  
 Regan Reed, Case No. 2005-033884  
 Tara Regan, Case No. 2006-059643  
 Richard Scott Home Collection, Case No. 2006-051211  
 Carolyn Roberts, Case No. 2006-051255  
 S&B Property Services, Corp. and Jorge Salazar, Case Nos. 2006-056758 & 2006-056751  
 Kimberly Scudder, Case No. 2006-044950  
 William Streitz, Case No. 2006-044961  
 Deborah Stevens, Case No. 2006-059656  
 The Design Studio, Case No. 2006-054357  
 Vernon Thompson, Case No. 2006-019813  
 Walter Toet, Case No. 2005-006537  
 Tres Chic, Inc., Case No. 2006-051205  
 Tuscany, Inc., Case No. 2005-041803  
 Gail Vannier-Coton, Case No. 2006-059062  
 Carl Vasile, Case No. 2006-060015  
 Tonya Whitaker, Case No. 2006-066039  
 Wholesale Lighting, Inc., Case No. 2006-052768  
 To obtain a copy of the agenda, further information, or submit written or other physical evidence, contact in writing to: Smith, Thompson, Shaw & Manausa, P.A., 2075 Centre Pointe Boulevard, Tallahassee, Florida 32308-4893.  
 If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need a record of the proceedings, and for such purpose he/she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.



Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Smith, Thompson, Shaw & Manausa, P.A., (850)402-1570, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Probable Cause Panel of the **Construction Industry Licensing Board** announces a meeting to which all interested persons are invited.

DATE AND TIMES: January 23, 2007, 9:00 a.m. and 10:00 a.m. or soon thereafter

PLACE: Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32309, (850)488-0062

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review complaints in which a determination of the existence of probable cause has already been made.

A copy of the PUBLIC portion of the agenda may be obtained by writing to: April Hammonds, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 60, Tallahassee, Florida 32399-2202, or by phone at (850)488-0062.

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the Construction Prosecution Section no later than seven (7) days prior to the proceeding or meeting at which such special accommodation is required. The Construction Prosecution Section may be contacted at the address and phone number listed above.

The **Construction Industry Licensing Board** will hold the following meetings to which all interested parties are invited.

DATES AND TIME: Wednesday, February 14, 2007; Thursday, February 15, 2007; Friday, February 16, 2007, 8:00 a.m.

PLACE: Sheraton Orlando Downtown Hotel, 60 South Ivanhoe Boulevard, Orlando, Florida 32804

GENERAL SUBJECT MATTER TO BE CONSIDERED: Committee, Disciplinary Actions, and General Session meetings of the Board.

Any person who decides to appeal any decision made by the board with respect to any matter considered at these meetings 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.

Additional information and a final agenda may be obtained by writing to: Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-1039.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact Andy Janecek, (850)922-2701, at least seven calendar days prior to the meeting. Hearing or speech impaired please use Florida Relay System, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The Florida **Board of Landscape Architecture** announces the following meeting to which all persons are invited to attend.

DATE AND TIME: February 23, 2007, 9:00 a.m. (Eastern Time)

PLACE: Homewood Suites, 5500 Blue Lagoon Drive, Miami, FL 33126, (305)261-3335

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board and Business Meeting.

To obtain a copy of the agenda, further information, or submit written or other physical evidence, contact in writing to: Board of Landscape Architecture, 1940 N. Monroe St., Tallahassee, Florida 32399.

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

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board office at (850)487-8304, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Board of Professional Engineers** announces a public meeting to conduct the business of the Board, including committee business to which all persons are invited.

DATES AND TIME: Wednesday, February 21, 2007; Thursday, February 22, 2007, 8:30 a.m. if business of the Board is not concluded.

PLACE: Wyndham Jacksonville Riverwalk, 1515 Prudential Drive, Jacksonville, Florida 32207

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Board.

A copy of the agenda may be obtained by writing: Florida Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32303.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, they will need a record of the proceedings, and for such purposes they may need to ensure that a verbatim record of the proceedings is made, which record will include the testimony and evidence upon which the appeal is to be made.

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 Board at least forty-eight (48) hours before the meeting by contacting Paul J. Martin at (850)521-0500.

The Florida **Board of Veterinary Medicine** announces the following meeting to which all parties are invited to attend.

DATE AND TIME: March 6, 2007, 8:00 a.m.

PLACE: Embassy Suites, 1100 S. E. 17th Street, Ft. Lauderdale, FL 33316, (954)527-2700

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business meeting.

To obtain a copy of the agenda, further information, or submit written or other physical evidence, contact in writing to: Board of Veterinary Medicine, 1940 N. Monroe St., Tallahassee, Florida 32399.

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

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board office at (850)922-7154, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Real Estate Appraisal Board** (FREAB) announces a meeting to which all persons are invited.

DATES AND TIMES: Monday, February 5, 2007, 9:00 a.m. or the soonest thereafter; Tuesday, February 6, 2007, 8:30 a.m. or the soonest thereafter.

PLACE: Division of Real Estate, Conference Room N901, North Tower, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of the Appraisal Board – among topics included, but not limited to, are proposed legislation affecting Chapter 475, Part II, F.S., rule development workshops, Florida Administrative Code 61J1 rule amendments, disciplinary actions, 2008 AQB Criteria Changes and general subject matter.

A copy of the agenda may be obtained by writing to: Beverly Ridenauer, Government Analyst II, Florida Real Estate Appraisal Board, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772.

If a person decides to appeal a decision made by the Board, with respect to any matter considered at this meeting or hearing, a record of the proceedings for such purpose, upon which the appeal is based, may be required.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Department of Business and Professional Regulation, (407)481-5632, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Division of Real Estate using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Probable Cause Panel of the Florida **Real Estate Appraisal Board** announces a meeting to which all interested persons are invited.

DATE AND TIME: Wednesday, February 7, 2007, 9:30 a.m., or the soonest thereafter (Portions of the probable cause proceedings are not open to the public)

PLACE: The Division of Real Estate, Conference Room N901, North Tower, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a private meeting to review cases to determine probable cause and to conduct a public meeting to review cases where probable cause was previously found. Portions of the probable cause proceedings are not open to the public.

All or part of this meeting may be conducted by teleconference in order to permit maximum participation of the Board members or its counsel.

NOTE: In accordance with the Americans with Disabilities Act, any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Division of Real Estate, (407)481-5632 (between the hours of 9:00 a.m. – 4:00 p.m.), at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Division of Real Estate using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

The **Department of Environmental Protection**, Designated Uses and Classification Refinement Policy Advisory Committee (PAC) announces a public meeting to which all persons are invited.

DATE AND TIME: January 30, 2007, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The PAC was formed to aid the Department in determining whether revisions to Florida's designated uses and current associated surface water body classification system contained in Chapter 62-302, Florida Administrative Code, are needed. This will be the ninth meeting of the PAC.

A copy of the agenda may be obtained by contacting: Stacey Feken, Water Quality Standards and Special Projects Program, Division of Water Resource Management, Department of Environmental Protection, 2600 Blair Stone Road, MS 3560, Tallahassee, Florida 32399-2400, e-mail: Stacey.feken@dep.state.fl.us, (850)245-8421, or by going to the Department's website at [http://www.dep.state.fl.us/water/wqssp/d\\_use.htm](http://www.dep.state.fl.us/water/wqssp/d_use.htm)

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting Stacey Feken at (850)245-8421. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The **Department of Environmental Protection, Division of Water Resource Management** announces a public meeting to which all persons are invited.

DATE AND TIME: January 30, 2007, 5:00 p.m.

PLACE: Southwest Florida Regional Planning Council, 1926 Victoria Ave., Fort Myers, FL 33901

GENERAL SUBJECT MATTER TO BE CONSIDERED: This workshop is to discuss activities currently taking place in the Division of Water Resource Management. Topics will be relevant to surface waters of the State and will include, but are not limited to the relationship between designated uses and waterbody classification refinement, total maximum daily loads, and the State's impaired waters rule.

A copy of the agenda may be obtained by contacting: Stacey Feken, Water Quality Standards and Special Projects Program, Division of Water Resource Management, Department of Environmental Protection, 2600 Blair Stone Road, MS 3560, Tallahassee, Florida 32399-2400, e-mail: Stacey.feken@dep.state.fl.us, (850)245-8421, or by going to the Department's website at <http://www.dep.state.fl.us/water/wqssp/index.htm>

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting Stacey Feken at (850)245-8421. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: February 1, 2007, 9:30 a.m.

PLACE: Gainesville Regional Utilities, 1st Floor, Conference Room, 301 S. E. 4th Avenue, Gainesville, Florida 32601

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Orange Creek Basin (OCB) TMDL Working Group was formed to provide a forum for stakeholders to discuss issues related to the OCB TMDLs, including development, allocation, and implementation of the TMDLs. Topics for this meeting include a presentation of a water quality treatment option for Alachua Sink, continued development of the Orange Creek Basin Management Action Plan, and continued development of the list of water quality improvement projects that address TMDLs in the basin.

A copy of the agenda may be obtained by contacting: Ms. Mary Paulic, Department of Environmental Protection, 2600 Blair Stone Road, Watershed Planning and Coordination Section, MS 3565, Tallahassee, Florida 32399-2400 or by calling her at (850)245-8560.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting Ms. Mary Paulic at (850)245-8560. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The Florida **Department of Environmental Protection, Division of Recreation and Parks** announces a public meeting to which all persons are invited.

DATE AND TIME: February 1, 2007, 7:00 p.m.

PLACE: Edison Community College Student Activities Building, Room SA 117, 2300 Airport Road, Punta Gorda, Florida 33950

GENERAL SUBJECT MATTER TO BE CONSIDERED: To present and discuss the proposed land management plan for Charlotte Harbor Preserve State Park with the public.

A copy of the agenda may be obtained by contacting John Aspiolea, Park Manger, (941)575-5861 or email [John.Aspiolea@dep.state.fl.us](mailto:John.Aspiolea@dep.state.fl.us)

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting John Aspiolea, Park Manger, (941)575-5861 or email [John.Aspiolea@dep.state.fl.us](mailto:John.Aspiolea@dep.state.fl.us). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The Florida **Department of Environmental Protection, Division of Recreation and Parks** announces a public meeting to which all persons are invited.

DATE AND TIME: February 2, 2007, 9:00 a.m.

PLACE: Charlotte Harbor Preserve State Park Administrative Complex, 12301 Burnt Store Road, Punta Gorda, Florida 33955

GENERAL SUBJECT MATTER TO BE CONSIDERED: To present and discuss the proposed land management plan for Charlotte Harbor Preserve State Park with the advisory group. A copy of the agenda may be obtained by contacting John Aspiolea, Park Manger, (941)575-5861 or email John.Aspiolea@dep.state.fl.us

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting John Aspiolea, Park Manger, (941)575-5861 or email John.Aspiolea@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The **Department of Environmental Protection**, Florida Coastal Management Program announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, February 13, 2007, 1:00 p.m. – 4:00 p.m.

PLACE: Conference Room A, 1st Floor, Marjory Stoneman Douglas Bldg., 3900 Commonwealth Blvd., Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is for the Florida Coastal Management Program Grant Evaluation Committee to evaluate state agency applications for funds to be granted to the state under section 306 of the Coastal Zone Management Act for Fiscal Year 2007-2008.

A copy of the agenda may be obtained by contacting: Lynn Griffin, Office of Intergovernmental Programs, Department of Environmental Protection, 3900 Commonwealth Blvd., MS 47, Tallahassee, Florida 32399-3000, (850)245-2161, e-mail: lynn.griffin@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting Susan Goggin, Office of Intergovernmental Programs, Department of Environmental Protection, at (850)245-2161. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The **Department of Environmental Protection**, Siting Coordination Office announces a hearing to which all persons are invited.

DATE AND TIME: March 15, 2007, 9:00 a.m.

PLACE: Roy C. Campbell Civic Center, Auditorium, Ravine Gardens State Park, 1600 Twigg Street, Palatka, FL 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: The certification hearing originally scheduled for January 9-12, 2007, has been continued by the Administrative Law Judge pursuant to a Motion for Continuance, and has been rescheduled for March 15, 2007. Administrative Law Judge J. Lawrence Johnston will conduct a hearing to consider the environmental effects and any other appropriate matters regarding whether to approve the site certification of the proposed Seminole Generating Station Unit 3 application for site certification, application number PA 78-10A2, DOAH Case number 06-0929EPP, DEP Office of General Counsel Case Number 06-0780, pursuant to the Florida Electrical Power Plant Siting Act, Sections 403.501-403.518, Florida Statutes. Judge Johnston will prepare a Recommended Order for submission to and final action by the Governor and Cabinet acting as the Siting Board, based on the hearings. Pursuant to Section 403.508(6), Florida Statutes, the certification hearing may ultimately be cancelled if all parties to the proceeding stipulate that there are no disputed issues of fact or law to be raised at the certification hearing, and if the Department and the applicant publish notice of the cancellation of the certification hearing at least 3 days prior to the originally scheduled hearing date. If the certification hearing is cancelled, the Department of Environmental Protection will issue the final order on certification within 40 days of the Administrative Law Judge's order cancelling the certification hearing.

A copy of the agenda may be obtained by contacting: Mr. Michael P. Halpin, Department of Environmental Protection, 2600 Blair Stone Road, MS 48, Tallahassee, Florida 32399-2400, (850)245-8002.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 days before the workshop/meeting by contacting Landa Korokous, (850)245-8002. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact Michael P. Halpin, (850)245-8002.

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The **Department of Environmental Protection**, Office of Greenways and Trails announces a public meeting to which all persons are invited.

DATE AND TIME: February 1, 2007, 9:00 a.m.

PLACE: Conference Room A, First Floor, Marjory Stoneman Douglas Building, 3900 Commonwealth Blvd., Tallahassee, FL

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This is a meeting of the Florida Greenways and Trails Council to which all interested persons are invited. The Council will consider designations of the Miccosukee Canopy Greenway and the J.R. Alford Greenway in Leon County and the City of Plantation Greenway in Broward County and conduct other business.

A copy of the agenda may be obtained by contacting: Nancy Alvo, Office of Greenways and Trails, 3900 Commonwealth Boulevard, Mail Station 795, Tallahassee, FL 32399-3000. Ms. Alvo may also be reached by telephone at (850)245-2052 or by email to Nancy.Alvo@dep.state.fl.us

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting Nancy Alvo at (850)245-2052. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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## DEPARTMENT OF HEALTH

The **Board of Clinical Laboratory Personnel** will hold a duly noticed rules workshop, to which all persons are invited to attend.

**DATE AND TIME:** Friday, March, 2, 2007, 9:00 a.m.

**PLACE:** Omni Jacksonville Hotel, 245 Water Street, Jacksonville, Florida 32202, (904)355-6664

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Discussion of Rule Chapter 64B3, Florida Administrative Code.

A copy of the agenda item may be obtained by writing to: Joe Baker, Jr., Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257 or accessing [www.doh.state.fl.us/mqa/clinlab/index.html](http://www.doh.state.fl.us/mqa/clinlab/index.html)

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

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board, (850)245-4355, at least 48 hours prior to the meeting. If you are a hearing or speech impaired, please contact the Board office using the Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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The **Board of Clinical Laboratory Personnel** will hold a duly noticed meeting and telephone conference call, to which all persons are invited to attend.

**DATE AND TIME:** Friday, March 2, 2007, 11:00 a.m., or shortly thereafter

**PLACE:** Omni Jacksonville Hotel, 245 Water Street, Jacksonville, Florida, (904)255-6664

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General board business.

A copy of the agenda item may be obtained by writing to: Joe Baker, Jr., Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257 or accessing [www.doh.state.fl.us/mqa/clinlab/index.html](http://www.doh.state.fl.us/mqa/clinlab/index.html)

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

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board, (850)245-4355, at least 48 hours prior to the meeting. If you are a hearing or speech impaired, please contact the Board office using the Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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The **Department of Health, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling**, announces an official Board meeting. All interested parties are invited to attend at the address listed below, which is normally open to the public.

**DATES AND TIMES:** February 8, 2007, 1:00 p.m.; February 9, 2007, 9:00 a.m.

**PLACE:** Omni Jacksonville Hotel, 245 Water Street, Jacksonville, FL 32202, (904) 355-6664

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Official Board Meeting.

A copy of the agenda may be obtained by writing to: Sue Foster, Executive Director, Department of Health, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, 4052 Bald Cypress Way, BIN #C08, Tallahassee, Florida 32399-3258.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding 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, 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact Sue Foster at (850)245-4474 at least one week prior to the meeting.

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The **Department of Health, Board of Dentistry**, will hold a general business meeting to which all persons are invited.

DATE AND TIME: April 20, 2007, 8:00 a.m.

PLACE: Marriott Tampa Airport, Tampa International Airport, Tampa, FL 33607, (813)879-5151

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general board business.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she may need to ensure that a verbatim record of the proceedings is made, which records include the testimony and evidence upon which the appeal is to be based.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Sarah Walls, (850)245-4474, at least five calendar days prior to the meeting. Persons who are hearing or speech impaired, can contact Ms. Walls using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771(TDD).

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The **Department of Health, Board of Dentistry**, will hold a Probable Cause Panel meeting where reconsiderations will be heard.

DATE AND TIME: March 9, 2007, 9:00 a.m.

PLACE: Department of Health, Building 4042, Room 301, 4052 Bald Cypress Way, Tallahassee, FL 32399-3258, (850)245-4474

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review reconsideration cases.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she may need to ensure that a verbatim record of the proceedings is made, which records include the testimony and evidence upon which the appeal is to be based.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Sarah Walls, (850)245-4474, at least five calendar days prior to the meeting. Persons who are hearing or speech impaired, can contact Ms. Walls using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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The **Department of Health, Board of Hearing Aid Specialists** announces a Probable Cause Panel Meeting in which reconsiderations will be heard, and a general business meeting. All interested parties are invited to attend with the information listed below, which is normally open to the public.

DATES AND TIMES: March 29, 2007, 3:00 p.m. (reconsiderations); March 30, 2007, 9:00 a.m.

PLACE: Sheraton Airport, 1825 Griffin Road, Ft. Lauderdale, FL 33004, (954)920-3500

GENERAL SUBJECT MATTER TO BE CONSIDERED: PCP with Reconsiderations and General Business Meeting.

A copy of the agenda may be obtained by writing to: Sue Foster, Executive Director, Department of Health, Board of Hearing Aid Specialists, 4052 Bald Cypress Way, BIN #C08, Tallahassee, FL 32399-3258.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding 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, 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact Sue Foster, (850)245-4474, at least one week prior to meeting date.

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The Florida **Board of Medicine**, Probable Cause Panel (North), announces a telephone conference call to be held via meet me number.

DATE AND TIME: January 26, 2007, 1:00 p.m.

PLACE: Meet me Number: Contact Florida Board of Medicine at (850)245-4131 for the meet me number.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a private meeting to review cases for which a determination of probable cause is to be made and to conduct a public meeting to review cases on which probable cause has been made.

A copy of the agenda may be obtained by writing to: Gaynetta Rosier, Regulation Specialist II, Agency for Health Care Administration, Medical Services, Palmer Building, P. O. Box 14229, Tallahassee, Florida 32317-4229.

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

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this 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 P. O. Box 14229, Tallahassee, Florida 32317-4229, (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 Medicine**, Surgical Care Committee announces a meeting to which all persons are invited.

DATE AND TIME: Thursday, February 2, 2007, 6:00 p.m. – 9:00 p.m.

PLACE: Sheraton Airport Hotel, 1825 Griffin Road, Dania Beach, FL 33004, (954) 920-3500 or 1(800)947-8527

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the committee.

A copy of the agenda may be obtained by writing to: Larry McPherson, Board Director, Medical Quality Assurance, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

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 will need a record of the proceedings, and for such purpose, may need to insure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based. A verbatim tape record of the proceeding may be obtained from a court reporter, if present, or an audio record from the Board Director.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Florida Board of Medicine, (850)245-4131, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Florida Board of Medicine using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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The **Council on Physician Assistants** announces a meeting to which all persons are invited.

DATE AND TIME: Thursday, February 1, 2007, 1:00 p.m. or soon thereafter

PLACE: Crown Plaza Universal, 7800 Universal Blvd., Orlando, FL 32819, (407)781-2120

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Council .

A copy of the agenda may be obtained by writing to: JoAnne Trexler, Supervisor/Consultant, Council on Physician Assistants, Medical Quality Assurance, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

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

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Council on Physician Assistants (850)245-4131, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Council on Physician Assistants 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 Medicine and Osteopathic Medical Board**, Joint Committee on Anesthesiologist Assistants announces a meeting to which all persons are invited.

DATE AND TIME: Thursday, February 1, 2007, immediately following the Physician Assistant meeting at 1:00 p.m.

PLACE: Crown Plaza Universal, 7800 Universal Blvd., Orlando, FL 32819, (407)781-2120

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Committee.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Florida Board of Medicine, Anesthesiologist Assistants (850)245-4131 at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call 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 may be obtained by writing to: JoAnne Trexler, Supervisor, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

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

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The **Board of Nursing Home Administrators**, Probable Cause Panel will hold a duly noticed meeting, to which all persons are invited to attend.

DATE AND TIME: Wednesday, January 31, 2007, 10:30 a.m.

PLACE: Department of Health, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida at meet me number 1(888)808-6959, when prompted enter conference code: 9849329103

GENERAL SUBJECT MATTER TO BE CONSIDERED: For cases previously heard by the panel.

A copy of the agenda item may be obtained by writing to: Joe Baker, Jr., Executive Director, Board of Nursing Home Administrators, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257.

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

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board, (850)245-4355, at least 48 hours prior to the meeting. If you are a hearing or speech impaired, please contact the Board office using the Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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The **Board of Nursing Home Administrators** will hold a duly noticed meeting and telephone conference call, to which all persons are invited to attend.

DATE AND TIME: Friday, February 9, 2007, 9:00 a.m.

PLACE: Omni Jacksonville Hotel, 245 Water Street, Jacksonville, Florida, (904)255-6664

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board at (850)245-4355 at least 48 hours prior to the meeting. If you are a hearing or speech impaired, please contact the Board office using the Dual Party Relay System, 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 from which the appeal is to be issued.

A copy of the agenda item may be obtained by writing to: Joe Baker, Jr., Executive Director, Board of Nursing Home Administrators, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257 or accessing [www.doh.state.fl.us/mqa/nurshome/index.html](http://www.doh.state.fl.us/mqa/nurshome/index.html)

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The **Department of Health, Board of Opticianry**, announces an official Board meeting. All interested parties are invited to attend at the address listed below, which is normally open to the public.

DATE AND TIME: March 5, 2007, 9:00 a.m.

PLACE: Omni Jacksonville Hotel, 245 Water Street, Jacksonville, FL 32202, (904)355-6664

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official Board Meeting.

A copy of the agenda may be obtained by writing to: Sue Foster, Executive Director, Department of Health, Board of Opticianry, 4052 Bald Cypress Way, BIN #C08, Tallahassee, Florida 32399-3258.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she may need to ensure that a verbatim record of the proceeding is made, which records include 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, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

Persons requiring special accommodations due to disability or physical impairment should contact Sue Foster, (850)245-4474, at least one week prior to the meeting date.

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The **Board of Optometry** will hold a duly noticed rules workshop, to which all persons are invited to attend.

DATE AND TIME: Friday, February 16, 2007, 9:00 a.m.

PLACE: Omni Jacksonville Hotel, 245 Water Street, Jacksonville, Florida 32202, (904)355-6664

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of Rule Chapter 64B13, Florida Administrative Code.

A copy of the agenda item may be obtained by writing to: Joe Baker, Jr., Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257 or accessing [www.doh.state.fl.us/mqa/optometry/index.html](http://www.doh.state.fl.us/mqa/optometry/index.html)

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

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board, (850)245-4355 at least 48 hours prior to the meeting. If you are a hearing or speech impaired, please contact the Board office using the Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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The **Board of Optometry** will hold a duly noticed meeting and telephone conference call, to which all persons are invited to attend.

DATE AND TIME: Friday, February 16, 2007, 10:00 a.m., or shortly thereafter

PLACE: Omni Jacksonville Hotel, 245 Water Street, Jacksonville, Florida, (904)255-6664

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

A copy of the agenda item may be obtained by writing to: Joe Baker, Jr., Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257 or accessing [www.doh.state.fl.us/mqa/optometry/index.html](http://www.doh.state.fl.us/mqa/optometry/index.html).

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

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board, (850)245-4355, at least 48 hours prior to the meeting. If you are a hearing or speech impaired, please contact the Board office using the Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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The **Council of Licensed Midwifery** announces a meeting to which all interested persons are invited to attend.

DATE AND TIME: Friday, January 26, 2007, 9:00 a.m. or soon thereafter

PLACE: Meet me Number: Contact the Council of Licensed Midwifery at (850)245-4161 for the meet me number

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Board.



A copy of the agenda may be obtained by writing to: Council of Licensed Midwifery, 4052 Bald Cypress Way, Bin C-06, Tallahassee, Florida 32399-3256.

Please note, that if a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he will need a record of the proceedings, and 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.

Any person requiring special accommodations at this meeting due to disability or physical impairment should contact the Council of Licensed Midwifery, (850)245-4161, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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The **Department of Health, Board of Athletic Training**, announces an Official Board Meeting. All interested parties are invited to attend at the address below, which is open to the public.

DATE AND TIME: April 13, 2007, 9:00 a.m.

PLACE: Hilton Orlando / Altamont Springs, 350 South North Lake Blvd., Altamont Springs, FL 32715, (407)830-1985

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board Business.

A copy of the agenda may be obtained by writing to: Sue Foster, Executive Director, Board of Athletic Training, Department of Health, 4052 Bald Cypress Way, BIN #C08, Tallahassee, FL 32399.

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

Those who are hearing impaired, using TDD equipment, can call the Florida Telephone Relay System, 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact Sue Foster at least a week in advance at (850)245-4474.

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The Florida **Department of Health** announces a meeting of the Florida KidCare Coordinating Council to which all persons are invited.

DATE AND TIME: Friday, February 2, 2007, 1:00 p.m. – 4:00 p.m.

PLACE: Department of Elder Affairs, Capital Circle Office Complex, 4040 Esplanade Way, Room 225F, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida KidCare Coordinating Council, an advisory body appointed by the Secretary of the Florida Department of

Health. To discuss Florida KidCare, the state children's health insurance program. The Council is charged with making recommendations to the Department, the Governor and the Legislature, as well as other state government groups about possible changes and adjustments to the Florida KidCare Program which may result in recommendations for legislative action, state agency rule change, federal agency rule or policy change, or Congressional action.

A copy of the agenda may be obtained from Gail Vail, Department of Health, (850)245-4200, ext. 2238, Gail\_Vail@doh.state.fl.us

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### FLORIDA HOUSING FINANCE CORPORATION

The **Florida Housing Finance Corporation** announces a public meeting to which all persons are invited.

DATES AND TIME: Wednesdays, beginning January 17, 2007 and ending December 19, 2007, 2:00 p.m.

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, 1st Floor, Conference Room, Tallahassee, Florida 32301-1329

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting of the Corporation's State Housing Initiatives Partnership (SHIP) Program Review Committee. The purpose of these Review Committee Meetings is to consider SHIP related matters and approve New and Amended Local Housing Assistance Plans submitted by any of the 67 counties or 50 entitlement municipalities participating in the SHIP Program.

A copy of the agenda may be obtained by contacting Darlene Raker, Florida Housing Finance Corporation, (850)488-4197.

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

Any person requiring a special accommodation at these meetings because of a disability or physical impairment should contact Darlene Raker, Florida Housing Finance Corporation, (850)488-4197, at least five calendar days prior to the meeting. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting Darlene Raker, Florida Housing Finance Corporation, (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The **Affordable Housing Study Commission** announces a public meeting to which all persons are invited.

**DATES AND TIMES:** January 31, 2007, 1:00 p.m. – 6:00 p.m.; February 1, 2007, 8:30 a.m. – 12:00 Noon (Times subject to change)

**PLACE:** Sheraton Ft. Lauderdale Airport Hotel, 1825 Griffin Road, Dania Beach, FL 33004, (954)920-3500

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Commission will continue its review of the State Housing Initiatives Partnership Program.

A copy of the agenda may be obtained by contacting: Odetta MacLeish-White at (850)488-4197 or by visiting our website at [www.floridahousing.org/ahsc](http://www.floridahousing.org/ahsc)

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting Sheila Freaney, Florida Housing Finance Corporation, (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Florida Housing Finance Corporation** announces a public meeting to which all persons are invited.

**DATE AND TIME:** February 2, 2007, 10:00 a.m. (Tallahassee local time)

**PLACE:** Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To conduct a TEFRA hearing concerning the potential future issuance of bonds by Florida Housing to refund the \$11,930,000 Florida Housing Finance Corporation Multifamily Housing Revenue Bonds (Stoddert Place) 1996 Series O issued to finance the acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Stoddert Place Apartments, a 320-unit multifamily residential rental development located at 150 Tiger Lily Drive, Pensacola, Escambia County, Florida 32506. The owner and operator of the development is Blue Angel Limited Partnership, 340 Pemberwick Road, Greenwich, Connecticut 06831, or such successor in interest in which The Richman Group of Florida, Inc., or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The manager of the development is WRMC, Inc., 599 West Putnam Avenue, Greenwich, Connecticut 06830. The total tax-exempt bond amount is not to exceed \$11,140,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), February 1, 2007, and should be addressed to the attention of Wayne Conner, Deputy Development Officer. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

A copy of the agenda may be obtained by contacting Wayne Conner, Deputy Development Officer, Florida Housing Finance Corporation at (850)488-4197.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting Wayne Conner, Deputy Development Officer, Florida Housing Finance Corporation at (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact Wayne Conner, Deputy Development Officer, Florida Housing Finance Corporation at (850)488-4197.

## **FISH AND WILDLIFE CONSERVATION COMMISSION**

The **Fish and Wildlife Conservation Commission** announces a 1/2-day facilitated stakeholder meeting to discuss and examine a draft seagrass propeller scarring bill and related issues to which all interested persons are invited.

**DATE AND TIME:** January 29, 2007, 1:00 p.m. – 4:00 p.m.

**PLACE:** Florida Department of Environmental Protection, Douglas Building, Conference Room A, 3900 Commonwealth Boulevard, Tallahassee, FL 32399-3000

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The purpose of the meeting is to review stakeholder concerns and recommendations for a draft seagrass propeller scarring bill establishing penalties for seagrass damage caused by boating activities.

A copy of the agenda may be obtained by contacting: Mr. Kent Smith, Florida Fish and Wildlife Conservation Commission, Aquatic Habitat Conservation and Restoration Section, 620 South Meridian Street, Tallahassee, Florida 32399, (850)922-4330.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting The agency ADA Coordinator at (850)488-6411. If

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

For more information, you may contact: Mr. Kent Smith, Florida Fish and Wildlife Conservation Commission, Aquatic Habitat Conservation and Restoration Section, 620 South Meridian Street, Tallahassee, Florida 32399, (850)922-4330.

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#### DEPARTMENT OF FINANCIAL SERVICES

The **Division of State Fire Marshal** announces a public meeting to which all persons are invited.

DATE AND TIME: January 25, 2007, 2:00 p.m.

PLACE: Prime Osborn Convention Center Room 208/209, 1000 Water Street, Jacksonville, FL 32204

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public meeting of the Florida Fire Code Advisory Council.

A copy of the agenda may be obtained by contacting: Division of State Fire Marshal, Bureau of Fire Prevention, 200 East Gaines Street, Tallahassee, FL 32399-0342.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Millicent King, 200 E Gaines Street, Tallahassee, FL 32399-0342, (850)413-3619, Fax (850)414-6119. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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#### FINANCIAL SERVICES COMMISSION

The **Office of Insurance Regulation** announces a public hearing to which all persons are invited.

DATE AND TIME: Tuesday, January 30, 2007, 10:00 a.m.

PLACE: 401 Senate Office Building, Tallahassee, Florida (adjacent to The Capitol). Contact name and number: C. Khai Patterson, Esquire, (850)413-4276 or Sam Coskey (850)413-2616.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Pro National Insurance Company ("PNIC") requested an overall rate level decrease of 8.6% with regard to its medical malpractice liability policies. The Consumer Advocate has petitioned the Office of Insurance Regulation to commence this proceeding to address the advocate's disagreement with certain assumptions and findings made in the PNIC rate filing. Florida law allows the Office of Insurance Regulation to hold a public hearing for any purpose within the scope of the Insurance Code deemed to be necessary. The Consumer Advocate is entitled by statute to request this proceeding pursuant to Section 627.0613, F.S. Input from interested parties will be received at this public hearing. If you are unable to

attend this public hearing, please forward your comments to [ratehearings@fldfs.com](mailto:ratehearings@fldfs.com). The subject line of your e-mail should read "Pro National."

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing should telephone Sam Coskey at (850)413-2616 or e-mail him at [sam.coskey@fldfs.com](mailto:sam.coskey@fldfs.com) at least 48 hours before the hearing.

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The **Office of Insurance Regulation** announces a public hearing to which all persons are invited.

DATE AND TIME: Tuesday, January 30, 2007, 1:00 p.m.

PLACE: 401 Senate Office Building, Tallahassee, Florida (adjacent to The Capitol). Contact name and number: C. Khai Patterson, Esquire, (850)413-4276 or Sam Coskey, (850)413-2616.

GENERAL SUBJECT MATTER TO BE CONSIDERED: In 2003, the Florida Legislature in a special session passed medical malpractice reform calling for a specified reduction to all medical malpractice insurance carrier's rates. The Consumer Advocate has petitioned the Office of Insurance Regulation to commence this proceeding to address the advocate's position that the insurance carrier's reliance on its claims experience prior to the 2003 reforms results in medical malpractice rates that are excessive and in violation of Florida law.

Florida law allows the Office of Insurance Regulation to hold a public hearing for any purpose within the scope of the Insurance Code deemed to be necessary. The Consumer Advocate is entitled by statute to request this proceeding pursuant to Section 627.0613, F.S. Input from interested parties will be received at this public hearing. If you are unable to attend this public hearing, please forward your comments to [ratehearings@fldfs.com](mailto:ratehearings@fldfs.com). The subject line of your e-mail should read "Medical Malpractice Rates."

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing should telephone Sam Coskey at (850)413-2616 or e-mail him at [sam.coskey@fldfs.com](mailto:sam.coskey@fldfs.com) at least 48 hours before the hearing.

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The **Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: February 1, 2007, 10:00 a.m.

PLACE: 401 Senate Office Building, Tallahassee, Florida (adjacent to The Capitol)

GENERAL SUBJECT MATTER TO BE CONSIDERED: American Reliable Insurance Company has requested a 36.6% average statewide rate increase with regard to its mobile homeowners policies. The requested rate increase is not uniform and some areas are subject to a higher rate increase than other areas.

Florida law allows the Office of Insurance Regulation to hold a public hearing for any purpose within the scope of the Insurance Code deemed to be necessary. Input from interested parties will be received at this public hearing. If you are unable to attend this public hearing, please forward your comments to [ratehearings@fldfs.com](mailto:ratehearings@fldfs.com). The subject line of your e-mail should read "American Reliable."

A copy of the agenda may be obtained by contacting Khai Patterson, Esquire, (850)413-4276 or Sam Coskey, (850)413-2616.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting Sam Coskey at (850)413-2616 or e-mail him at [sam.coskey@fldfs.com](mailto:sam.coskey@fldfs.com). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact Khai Patterson, Esquire, (850)413-4276 or Sam Coskey, (850)413-2616.

The **Office of Insurance Regulation** announces a public meeting of the Home Structure Rating System Advisory Board to which all persons are invited.

DATE AND TIME: February 13, 2007, 9:00 a.m.

PLACE: Hilton/UF Conference Center, 1714 S. W. 34 Street, Gainesville, FL 32607

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review and discussion regarding the draft report of the Home Structure Rating System (HSRS) that is required by Senate Bill 1980, Section 39.

A copy of the agenda may be obtained via the Internet at <http://www.floir.com/HomeStructureRatingSystem.htm>

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting Dan Callahan, Inspector General, Office of Insurance Regulation, (850)413-4974. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact Dan Callahan, Inspector General, Office of Insurance Regulation, (850)413-4974.

**FLORIDA ALLIANCE FOR ASSISTIVE SERVICES AND TECHNOLOGY, INC.**

The **Florida Alliance for Assistive Services and Technology, Inc.**, Board of Directors announces a public meeting to which all persons are invited to attend.

DATE AND TIME: Friday January 19, 2007, 9:00 a.m. – 3:00 p.m.

PLACE: The Hope Haven Children’s Clinic and Family Center, 4600 Beach Blvd., Jacksonville, FL 32207, (904)346-5100

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Directors will meet to conduct such business as specified on the agenda.

If you have any questions, please contact: FAAST, Inc., 325 John Knox Road, Bldg. 400, Ste. 402, Tallahassee, FL 32303, or by calling (850)487-3278.

If you would like to present information to the Board of Directors, or if you require reasonable accommodations due to a disability, please contact FAAST, Inc. at the above address in advance of the meeting.

**COMMUNITY BASED CARE OF SEMINOLE**

NOTICE OF CHANGE – The **Community Based Care of Seminole**, Board of Director’s have changed their meeting time. They will now meet:

DATE AND TIME: Every third Wednesday of the month, 8:30 a.m. – 10:00 a.m.

PLACE: The Corporate Office, 117 East Lake Mary Boulevard, Sanford, Florida

**VOLUNTEER FLORIDA**

**Volunteer Florida**, The Governor’s Commission on Volunteerism and Community Service, Legislative Committee, is pleased to announce a conference call to which are persons are invited to attend.

DATE AND TIME: January 23, 2007, 9:00 a.m. (EST) (Date and time are subject to change.)

PLACE: Please call (850)414-0092 for call-in number and passcode.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Committee meeting business and planning.

Please contact Kristin Mullikin, (850)414-0092, for a meeting agenda.

If you require a reasonable accommodation to participate, Voice/TTY, please advise 72 hours in advance with your request.

**Volunteer Florida**, The Governor’s Commission on Volunteerism and Community Service, Disability and Outreach Committee, is pleased to announce a conference call to which are persons are invited to attend.

DATE AND TIME: January 23, 2007, 10:00 a.m. (EST) (Date and time are subject to change.)

PLACE: Please call (850)414-0092 for call-in number and passcode

GENERAL SUBJECT MATTER TO BE CONSIDERED: Committee meeting business and planning.

Please contact Kristin Mullikin, (850)414-0092, for a meeting agenda.

If you require a reasonable accommodation to participate, Voice/TTY, please advise 72 hours in advance with your request.

**Volunteer Florida**, The Governor’s Commission on Volunteerism and Community Service, Finance and Audit Committee, is pleased to announce a conference call to which are persons are invited to attend.

DATE AND TIME: January 23, 2007, 1:00 p.m. (EST) (Date and time are subject to change.)

PLACE: Please call (850)414-0092, for call-in number and passcode

GENERAL SUBJECT MATTER TO BE CONSIDERED: Committee meeting business and planning.

Please contact Kristin Mullikin, (850)414-0092, for a meeting agenda.

If you require a reasonable accommodation to participate, Voice/TTY, please advise 72 hours in advance with your request.

**Volunteer Florida**, The Governor’s Commission on Volunteerism and Community Service, Grants/AmeriCorps Committee, is pleased to announce a conference call to which are persons are invited to attend.

DATE AND TIME: January 23, 2007, 2:00 p.m. (EST) (Date and time are subject to change.)

PLACE: Please call (850)414-0092, for call-in number and passcode

GENERAL SUBJECT MATTER TO BE CONSIDERED: Committee meeting business and planning.

Please contact Kristin Mullikin, (850)414-0092, for a meeting agenda.

If you require a reasonable accommodation to participate, Voice/TTY, please advise 72 hours in advance with your request.

**Volunteer Florida**, The Governor’s Commission on Volunteerism and Community Service, Volunteer Services Committee, is pleased to announce a conference call to which are persons are invited to attend.

DATE AND TIMES: January 23, 2007, 3:00 p.m. (EST) (Date and time are subject to change.)

PLACE: Please call (850)414-0092, for call-in number and passcode

GENERAL SUBJECT MATTER TO BE CONSIDERED: Committee meeting business and planning.

Please contact Kristin Mullikin, (850)414-0092, for a meeting agenda.

If you require a reasonable accommodation to participate, Voice/TTY, please advise 72 hours in advance with your request.

**Volunteer Florida**, The Governor’s Commission on Volunteerism and Community Service, Emergency Management Committee, is pleased to announce a conference call to which are persons are invited to attend.

DATE AND TIME: January 23, 2007, 4:00 p.m. (EST) (Date and time are subject to change.)

PLACE: Please call (850)414-0092 for call-in number and passcode

GENERAL SUBJECT MATTER TO BE CONSIDERED: Committee meeting business and planning.

Please contact Kristin Mullikin, (850)414-0092, for a meeting agenda.

If you require a reasonable accommodation to participate, Voice/TTY, please advise 72 hours in advance with your request.

**Volunteer Florida**, The Governor’s Commission on Volunteerism and Community Service, Communications Committee, is pleased to announce a conference call to which are persons are invited to attend.

DATE AND TIME: January 23, 2007, 5:00 p.m. (EST) (Date and time are subject to change.)

PLACE: Please call (850)414-0092 for call-in number and passcode

GENERAL SUBJECT MATTER TO BE CONSIDERED: Committee meeting business and planning.

Please contact Kristin Mullikin, (850)414-0092, for a meeting agenda.

If you require a reasonable accommodation to participate, Voice/TTY, please advise 72 hours in advance with your request.

**Volunteer Florida**, The Governor’s Commission on Volunteerism and Community Service, is pleased to announce a meeting to which are persons are invited to attend.

DATES AND TIMES: January 30, 2007, 8:00 a.m. (EST) – ending when all business is complete; January 31, 2007, 8:00 a.m. (EST) – ending when all business is complete. (Dates and times are subject to change.)

PLACE: Hilton Garden Inn, 1330 S. Blair Stone Road, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Site visit(s) to local partner organizations(s), networking dinner and Quarterly meeting – General business.

Please contact Kristin Mullikin, (850)414-0092, for a meeting agenda.

If you require a reasonable accommodation to participate, Voice/TTY, please advise 72 hours in advance with your request.

**ENTERPRISE FLORIDA, INC.**

**Enterprise Florida, Inc.** announces a public meeting to which all persons are invited.

Meeting: Enterprise Florida, Inc. Urban Working Group

DATE AND TIME: Tuesday, January 23, 2007, 11:00 a.m. – 12:30 p.m.

PLACE: DoubleTree Hotel Tallahassee, 101 South Adams Street, Tallahassee, FL 32301, 1(800)222-8733

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

If an accommodation is needed for a disability or physical impairment, please contact Pat Swartz, (850)298-6640, at least one (1) day prior to the activity. Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

**Enterprise Florida, Inc.** announces a public meeting to which all persons are invited.

Meeting: Enterprise Florida, Inc. Workforce Working Group

DATE AND TIME: Tuesday, January 23, 2007, 11:00 a.m. – 1:00 p.m.

PLACE: DoubleTree Hotel Tallahassee, 101 South Adams Street, Tallahassee, FL 32301, 1(800)222-8733

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

If an accommodation is needed for a disability or physical impairment, please contact Pat Swartz, (850)298-6640, at least one (1) day prior to the activity. Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

**Enterprise Florida, Inc.** announces a public meeting to which all persons are invited.

Meeting: Enterprise Florida, Inc. Rural Issues Working Group

DATE AND TIME: Tuesday, January 23, 2007, 1:00 p.m. – 3:00 p.m.

PLACE: DoubleTree Hotel Tallahassee, 101 South Adams Street, Tallahassee, FL 32301, 1(800)222-8733

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

If an accommodation is needed for a disability or physical impairment, please contact Pat Swartz, (850)298-6640, at least one (1) day prior to the activity. Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

**Enterprise Florida, Inc.** announces a public meeting to which all persons are invited.

Meeting: Enterprise Florida, Inc. Marketing Working Group

DATE AND TIME: Tuesday, January 23, 2007, 3:00 p.m. – 4:30 p.m.

PLACE: DoubleTree Hotel Tallahassee, 101 South Adams Street, Tallahassee, FL 32301, 1(800)222-8733

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

If an accommodation is needed for a disability or physical impairment, please contact Pat Swartz, (850)298-6640, at least one (1) day prior to the activity. Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

**Enterprise Florida, Inc.** announces a public meeting to which all persons are invited.

Meeting: Enterprise Florida, Inc. Stakeholders Council

DATE AND TIME: Wednesday, January 24, 2007, 8:30 a.m. – 11:30 p.m.

PLACE: DoubleTree Hotel Tallahassee, 101 South Adams Street, Tallahassee, FL 32301, 1(800)222-8733

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

If an accommodation is needed for a disability or physical impairment, please contact Pat Swartz, (850)298-6640, at least one (1) day prior to the activity. Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

**Enterprise Florida, Inc.** announces a public meeting to which all persons are invited.

Meeting: Enterprise Florida, Inc. Technology, Entrepreneurship and Capital (TEC) Committee

DATE AND TIME: Wednesday, January 24, 2007, 1:00 p.m. – 2:30 p.m.

PLACE: DoubleTree Hotel Tallahassee, 101 South Adams Street, Tallahassee, FL 32301, 1(800)222-8733

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

If an accommodation is needed for a disability or physical impairment, please contact Pat Swartz, (850)298-6640, at least one (1) day prior to the activity. Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

**Enterprise Florida, Inc.** announces a public meeting to which all persons are invited.

Meeting: Enterprise Florida, Inc. Global Commerce & Investment Committee

DATE AND TIME: Wednesday, January 24, 2007, 1:30 p.m. – 3:30 p.m.

PLACE: DoubleTree Hotel Tallahassee, 101 South Adams Street, Tallahassee, FL 32301, 1(800)222-8733

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This meeting will discuss on-going issues, developing issues and other matters.

If an accommodation is needed for a disability or physical impairment, please contact Pat Swartz, (850)298-6640, at least one (1) day prior to the activity. Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

**Enterprise Florida, Inc.** announces a public meeting to which all persons are invited.

Meeting: Enterprise Florida, Inc. Legislative Policy Committee

DATE AND TIME: Wednesday, January 24, 2007, 2:30 p.m. – 4:00 p.m.

PLACE: DoubleTree Hotel Tallahassee, 101 South Adams Street, Tallahassee, FL 32301, 1(800)222-8733

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This meeting will discuss on-going issues, developing issues and other matters.

If an accommodation is needed for a disability or physical impairment, please contact Pat Swartz, (850)298-6640, at least one (1) day prior to the activity. Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

**Enterprise Florida, Inc.** announces a public meeting to which all persons are invited.

Meeting: Enterprise Florida, Inc. Defense and Space Committee

DATE AND TIME: Wednesday, January 24, 2007, 3:00 p.m. – 4:00 p.m.

PLACE: DoubleTree Hotel Tallahassee, 101 South Adams Street, Tallahassee, FL 32301, 1(800)222-8733

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This meeting will discuss on-going issues, developing issues and other matters.

If an accommodation is needed for a disability or physical impairment, please contact Pat Swartz, (850)298-6640, at least one (1) day prior to the activity. Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System at 1(800)955-8770 (Voice) and 1-800-955-8771 (TDD).

**Enterprise Florida, Inc.** announces a public meeting to which all persons are invited.

Meeting: Enterprise Florida, Inc. Board Meeting

DATE AND TIME: Thursday, January 25, 2007, 8:30 a.m. – 12:30 p.m.

PLACE: DoubleTree Hotel Tallahassee, 101 South Adams Street, Tallahassee, FL 32301, 1(800)222-8733

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This meeting will discuss on-going issues, developing issues and other matters.

If an accommodation is needed for a disability or physical impairment, please contact Pat Swartz, (850)298-6640, at least one (1) day prior to the activity. Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

**CITIZENS PROPERTY INSURANCE MARKET ACCOUNTABILITY ADVISORY COMMITTEE**

The **Citizens Property Insurance Market Accountability Advisory Committee** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, January 24, 2007, 1:00 p.m. – 3:00 p.m.

PLACE: Citizens CAT Operations Central Office, Jacksonville, FL

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Items of discussion include, but are not limited to, business before the committee.

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

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

For more information, you may contact Laura Miller at 1(800)807-7647, extension 3896.

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**FLORIDA PATIENT SAFETY CORPORATION**

The **Florida Patient Safety Corporation** announces a public conference call to which all persons are invited.

DATE AND TIME: Monday, January 29, 2007, 9:00 a.m. – 10:30 a.m.

PLACE: Call-in Details: Dial 1(866)200-9760 followed by PIN Code 893896#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Patient Safety Corporation. Education Advisory Committee.

Questions can be e-mailed to [susan.a.moore@comcast.net](mailto:susan.a.moore@comcast.net). To be included in e-mail notices of the Florida Patient Safety Corporation Board, please e-mail your address to the address above or fax your e-mail address to (850)893-4259.

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The **Florida Patient Safety Corporation** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, February 1, 2007, 9:30 a.m. – 2:30 p.m.

PLACE: Miami Children’s Hospital, 3100 S. W. 62nd Avenue, Miami, Florida 33155-3009

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Patient Safety Corporation. Board of Directors Meeting.

A copy of the agenda and resource materials may be obtained one week prior to the meeting by visiting the website at [www.floridapatientssafetycorp.com](http://www.floridapatientssafetycorp.com). Agendas can also be requested via e-mail at [susan.a.moore@comcast.net](mailto:susan.a.moore@comcast.net). To be included in e-mail notices of the Florida Patient Safety Corporation Board, please mail/e-mail your address to the address above or fax your e-mail address to (850)893-4259.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the agency sending the notice not later than five working days prior to the proceeding at the address given on the notice. Telephone: (850)893-8936.

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**PRIDE ENTERPRISES**

**PRIDE Enterprises**, BOD announces a Finance Committee meeting to which all interested persons are invited to participate.

DATE AND TIME: Wednesday, January 24, 2007, 12:30 p.m. – 5:00 p.m.

PLACE: PRIDE Enterprises Corporate Office, St. Petersburg, [www.pride-enterprises.org](http://www.pride-enterprises.org)

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**PRIDE Enterprises**, BOD announces a BOD meeting to which all interested persons are invited to participate.

DATE AND TIME: Wednesday, January 25, 2007, 9:00 a.m. – 3:30 p.m.

PLACE: PRIDE Enterprises Corporate Office, St. Petersburg, [www.pride-enterprises.org](http://www.pride-enterprises.org)

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**FLORIDA INDEPENDENT LIVING COUNCIL**

The **Florida Independent Living Council** announces the following meetings to which all interested persons are invited.

MEETING: Advocacy Committee Meeting

DATE AND TIME: Thursday, February 1, 2007, 1:30 p.m. (EST)

PLACE: FILC, Inc. Administrative Offices, 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303-6271

MEETING: Evaluation Committee Meeting

DATE AND TIME: Thursday, February 8, 2007, 2:30 p.m. (EST)

PLACE: FILC, Inc. Administrative Offices, 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303-6271

MEETING: Points Meeting

DATE AND TIME: Wednesday, February 14, 2007, 10:00 a.m. (EST)

PLACE: FILC, Inc. Administrative Offices, 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303-6271

MEETING: Finance Committee Meeting

DATE AND TIME: Thursday, February 15, 2007, 1:30 p.m. (EST)

PLACE: FILC, Inc. Administrative Offices, 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303-6271

MEETING: Full Council Meeting

DATES AND TIMES: Wednesday through Friday, February 21-23, 2007, Times to be announced

PLACE: Homewood Suites Tallahassee, 2987 Apalachee Parkway, Tallahassee, Florida 32301

MEETING: Grassroots Steering Committee Meeting

DATE AND TIME: Wednesday, February 28, 2007, 2:00 p.m. (EST)

PLACE: FILC, Inc. Administrative Offices, 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303-6271

MEETING: Advocacy Committee Meeting

DATE AND TIME: Thursday, March 1, 2007, 1:30 p.m. (EST)

PLACE: FILC, Inc. Administrative Offices, 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303-6271

MEETING: Planning Committee Meeting

DATE AND TIME: Thursday, March 8, 2007, 1:30 p.m. (EST)

PLACE: FILC, Inc. Administrative Offices, 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303-6271

MEETING: Evaluation Committee Meeting

DATE AND TIME: Thursday, March 8, 2007, 2:30 p.m. (EST)

PLACE: FILC, Inc. Administrative Offices, 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303-6271

MEETING: Finance Committee Meeting

DATE AND TIME: Thursday, March 15, 2007, 1:30 p.m. (EST)



PLACE: FILC, Inc. Administrative Offices, 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303-6271

MEETING: Executive Committee Meeting

DATE AND TIME: Thursday, March 22, 2007, 2:30 p.m. (EST)

PLACE: FILC, Inc. Administrative Offices, 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303-6271

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the council.

COMMITTEE AND TASK FORCE MEETINGS: Please note that committees and task forces of the Florida Independent Living Council will meet at various times throughout the year to carry out the work of the council; the meeting dates and times will be posted at the above address at least seven days prior to the meeting. Persons who want to be notified of such meetings may request to be put on the mailing list for such notices by writing to Molly Gosline at the council address.

A copy of the agenda may be obtained by contacting: Florida Independent Living Council, 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303-6271, (850)488-5624 or Toll Free 1(877)822-1993.

Notices of meetings and hearing must advise that a record is required to appeal. Each board, commission or agency of this state or of any political subdivision thereof shall include in the notice of any meeting or hearing, if notice of the meeting or hearing is required, of such board, commission or agency, conspicuously on such notice, the advice that, if a person decides to appeal any decision made by the board, agency or commission with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. (Florida Statutes, §286.0105)

Any person who needs an accommodation to participate in this meeting because of a disability, including alternative formats, should submit a request for such accommodation in writing at least one week before the meeting date.

**FIRST FLORIDA GOVERNMENTAL FINANCING COMMISSION**

The **First Florida Governmental Financing Commission** announces the following public meeting, where all interested parties are invited.

DATE AND TIME: Friday, February 2, 2007, 11:00 a.m.

PLACE: Council Chambers, City Hall, City of Boca Raton, 201 West Palmetto Park Road, Boca Raton, Florida

A copy of the agenda may be obtained by contacting: Mr. Richard C. Dowdy, Program Administrator, Post Office Box 14923, Tallahassee, FL 32317-4923 or calling (850)878-1874.

**COMMISSION ON MARRIAGE AND FAMILY SUPPORT INITIATIVES**

The **Commission on Marriage and Family Support Initiatives** announces the following meetings of the commission to which all persons are invited to attend.

PLACE: All the meetings will be held via conference call at 111 N. Gadsden Street, Suite 100, Tallahassee, FL 32301-1507.

MEETING TYPE: EXECUTIVE COMMITTEE

DATE AND TIME: Wednesday, February 7, 2007, 8:30 a.m. – 9:30 a.m.

MEETING TYPE: PROGRAM COMMITTEE

DATE AND TIME: Wednesday, February 7, 2007, 10:00 a.m. – 11:30 a.m.

MEETING TYPE: POLICY COMMITTEE

DATE AND TIME: Thursday, February 1, 2007, 9:00 a.m. – 11:00 a.m.

MEETING TYPE: RESOURCE DEVELOPMENT COMMITTEE

DATE AND TIME: Thursday, February 1, 2007, 11:00 a.m. – 12:30 p.m.

MEETING TYPE: PUBLIC AWARENESS COMMITTEE

DATE AND TIME: Friday, February 16, 2007, 10:00 a.m. – 12:00 Noon

For a copy of the agendas and more information about how to attend the meetings contact Heidi Rodriguez at hrodriguez@ounce.org or (850)488-4952, ext. 135.

Persons with disabilities who require assistance to participate in the meeting are requested to notify the commission office at the same address or telephone number above at least seven days in advance so that their needs can be accommodated.

The **Commission on Marriage and Family Support Initiatives** announces the following meetings of the commission to which all persons are invited to attend.

POLICY COMMITTEE MEETING/WORKSHOP

DATE AND TIME: Wednesday, February 14, 2007, 9:00 a.m. – 5:00 p.m.

PLACE: The Ounce of Prevention Fund of Florida, 111 North Gadsden Street, Tallahassee, FL 32301

MEETING TYPE: General Commission Meeting

DATE AND TIME: Thursday, February 15, 2007, 1:00 p.m. – 5:30 p.m.

PLACE: The Doubletree Hotel Tallahassee, 101 South Adams Street, Tallahassee, FL 32301

MEETING TYPE: General Commission Meeting

DATE AND TIME: Friday, February 16 2007, 8:30 a.m. – 4:30 p.m.

PLACE: The Doubletree Hotel Tallahassee, 101 South Adams Street, Tallahassee, FL 32301

For a copy of the agendas and more information about how to attend the meetings contact Heidi Rodriguez at hrodriguez@ounce.org or (850)488-4952, ext. 135.

Persons with disabilities who require assistance to participate in the meeting are requested to notify the commission office at the same address or telephone number above at least seven days in advance so that their needs can be accommodated.

**PALM BEACH COMMUNITY COLLEGE**

The **Region XII Training Council** and Assessment Center Board of Directors announces a public meeting to which all interested persons are invited.

DATE AND TIME: Thursday, February 8, 2007, 10:00 a.m.

PLACE: Palm Beach Community College, Room CJB 102, 4200 Congress Avenue, Lake Worth, FL 33461

GENERAL SUBJECT MATTER TO BE CONSIDERED: The agenda will include but is not limited to: F.D.L.E./C.J.S.T.C. updates; Palm Beach Community College/ Criminal Justice Institute Assessment Center update; Region XII Budget Approval and any other business.

A copy of the agenda may be obtained by contacting: Sue Voccola, Secretary of the Criminal Justice Institute at Palm Beach Community College, 4200 Congress Avenue, Lake Worth, FL 33461, (561)868-3403.

**AREA AGENCY ON AGING OF PASCO-PINELLAS, INC.**

The **Area Agency on Aging of Pasco-Pinellas, Inc.** (AAAPP) announces a public meeting to which all persons are invited.

DATE AND TIME: Friday February 9, 2007, 9:30 a.m. (Please call to confirm date, time and location)

PLACE: William E. Hale Senior Center, 330 Douglas Avenue, Dunedin, Florida 34698-7912

GENERAL SUBJECT MATTER TO BE CONSIDERED: Area Agency on Aging of Pasco-Pinellas, Inc. Board Annual Meeting.

Please note that if a person decides to appeal any decision made by AAAPP Board with respect to any matter considered at the above cited meeting or hearing, 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 based.

**NORTHWEST FLORIDA AREA AGENCY ON AGING, INC.**

The **Northwest Florida Area Agency on Aging, Inc.**, Board of Directors announces its monthly meetings for year 2007. The public is invited to attend.

DATES AND TIME: February 14, 2007; April 11, 2007; June 13, 2007; August 8, 2007; October 10, 2007; December 12, 2007, 6:00 p.m.

PLACE: The Area Agency office, 5090 Commerce Park Circle, Pensacola, FL 32505

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss policy/activities/service provision/funding and/or other information pertinent to the activities of the agency.

A copy of the agenda may be obtained by writing: Northwest Florida Area Agency, Inc., 5090 Commerce Park Circle, Pensacola, FL 32505 (attn.: Dottie Peoples).

**Section VII  
Notices of Petitions and Dispositions  
Regarding Declaratory Statements**

**DEPARTMENT OF COMMUNITY AFFAIRS**

NOTICE IS HEREBY GIVEN THAT Florida Building Commission has received the petition for declaratory statement from Phillip Stoller, Perma-Column, Inc. The petition seeks the agency's opinion as to the applicability of Rule Chapter 9B-72, F.A.C. as it applies to the petitioner.

The request is asking whether the Petitioner's pre-cast concrete post is subject to product approval pursuant to Rule Chapter 9B-72, F.A.C. It has been assigned the number DCA06-DEC-287.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

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

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION**

NOTICE IS HEREBY GIVEN THAT Division of Florida Land Sales, Condominiums, and Mobile Homes, Department of Business and Professional Regulation, State of Florida has issued an order disposing of the petition for declaratory statement filed by James M. Tavss, Petitioner, Ro-Mont South Executive Council, Inc.; Docket No. 2006044670 on September 1, 2006. The following is a summary of the agency's disposition of the petition:

The Division declares that Ro-Mont South Condominium J Association, Inc., has voted to opt-out of the fire sprinkler and other lifesafety system retrofit under Section 718.112(2)(l),

Florida Statutes, but may not opt out of the installation of a fire alarm system if the fire alarm system is installed by itself rather than as a component of an engineered lifesafety system.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT Division of Florida Land Sales, Condominiums, and Mobile Homes, Department of Business and Professional Regulation, State of Florida has issued an order disposing of the petition for declaratory statement filed by Howard and Jennifer Newman, Petitioners, Monteverde Condominium Association, Inc.; Docket No. 2006048456 on October 6, 2006. The following is a summary of the agency's disposition of the petition:

The Division denies the Petition for Declaratory Statement because pursuant to Section 120.565, Florida Statutes, Rule 28-105.003, Florida Administrative Code, a declaratory statement is not the proper forum to resolve disputes of fact. In addition, the Division may not issue a declaratory statement where the parties are in court on the same issues.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: 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.

NOTICE IS HEREBY GIVEN THAT Division of Florida Land Sales, Condominiums, and Mobile Homes, Department of Business and Professional Regulation, State of Florida has issued an order disposing of the petition for declaratory statement filed by In Re: Petition for Declaratory Statement, Spencer McGuiness, Petitioner, Prospect Aragon, LLC; Docket No. 2006062187 on December 29, 2006. The following is a summary of the agency's disposition of the petition:

The Petitioner voluntarily withdrew its Petition for Declaratory Statement.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: 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.

NOTICE IS HEREBY GIVEN THAT the Construction Licensing Industry Board has received the petition for declaratory statement from David Levesque. The petition seeks the agency's opinion as to the applicability of Section 489.103(6), Florida Statutes, as it applies to the petitioner.

With regard to whether he is exempt from licensure in performing repairs to spas and hot tubs as outlined in his Petition. Additionally, the Petitioner seeks the Board's Definitions of "spa" and "hot tub."

A copy of the Petition for Declaratory Statement may be obtained by contacting: G. W. Harrell, Executive Director, Construction Industry Licensing Board, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**Section VIII**  
**Notices of Petitions and Dispositions**  
**Regarding the Validity of Rules**

**Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:**

**NONE**

**Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:**

**NONE**

**Section IX**  
**Notices of Petitions and Dispositions**  
**Regarding Non-rule Policy Challenges**

**NONE**

**Section X  
Announcements and Objection Reports of  
the Joint Administrative Procedures  
Committee**

COMMITTEE MEETING AGENDA  
January 22, 2007  
301 Senate Office Building  
3:30 p.m. – 5:30 p.m.

**CALL TO ORDER AND ROLL CALL**

**TAB 1 STATUS REPORT**

**REPORT ON PREVIOUS OBJECTIONS:**

- TAB 2** 64B1-3.001(6) Definitions.  
Department of Health; Board of Acupuncture
- 02-06-06 Objection Voted.
  - 03-21-06 Received letter from the Counsel for the Board: Will Amend.
  - 05-05-06 FAW Notice of Proposed Rulemaking.
  - 06-29-06 Received Notice of Change; Objectionable Subsection (6) Deleted.
  - 07-07-06 FAW Notice of Change.
  - 08-17-06 Adopted. MODIFIED
  - 09-06-06 Effective.
- 64B1-9.005 Definitions.  
Department of Health;  
Board of Acupuncture
- 02-06-06 Objection Voted.
  - 03-21-06 Received letter from the Counsel for the Board: Will Amend.
  - 07-28-06 FAW Notice of Proposed Rulemaking (Repeal).
  - 08-30-06 Adopted. REPEALED
  - 09-19-06 Effective.

**NEW OBJECTIONS:**

- TAB 3** Department of Management Services
- 60H-1.003(3)(a)1. Standard Lease Agreement Form.
  - 60H-1.001(13) Definitions.
  - 60H-1.017(1),

- (2)(a)2.a., Turnkey (Lease) Construction Program.
- 60H-1.022(2) Prior Approval of Space Need.
- 60H-1.015(1)(b)5. Leases of 5,000 Square Feet or More.

**TAB 4** Demonstration of Committee F.A.L.C.O.N. Website

**REPORTS AND APPEARANCES**

**Section XI  
Notices Regarding Bids, Proposals and  
Purchasing**

**DEPARTMENT OF EDUCATION**

**NOTICE TO PROFESSIONAL CONSULTANTS**

Florida State University, State of Florida, announces that professional services for minor projects are required in the discipline of structural engineering, and threshold inspections for major projects. Minor projects are specific projects for construction, renovation, alterations or additions that have a basic construction budget estimated to be \$1,000,000 or less; or studies for which the fee for professional services is \$100,000 or less. Campus Service contracts for minor projects provide that the consultant will be available on an as-needed basis. The University intends to award multiple contracts for the upcoming fiscal year through June 30, 2008. At the option of the University and the consultant, the contract may be renewed for up to two additional one year periods.

**INSTRUCTIONS:**

Firms desiring to provide professional services shall apply by letter specifying the campus service agreement for which they are applying. Proximity of location will be a prime factor in the selection of the firm.

Attach to each letter of application:

1. A completed Florida State University "Professional Qualifications Supplement," dated August 8, 2003. Applications on any other form, or on versions dated prior to 08/08/03, will not be considered.
2. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered in the State of Florida to practice the required profession at the time of application. If the applicant is a corporation, it must be properly chartered by the Florida Department of State to operate in Florida.

Submit four (4) copies of the above requested data bound in the order listed above. Applications which do not comply with the above instructions will not be considered.

Application material will not be returned.

The plans and specifications for campus service projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$50,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Professional Qualification Supplements, descriptive project information, and selection criteria may be obtained on line at [www.fpc.fsu.edu](http://www.fpc.fsu.edu) or by contacting:

Lynetta Mills, Facilities Design and Construction  
109 Mendenhall Building A, Florida State University  
Tallahassee, Florida 32306-4152

(850)644-2843 telephone, (850)644-8351 facsimile

Submittals must be received at the above location, by 2:00 p.m. (local time), on Tuesday, February 20, 2007. Facsimile (FAX) submittals are not acceptable and will not be considered.

For further information on campus service projects, contact:

Kelli Everett, Facilities Design and Construction  
125 Mendenhall Building A, Florida State University  
Tallahassee, Florida 32306-4153

Office Location: 107 Mendenhall Building A  
(850)645-7124 telephone, (850)644-4807 facsimile

**NOTICE TO PROFESSIONAL CONSULTANTS**

The University of North Florida – Board of Trustees, a public body corporate, announces that Professional Services in the discipline of Programming, Architecture and Engineering will be required for the project listed below:

Tenant Fit-up for the AOL Building on Kernan Boulevard

The University of North Florida is planning to occupy the AOL Building and relocate several administrative and teaching units to this new location. The building, which was previously a call center for AOL, consists of roughly 85,000 net square feet, mostly open floor space.

**INSTRUCTIONS:**

Firms desiring to apply for consideration shall submit a letter of application.

The letter of application should have attached:

1. The most recent version of the “Professional Qualifications Supplement,” completed by the applicant. Applications on any other form will not be considered.
2. A copy of the applicant’s current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of

Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.

3. Submit 6 copies of the above requested data bound in the order listed above. Applications which do not comply with the above instructions may be disqualified. Application materials will not be returned.

The University of North Florida strongly encourages Minority Business participation.

Blanket professional liability insurance will be required for this project in the amount of \$2,000,000 and will be provided as a part of Basic Services (each, aggregate and per occurrence).

As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Professional Qualifications Supplement forms, descriptive project information, and selection criteria may be obtained electronically by emailing:

Dottie Fischetti [dfischet@unf.edu](mailto:dfischet@unf.edu) or Facilities Planning  
Student Assistant

University of North Florida  
4567 St. Johns Bluff Road, South  
Jacksonville, Florida 32224  
(904)620-2016, Fax (904)620-2020

Submittals must be received in the office of Facilities Planning, Portable 832B, University of North Florida, 4567 St. Johns Bluff Road, South, Jacksonville, Florida 32224, by 2:00 p.m. (local time), on February 20, 2007. Facsimile (FAX) submittals are not acceptable and will not be considered.

**NOTICE TO PROFESSIONAL CONSULTANTS**

The University of North Florida – Board of Trustees, a public body corporate, announces that Professional Services in the discipline of Traffic Analysis Engineering will be required for the project listed below:

Traffic Flow Analysis of the University Of North Florida  
Campus

The University of North Florida is experiencing rapid growth in the student, faculty and staff populations. The selected consulting firm will be required to analyze current conditions and recommend solutions to improve vehicular circulation and control for the current and future conditions.

**INSTRUCTIONS:**

Firms desiring to apply for consideration shall submit a letter of application.

The letter of application should have attached:

1. The most recent version of the "Professional Qualifications Supplement," completed by the applicant. Applications on any other form will not be considered.
2. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.
3. Submit 6 copies of the above requested data bound in the order listed above. Applications which do not comply with the above instructions may be disqualified. Application materials will not be returned.

The University of North Florida strongly encourages Minority Business participation.

Blanket professional liability insurance will be required for this project in the amount of \$2,000,000 and will be provided as a part of Basic Services (each, aggregate and per occurrence).

As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Professional Qualifications Supplement forms, descriptive project information, and selection criteria may be obtained electronically by emailing:

Dottie Fischetti [dfischet@unf.edu](mailto:dfischet@unf.edu) or Facilities Planning  
Student Assistant

University of North Florida  
4567 St. Johns Bluff Road, South  
Jacksonville, Florida 32224  
(904)620-2016, Fax (904)620-2020

Submittals must be received in the office of Facilities Planning, Portable 832B, University of North Florida, 4567 St. Johns Bluff Road, South, Jacksonville, Florida 32224, by 2:00 p.m. (local time), on February 20, 2007. Facsimile (FAX) submittals are not acceptable and will not be considered.

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

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

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#### **DEPARTMENT OF CORRECTIONS**

##### **NOTICE TO PROFESSIONAL CONSULTANTS PUBLIC ANNOUNCEMENT FOR PROFESSIONAL ARCHITECTURAL / ENGINEERING SERVICES**

The State of Florida, Department of Corrections, Bureau of Procurement and Supply, announces that Professional Services are required from Architectural/Engineering firms for the project listed below. Applications from qualified firms are to be sent to the attention of: Julyn Hussey, Bureau of Procurement and Supply, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500, (850)410-4049. The selected firm may be required to perform its services on an accelerated schedule.

##### **INSTRUCTIONS**

Any firm desiring to provide professional services for this project shall apply for consideration with a letter of application, indicating within the body of the letter, your firm's specific abilities respective to the particular project's requirements, office location(s) from which the firm will be doing the work and attach current copies of the following:

1. A copy of the Department of Corrections' current "Professional Qualifications Supplement" (PQS) (dated September 2004) with current data. The PQS is posted as a related document for printing on the Vendor Bid System under this solicitation at the following website address: [http://fcn.state.fl.us/owa\\_vbs/owa/vbs\\_www.search.criteria\\_form](http://fcn.state.fl.us/owa_vbs/owa/vbs_www.search.criteria_form).
2. A reproduction of the firm's current Florida State Board License with the appropriate board governing the discipline offered. If the firm is a corporation, it must be properly chartered with the Department of State to operate in Florida. Include a copy of the charter and current certification that all fees and filings are current.
3. Attach a current copy of the SF330 for the office(s) that will be performing the work. This form may be found at the following website address: <http://www.gsa.gov>.
4. Evidence of professional liability insurance in the amount of at least \$1,000,000.
5. Describe scope of work to be assigned to any sub-consultant and include a SF330 for each sub-consultant.
6. Names, specific qualifications and professional memberships of person(s) to be assigned to this project and their respective roles (do not include resumes).
7. Names, addresses and phone numbers of at least five (5) other agencies for whom similar services have been performed within the last five (5) years and the date, project name, brief project description, firm's project manager and specific services provided in each case.

8. If desired by the firm, additional examples of similar projects completed by persons to be assigned to this project, references (none from current or former Department of Corrections personnel) and any other supporting information.

Submit one original letter of interest and five (5) copies of the required data. The required data shall be submitted in the order listed above. Faxed copies will not be accepted. Applications that do not comply with the instructions set forth above may be considered improper and be disqualified. The plans and specifications developed by the firm awarded this project are subject to reuse in accordance with the requirements of Section 287.055, Florida Statutes, ("Consultants' Competitive Negotiation Act").

The awarded firm shall not knowingly engage in this project, on a full time, part time or other basis during the period of this Contract, any current or former employee of the Department where such employment conflicts with Section 112.3185, Florida Statutes.

Respondents will be ranked by a Competitive Selection Committee based on the information received in response to this Request for Qualifications (RFQ). Interviews of all ranked respondents may or may not be required, at the direction of the Committee. If interviews are required they will be held during the week beginning March 12, 2007, and ending March 16, 2007. Under the authority delegated to the Secretary of the Department of Corrections by Florida Statute 287.055, sitting as the head of the Department of Corrections, Professional Services Contracts will be awarded to one firm following the recommendations of the Competitive Selection Committee and in accord with the statutory negotiation procedures. All firms responding to this RFQ will be notified by a single posting, after approval by the Secretary, through the following website address: [http://fcn.state.fl.us/owa\\_vbs/owa/vbs\\_www.search.criteria\\_form](http://fcn.state.fl.us/owa_vbs/owa/vbs_www.search.criteria_form). It is the firm's responsibility to check the website for updated information.

Response Date: February 19, 2007 by 4:00 p.m. Eastern Standard Time (EST)

Late submittals will not be opened or considered.

**PROJECT:** Provide Professional Architectural/Engineering Services to adapt prototypical work camp plans at Okeechobee Correctional Institution. The Scope of work includes: Design, Environmental Permitting, Bidding Services and Construction Administration of the Site Work and Utilities; and expansion of the existing utilities as required to service the work camp and a future annex. The work may entail some Architectural support, to assist the Department in adapting prototype building designs to the site conditions and may include Contract Administration Services. Partial funding is available for the initial site design. Additional funding, over a number of years and contingent upon annual appropriations by the Legislature, will be required to complete the design, permitting and construction.

**PROJECT LOCATION:** Okeechobee Correctional Institution, 3420 N.E. 168th Street, Okeechobee, Florida 34972 is the project site for purposes of the selection process.

**PROJECT NUMBER:** EL-53 (ST)

**ESTIMATED CONSTRUCTION COST:** \$5,400,000

**PROJECT ADMINISTRATOR:** Chuck Bozeman, Construction Projects Consultant, (850)410-4174

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**NOTICE TO PROFESSIONAL CONSULTANTS  
PUBLIC ANNOUNCEMENT FOR PROFESSIONAL  
ARCHITECTURAL / ENGINEERING SERVICES**

The State of Florida, Department of Corrections, Bureau of Procurement and Supply, announces that Professional Services are required from Architectural/Engineering firms for the project listed below. Applications from qualified firms are to be sent to the attention of: Julyn Hussey, Bureau of Procurement and Supply, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500, (850)410-4049. The selected firm may be required to perform its services on an accelerated schedule.

**INSTRUCTIONS**

Any firm desiring to provide professional services for this project shall apply for consideration with a letter of application, indicating within the body of the letter, your firm's specific abilities respective to the particular project's requirements, office location(s) from which the firm will be doing the work and attach current copies of the following:

1. A copy of the Department of Corrections' current "Professional Qualifications Supplement" (PQS) (dated September 2004) with current data. The PQS is posted as a related document for printing on the Vendor Bid System under this solicitation at the following website address: [http:// fcn.state.fl.us/owa\\_vbs/owa/vbs\\_www.search.criteria\\_form](http://fcn.state.fl.us/owa_vbs/owa/vbs_www.search.criteria_form).
2. A reproduction of the firm's current Florida State Board License with the appropriate board governing the discipline offered. If the firm is a corporation, it must be properly chartered with the Department of State to operate in Florida. Include a copy of the charter and current certification that all fees and filings are current.
3. Attach a current copy of the SF330 for the office(s) that will be performing the work. This form may be found at the following website address: <http://www.gsa.gov>.
4. Evidence of professional liability insurance in the amount of at least \$1,000,000.
5. Describe scope of work to be assigned to any sub-consultant and include a SF330 for each sub-consultant.
6. Names, specific qualifications and professional memberships of person(s) to be assigned to this project and their respective roles (do not include resumes).

7. Names, addresses and phone numbers of at least five (5) other agencies for whom similar services have been performed within the last five (5) years and the date, project name, brief project description, firm's project manager and specific services provided in each case.
8. If desired by the firm, additional examples of similar projects completed by persons to be assigned to this project, references (none from current or former Department of Corrections personnel) and any other supporting information.

Submit one original letter of interest and five (5) copies of the required data. The required data shall be submitted in the order listed above. Faxed copies will not be accepted. Applications that do not comply with the instructions set forth above may be considered improper and be disqualified. The plans and specifications developed by the firm awarded this project are subject to reuse in accordance with the requirements of Section 287.055, Florida Statutes, ("Consultants' Competitive Negotiation Act").

The awarded firm shall not knowingly engage in this project, on a full time, part time or other basis during the period of this Contract, any current or former employee of the Department where such employment conflicts with Section 112.3185, Florida Statutes.

Respondents will be ranked by a Competitive Selection Committee based on the information received in response to this Request for Qualifications (RFQ). Interviews of all ranked respondents may or may not be required, at the direction of the Committee. If interviews are required they will be held during the week beginning March 12, 2007, and ending March 16, 2007. Under the authority delegated to the Secretary of the Department of Corrections by Florida Statute 287.055, sitting as the head of the Department of Corrections, Professional Services Contracts will be awarded to one firm following the recommendations of the Competitive Selection Committee and in accord with the statutory negotiation procedures. All firms responding to this RFQ will be notified by a single posting, after approval by the Secretary, through the following website address: [http://fcn.state.fl.us/owa\\_vbs/owa/vbs\\_www.search.criteria\\_form](http://fcn.state.fl.us/owa_vbs/owa/vbs_www.search.criteria_form). It is the firm's responsibility to check the website for updated information.

Response Date: February 19, 2007, by 4:00 p.m. Eastern Standard Time (EST)

Late submittals will not be opened or considered.

**PROJECT:** Provide Professional Architectural/Engineering Services to design the site work, environmental permitting and utilities for a prototypical Annex including reception and medical facilities for Lowell Correctional Institution (location will be across the road and adjacent to Marion CI) along with expansion/renovation of the Lowell CI Main Unit. The Scope of work for both projects includes Design; Environmental Permitting; Bidding Services and Construction Administration for the Site Work and Utilities, including tying Marion CI and

Lowell CI water and reuse water systems together. The work may entail some Architectural support, to assist the Department in adapting prototype building designs to the site conditions; design of new buildings; repairs, renovations and additions to existing building at the main unit and providing contract administration services. Partial funding is available for the initial site design for each project. Additional funding, over a number of years and contingent upon annual appropriations by the Legislature, will be required to complete the design and construction.

**PROJECT LOCATION:** Lowell Correctional Institution, 11120 N. W. Gainesville Rd., Ocala, Florida 34482 is the project site for purposes of the selection process.

**PROJECT NUMBER:** EL-04 (ST)

**ESTIMATED CONSTRUCTION COST:** \$19,500,000

**PROJECT ADMINISTRATOR:** Brant Chaisson, Senior Architect, (850)410-4210

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**WATER MANAGEMENT DISTRICTS**

TAYLOR COUNTY  
 REQUEST TO BID  
 Spring Creek Trailhead  
 Taylor County, Florida

Sealed bids will be received by the Suwannee River Water Management District for:

**PROJECT TITLE:** Spring Creek Trailhead

**PROJECT NUMBER:** RFB No. 06/07-018RM

**PROJECT SCOPE:** This project is being constructed through an agreement between the Suwannee River Water Management District and Taylor County, Florida. Funding for construction is provided by a grant from the Florida Department of Transportation under the LAPA program.

The project involves clearing and grubbing, construction of restroom facilities, roadway construction, and various equestrian items (parking facilities for trailers, wash stations, paddocks, picnic tables and slabs along with all other items listed in the scope of work). Estimated cost is under \$350,100.

**PROJECT LOCATION:** The project is located in Taylor County, Florida, approximately five miles west of Perry, Florida. Specific directions: From Perry, take highway 98 (Hampton Springs Road) approximately four and one-half miles to County Road 356. Go south on 356 approximately one mile, project is divided by County Road 356.

**BID DOCUMENTS:** Any individual or firm desiring to bid on this project may obtain a copy of the Plans and Specifications at a cost of \$100.00 by contacting: American Engineering, 1282 Timberland Road, Suites A, B, & K, Tallahassee, Florida 32312, (850)386-8085.

**BID DATE AND TIME:** Sealed bids will be received until 4:00 p.m. on Thursday, March 1, 2007, at the Suwannee River Water Management District Headquarters, 9225 CR 49, Live



Oak, Florida 32060. Clearly label all bids, "Spring Creek Trailhead, Bid No. 06/07-018RM". Faxed bids will not be accepted.

**BID REQUIREMENTS:** Bids must be submitted in full accordance with the requirements of the drawings, specifications, and bid documents. A performance and payment bond will be required. All contractors that are interested in bidding are required to attend a mandatory pre-bid conference to be held Thursday, February 8, 2007, at 10:00 a.m. on the parking lot for Hampton Springs Park (adjacent to the project site). Failure to attend the pre-bid conference will result in disqualification of that firm's proposal. Attendees will be required to sign an attendance register. Bidders are encouraged to inspect the work site prior to the pre-bid conference.

Any individual or firm desiring to obtain a copy of this Request for Bids may do so by visiting the District's website at [www.srwmd.state.fl.us](http://www.srwmd.state.fl.us) or by contacting:

Kristel Callahan, OPS Administrative Assistant  
 or Jerry Bowden, P.E., Water Resource Engineer III  
 Suwannee River Water Management District  
 9225 County Road 49  
 Live Oak, Florida 32060  
 Phone: (386)362-1001  
 1(800)226-1066 (Florida only)  
 Fax: (386)362-1056

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

**INVITATION TO BID**

Proposals are requested from qualified roofing contractors by the Agency for Persons with Disabilities, hereinafter referred to as Owner, for the construction of:

**PROJECT NUMBER:** APD 07246520  
**PROJECT:** REROOFING OF ROOSEVELT  
 LEARNING CENTER  
 SUNLAND CENTER  
 MARIANNA, FLORIDA

The retrofit roofing work includes roof over of the existing (approximately) 10,300 square foot Roosevelt Cottage's low slope roof with light gauge steel framing and standing seam roof panel system. Engineer and install light gauge metal retrofit hip roof framing system and subpurlins over existing roof membrane and insulating lightweight concrete deck. Install blanket insulation, structural prefinished aluminized

steel standing seam metal roof system, gable end wall panels and fascia and prefinished aluminized steel flashing, trim, roof curbs, gable end louvers, gutters and scuppers, trim, and sealants. The work includes relocation of HVAC condensing unit from roof to new concrete pad at grade. Clean, prime, and paint exposed framing and tectum panels underside of soffit roof overhang.

**Bid Documents:** The prequalification packages may be obtained from the Architect's office at 211 John Knox Road, Suite 105, Tallahassee, Florida 32303. The completed prequalification packages are to be returned to the Architect at the time of the Prebid Meeting on February 5, 2007. Only those contractors who are prequalified will be eligible to bid this project.

**PERFORMANCE BOND AND LABOR AND MATERIAL BOND:** If the construction award is \$100,000.00 or more, a Performance Bond and Labor and Material Payment Bond are required.

**BID DATE AND TIME:** Sealed bids will be received at the architect's office on February 15, 2007, until 2:00 p.m., EST (local time), at which time they will be publicly opened and read aloud.

**MANDATORY PRE-BID INSPECTION AND PREQUALIFICATION:** We will conduct a mandatory prebid meeting with the architect at the Maintenance Office Conference Room on Monday, February 5, 2007, 2:00 p.m., CST (local time), for all interested contractors. The Owner accepts bids from those firms which demonstrate current relevant licensure with the Florida Department of Business and Professional Registration by submittal of a copy of that license or certificate with their bid and compliance with the pre-qualification requirements as stated hereinbefore and in the project specifications.

**PROPOSAL:** Bids must be submitted in full accordance with the requirements of the drawings, specifications, bidding conditions and contractual conditions, which may be examined and obtained for a \$50.00 deposit from the architect:

MANAUSA LEWIS AND DODSON, ARCHITECTS  
 211 JOHN KNOX ROAD, SUITE 105  
 TALLAHASSEE, FLORIDA 32303  
 TELEPHONE: (850)385-9200

**CONTRACT AWARD:** The bid tabulation and Notice of Award Recommendation will be posted at 2:00 p.m. (EST), on February 16, 2007, at the architect's office. In the event that the bid tabulation and Notice of Award Recommendation cannot be posted in this manner, then all bidders will be otherwise notified. Any protests of the bid must be made within 72 hours of posting of the results. "Failure to file a protest within the time prescribed in Section 120.53(5), Florida Statutes, shall constitute a waiver of proceedings under Chapter 120, Florida Statutes." If no protest is filed per Section B-21 of the

“Instructions to Bidders, Notice and Protest Procedures”. The contract will be awarded to the qualified, responsive low bidder in accordance with Rule 60D-5, F.A.C., by the Owner.

**FLORIDA HOUSING FINANCE CORPORATION**

The Florida Housing Finance Corporation invites all qualified law firms wishing to act as bond counsel to perform services for and on behalf of Florida Housing Finance Corporation to submit proposals for consideration. Proposals shall be accepted until 2:00 p.m. (Eastern Time), Friday, February 23, 2007, to the attention of Robin L. Grantham, Contracts Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. For questions or additional information, please contact Robin L. Grantham at (850)488-4197 or robin.grantham@floridahousing.org. To obtain a copy of the Request for Qualifications, which outlines selection criteria and offeror’s responsibilities, please submit your request to the attention of Robin L. Grantham, or you can download the Request for Qualifications from the Florida Housing Finance Corporation web site at <http://www.floridahousing.org/Home/BusinessLegal/Solicitations/RequestForQualifications.htm>. Any modifications that occur to the Request for Qualifications will be posted at the web site and may result in an extension of the deadline.

**Section XII  
Miscellaneous**

**DEPARTMENT OF LEGAL AFFAIRS**

**NOTICE OF AVAILABILITY  
VOCA Grant Funds**

Announcement: The Office of the Attorney General is pleased to announce the availability of Victims of Crime Act (VOCA) grant funds from the U.S. Department of Justice. The purpose of VOCA grant funds is to support the provision of services to victims of crime. Services are defined as those efforts that respond to the emotional and physical needs of crime victims, assist victims of crime to stabilize their lives after a victimization, assist victims to understand and participate in the criminal justice system and provide victims of crime with a measure of safety and security. Eligibility to apply for VOCA funds is limited to victim assistance programs administered by state or local government agencies or not-for-profit corporations registered in Florida, or a combination thereof. The funding cycle for the VOCA grant funds under this notice is October 1, 2007, through September 30, 2008.

Application and Deadline: The annual competitive grant process involves submission of an application, followed by an evaluation that includes an application review and site visits as determined necessary. An application may be obtained through

the Office of the Attorney General’s web page at <http://my.floridalegal.com/> under the heading of Crime Victims’ Services. If you are unable to download a copy of the application you may call (850)414-3380. The deadline for applying for a VOCA grant under this notice is no later than 5:00 p.m. (Eastern Standard Time) on February 23, 2007. Faxed or electronic submission of the application is not acceptable.

**DEPARTMENT OF EDUCATION**

NOTICE OF CORRECTION – The rule development workshop for Rule 6B-4.010, F.A.C., as published in the December 15, 2006, F.A.W. was incorrectly noticed as “Education Practices Commission.” This rule should have been identified as “State Board of Education.” In addition, the law implemented citations should have included Chapter 2006-26, Section 3, Laws of Florida.

**DEPARTMENT OF LAW ENFORCEMENT**

**Notice of Application for Federal Funds**

The State of Florida, Department of Law Enforcement, will be submitting an application to the Bureau of Justice Assistance, United States Department of Justice, for \$12,402,693, in Federal Fiscal Year 2007 funds made available under Part E of title I of the Omnibus Crime Control and Safe Streets Act of 1968, Section 500 as amended.

A copy of the application will be available for review and comment by the public at the Department of Law Enforcement, Business Support Program, Office of Criminal Justice Grants, Tallahassee, Florida 32308.

Interested parties should contact the Office of Criminal Justice Grants at (850)410-8700, to obtain a copy of the application for review.

**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

**Notice of Publication for a New Point**

**Franchise Motor Vehicle Dealer in a County of More than 300,000 Population**

Pursuant to Section 320.642, Florida Statutes (2005), Scooter Management, LLC, intends to allow the establishment of ALI-J, Inc., d/b/a Freedom Powersports, as a dealership for the sale of Chungfei Motorcycle Ltd (CHEG), Qianjiang Motorcycle Group Corp. (QIAN), and Shanghai Meitian Motorcycle Co., Ltd (MEIT) motorcycles at 1540 Main Street, Sarasota (Sarasota County), Florida 34236, on or after February 1, 2007.

The name and address of the dealer operator(s) and principal investor(s) of ALI-J, Inc., d/b/a Freedom Powersports, are dealer operator(s): Jeff Free, 5924 Tarpon

Gardens Circle, #202, Cape Coral, Florida 33914; principal investor(s): Jeff Free and Alison Free, 5924 Tarpon Gardens Circle, #202, Cape Coral, Florida 33914.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Michael Klaiman, President, Scooter Management, LLC, 6910 Renwick, Suite C, Houston, Texas 77081.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of Less  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes (2005), notice is given that TANK Sports, Inc., intends to allow the establishment of Environmental Dynamics, Inc., d/b/a First Coast Power Sports, as a dealership for the sale of KTMEX motorcycles at 825 South Ponce DeLeon Boulevard, St. Augustine (St. Johns County), Florida 32086, on or after December 28, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Environmental Dynamics, Inc., d/b/a First Coast Power Sports, are dealer operator(s): Shawn McDonald, 6650 U.S. 1 South, St. Augustine, Florida 32086; principal investor(s): Shawn McDonald, 6650, U.S. 1 South, St. Augustine, Florida 32086.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Mike Turber, National Sales Manager, TANK Sports, Inc., 10926 Schmidt Road, El Monte, California 91733.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes (2005), Thunder Mountain Custom Cycles, Inc., intends to allow the establishment of Fort Lauderdale Harley Davidson, Inc., d/b/a Sunrise Harley Davidson, as a dealership for the sale of Thunder Mountain Custom motorcycles at 201 International Parkway, Sunrise (Broward County), Florida 33325, on or after December 12, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Fort Lauderdale Harley Davidson, Inc., d/b/a Sunrise Harley Davidson, are dealer operator(s): Bruce Rossmeyer, 2871 North Federal Highway, Fort Lauderdale, Florida 33306; principal investor(s): Bruce Rossmeyer, 2871 North Federal Highway, Fort Lauderdale, Florida 33306.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Susan Fister, Accounting Department, Thunder Mountain Custom Cycles, Inc., 760 Southeast Frontage Road, Fort Collins, Colorado 80524.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes (2005), JohnnyPag.com intends to allow the establishment of Ft. Lauderdale Harley-Davidson as a dealership for the sale of JohnnyPag motorcycles at 2871 North Federal Highway, Ft. Lauderdale (Broward County), Florida 33306, on or after January 1, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Ft. Lauderdale Harley-Davidson are dealer operator(s): John Brogno, 2871 North Federal Highway, Ft. Lauderdale, Florida 33306; principal investor(s): Bruce Rossmeyer, 2871 North Federal Highway, Ft. Lauderdale, Florida 33306.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: JR Pag, President, Johnnypag.com, 11754 Warm Springs Road, Riverside, California 92505-5862.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes (2005), Zongshen, Inc., intends to allow the establishment of Mojo PowerSports, Inc., d/b/a Mojo Scooters and as Gekgo Scooters, as a dealership for the sale of Zongshen motorcycles at 707 West Bay Drive, Largo (Pinellas County), Florida 33770, on or after January 2, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Mojo PowerSports, Inc., d/b/a Mojo Scooters and as Gekgo Scooters, are dealer operator(s): Peter Spoto, 707 West Bay Drive, Largo, Florida 33770; principal investor(s): Peter Spoto, 707 West Bay Drive, Largo, Florida 33770.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Jieming (Tiger) Qiu, General Manager, Zongshen, Inc., 3511 Northwest 113th Court, Doral, Florida 33178.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes (2005), Forest River, Inc., intends to allow the establishment of Rivers Bus Sales, Inc., as a dealership for the sale of Forest River

Buses (FRRV), Elkhart Coach Model EC-II, at 10626 General Avenue, Jacksonville (Duval County), Florida 32220, on or after December 27, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Rivers Bus Sales, Inc., are dealer operator(s): Jim Searcy, 10626 General Avenue, Jacksonville, Florida 32220; principal investor(s): Jim Searcy, 10626 General Avenue, Jacksonville, Florida 32220.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Rick Van Ledingham, General Manager, Elkhart Coach Division, Forest River, Inc., P. O. Box 3030, Elkhart, Indiana 465715-3030.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

The name and address of the dealer operator(s) and principal investor(s) of Rivers Bus Sales, Inc., are dealer operator(s): Larry Schaffer, 10626 General Avenue, Jacksonville, Florida 32220; principal investor(s): Larry Schaffer, 10626 General Avenue, Jacksonville, Florida 32220.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Burrell Matlock, Federal Coach, LLC, P. O. Box 180340, Fort Smith, Texas 72918.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes (2005), Pioneer Motors USA, LLC, intends to allow the establishment of Stock Mild to Wild, as a dealership for the sale of Pioneer motorcycles at 2012 Blanding Boulevard, Jacksonville (Duval County), Florida 32210, on or after December 26, 2006.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes (2005), Federal Coach, LLC, intends to allow the establishment of Rivers Bus Sales, Inc., as a dealership for the sale of Federal Coach (FEDC) buses at 10626 General Avenue, Jacksonville (Duval County), Florida 32220, on or after November 8, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Stock Mild to Wild are dealer operator(s): Ryan Kallina, 1521 Rose Hill Drive, Jacksonville, Florida 32221; principal investor(s): Ryan Kallina, 1521 Rose Hill Drive, Jacksonville, Florida 32221.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Lisa J. Grant, Corporate Member, Pioneer Motors USA, LLC, 108 Waterview Drive, Hot Springs, Arkansas 71913-2303.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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

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

**AGENCY FOR HEALTH CARE ADMINISTRATION**

The Agency for Healthcare Administration has received an application for services exemption from Seven Rivers Regional Medical Center pursuant to Section 395.1041(3),

Florida Statutes and Rule 59A-3.207, Florida Administrative Code. The services categories which the exemptions are requested are: Orthopaedics. Comments received within 15 days of publication will be considered by the Agency prior to making a determination exemption status.

Contact person: Julie Young, 2727 Mahan Drive, Tallahassee, FL 32301, (850)414-6940, [youngj@ahaca.myflorida.com](mailto:youngj@ahaca.myflorida.com).

**CERTIFICATE OF NEED EXEMPTIONS**

The Agency for Health Care Administration received the following exemption request:

County: Volusia District: 4  
ID # E0600009 Decision: D Decision Date: 1/2/2007  
Facility/Project: Florida Lutheran Retirement Center  
Applicant: Evangelical Lutheran Good Samaritan Society  
Project Description: Add 5 community nursing home beds though the conversion of 5 sheltered nursing home beds. [See Section 408.0435(6), Florida Statutes.]

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

Notice of Adoption of Secretarial Order Revising the verified list of impaired waters for Groups 1 through 4.

Pursuant to Section 403.067(4), Fla. Stat., and Rule 62-303, Florida Administrative Code (F.A.C.), the Department of Environmental Protection (Department) is revising the verified list of impaired waters for the Group 1 through 4 basins. These revisions will be submitted to the United States Environmental Protection Agency (EPA) as an addendum to the Department's 2006 submission, pursuant to Section 303(d) of the federal Clean Water Act, and shall serve to further amend the 1998 Section 303(d) statewide list of Florida waters (the "1998 List") maintained by EPA.

This order addresses the following revisions to previously adopted verified lists:

a) add the main stem of the Wekiva River (WBIDs<sup>1</sup> [1] 2956 and 2956A), Wekiva Springs (WBID 2956C), and Rock Springs Run (WBID 2967) to the verified list for the Middle St. Johns River Basin as impaired for nutrients based on “other information” indicating an imbalance in flora or fauna pursuant to Rule 62-303.450(2), F.A.C.,

b) remove the nutrient listings for Starke Lake (WBID 3002D), Lake Primavista (WBID 3002E), Lake Lotta (WBID 3002G), and Prairie Lake (WBID 3002N) from the verified list for the Middle St. Johns River Basin because it has been determined that the data that were the basis for the original listing do not meet quality assurance/quality control requirements,

c) remove the nutrient listing for Island Lake Wetlands (WBID 2994D) because it has been determined that the waterbody was assessed as a lake when it is actually a wetland and some of the assessed data were actually collected from a borrow pit,

d) remove the Dissolved Oxygen listing for Reedy Creek Above Lake Russell (WBID 3170C) from the verified list for the Kissimmee River because the low dissolved oxygen levels have been determined to be a natural condition,

e) remove the Iron listing for C-24 (WBID 3197) from the verified list for the St. Lucie-Loxahatchee River basin because it has been determined that wrong parameter codes were used by the sampling agency, and once the codes were corrected, there were no exceedances of the criterion, and

f) remove all listings for Total Coliforms from the Group 1 through 4 Basins verified lists because the Total Coliform criterion was repealed and as such, TMDLs cannot be established.

Persons whose substantial interests are affected by this order have a right to petition for an administrative hearing to contest this order pursuant to Sections 120.569 and 120.57, Fla. Stat. The Petition must contain the information set forth below and must be filed (received) in the Department’s Office of General Counsel, 3900 Commonwealth Boulevard, MS# 35, Tallahassee, Florida 32399-3000, within 21 days of the date of receipt of this order. Failure to file a petition within 21 days of the date of receipt of this order constitutes a waiver of any right such person has to an administrative hearing pursuant to Sections 120.569 and 120.57, Fla. Stat.

This order is final agency action. A party who is adversely affected by this order has the right to seek judicial review under Section 120.68, Fla. Stat., by filing a notice of appeal under Rule 9.110, Florida Rules of Appellate Procedure, with the clerk of the Department in the Office of the General Counsel, Mail Station 35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000, and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice of appeal must be filed within thirty days after this order is filed with the clerk of the Department. View the original Order on our website at [http://www.dep.state.fl.us/legal/Final\\_Orders/2007/DEP07-0001.pdf](http://www.dep.state.fl.us/legal/Final_Orders/2007/DEP07-0001.pdf)

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<sup>1</sup>[1] WBID = waterbody identification number

#### NOTICE OF INTENT TO GRANT VARIANCE

The Department of Environmental Protection gives notice of its intent to grant a variance under Section 403.201, Florida Statutes (F.S.), from the provisions of paragraph 62-4.244(5)(c), F.A.C., to St. Lucie County, 2300 Virginia Ave., 2nd Floor Annex, Room 229, Ft. Pierce, Florida 34982, (File No. 0269646-002-EV) to allow a temporary mixing zone of 150 meters offshore and 1,000 meters downcurrent from the point of sand discharge onto the beach disposal area during construction of the Ft. Pierce Nourishment project (0269646-001-JC). Water quality variance modeling showed that the edge of the mixing zone would extend 1,323 meters downcurrent from the point of sand discharge. However, the Department and applicant agree that this is likely larger than necessary. Therefore, the Department will grant a 1,000 meter mixing zone and require intermediate turbidity monitoring at 150 meters, 300 meters, and 600 meters. The data collected during this event will then be used to determine an appropriate mixing zone size for future events. The project is located south of St. Lucie Inlet, between FDEP Reference Monuments R-34 and R-41 in St. Lucie County. The Department’s file on this matter is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at the Department of Environmental Protection, Bureau of Beaches and Coastal Systems, 5050 W. Tennessee St., Building B, Room 319, Tallahassee, FL 32304, (850)413-7766.

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed (received by the clerk) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

Mediation under Section 120.573, F.S., is not available.

Because the administrative hearing process is designed to redetermine final agency action on the application, the filing of a petition for an administrative hearing may result in a modification of the agency action or even a denial of the application. If a sufficient petition for an administrative hearing or request for an extension of time to file a petition is timely filed, this agency action automatically becomes only proposed agency action on the application, subject to the result of the administrative review process. Accordingly, the applicant is advised not to commence construction or other activities in accordance with this variance until the deadlines noted below for filing a petition for an administrative hearing, or request for an extension of time has expired.

Under subsections 28-106.111(3) and 62-110.106(4), Florida Administrative Code (F.A.C.), a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, before the applicable deadline. A timely request for extension of time shall toll the running of the time period for filing a petition until the request is acted upon. If a request is filed late, the Department may still grant it upon a motion by the requesting party showing that the failure to file a request for an extension of time by the deadline was the result of excusable neglect.

In the event that a timely and sufficient petition for an administrative hearing is filed, other persons whose substantial interests will be affected by the outcome of the administrative process have the right to petition to intervene in the proceeding. Any intervention will be only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

In accordance with subsection 28-106.111(2) and subparagraph 62-110.106(3)(a)(4), F.A.C., petitions for an administrative hearing by the applicant must be filed within 14

days of receipt of this written notice. Petitions filed by any persons other than the applicant, and other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 14 days of publication of the notice or within 14 days of receipt of the written notice, whichever occurs first.

Under Section 120.60(3), F.S., however, any person who has asked the Department for notice of agency action may file a petition within 14 days of receipt of such notice, regardless of the date of publication.

The petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person to file a petition for an administrative hearing within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S.

A petition that disputes the material facts on which the Department's action is based must contain the following information: (a) The name and address of each agency affected and each agency's file or identification number, if known; (b) The name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests are or will be affected by the agency determination; (c) A statement of when and how the petitioner received notice of the agency decision; (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate; (e) A concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action; and (f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action; (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, F.A.C. Under Sections 120.569(2)(c) and (d), F.S., a petition for administrative hearing must be dismissed by the agency if the petition does not substantially comply with the above requirements or is untimely filed.



This action is final and effective on the date filed with the Clerk of the Department unless a petition is filed in accordance with the above. Upon the timely filing of a petition this order will not be effective until further order of the Department.

This variance constitutes an order of the Department. The applicant has the right to seek judicial review of the order under Section 120.68, F.S., by the filing of a notice of appeal under Rule 9.110, Florida Rules of Appellate Procedure, with the Clerk of the Department in the Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000; and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice of appeal must be filed within 30 days from the date when the final order is filed with the Clerk of the Department.

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NOTICE OF AVAILABILITY  
FLORIDA REAFFIRMATION NOTICE  
PANAMA CITY BEACH, FLORIDA

The Florida Department of Environmental Protection is reaffirming its earlier determination that the proposed Panama City Beach wastewater facilities will not have a significant adverse affect on the environment. The proposed project consists of construction of a wastewater collection system and a reuse distribution system for the El Centro and Bahama Subdivisions. Construction cost is estimated at \$8,200,000. The project is expected to qualify for a State Revolving Fund loan composed of federal and state matching funds and for a Financially Disadvantaged Small Community grant.

A full copy of the Florida Reaffirmation Notice can be obtained by writing to: Bhupendra H. Vora, Bureau of Water Facilities Funding, Department of Environmental Protection, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400.

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NOTICE OF INTENT TO GRANT VARIANCE

The Department of Environmental Protection gives notice that it intends to grant a variance request from the City of Punta Gorda for its public water system water off South Washington Loop Road in Punta Gorda, Charlotte County. The variance is under Rule 62-560.510, F.A.C., so that the secondary maximum contaminant level for total dissolved solids (TDS) of 500 mg/L will not have to be met in the water served to its

customers from December 15 through June 15, every year until June 15, 2011, when the petitioner shall have treatment in place at that time. An alternative level of 1000 mg/L for TDS will be required during those months. During those months, the natural water quality contains higher levels of TDS from lack of rainfall. The file number is 265958-001-WC.

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, Florida Statutes. The petition must contain the information set forth below and must be filed (received by the clerk) within 30 days of this notice in the Office of General Counsel of the Department at 3900 Commonwealth Blvd., Mail Station 35, Tallahassee, Florida 32399-3000.

Mediation is not available.

If a timely and sufficient petition for an administrative hearing is filed, other persons whose substantial interests will be affected by the outcome of the administrative process have the right to petition to intervene in the proceeding. Intervention will be permitted only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, Florida Administrative Code (F.A.C.).

In accordance with subsection 28-106.111(2) and subparagraph 62-110.106(3)(a)(4), F.A.C., petitions for an administrative hearing must be filed within 30 days of publication of the notice or receipt of written notice, whichever occurs first. Under subsection 62-110.106(4), F.A.C., a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the Office of General Counsel of the Department at 3900 Commonwealth Blvd., Mail Station 35, Tallahassee, Florida 32399-3000, before the applicable deadline. A timely request for extension of time will toll the running of the time period for filing a petition until the request is acted upon. Upon motion by the requesting party showing that the failure to file a request for an extension of time before the deadline was the result of excusable neglect, the Department may also grant the requested extension of time.

The petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing.

The failure of any person to file a petition for an administrative hearing within the appropriate time period shall constitute a waiver of that right.

A petition that disputes the material facts on which the Department's action is based must contain the following information:

- (a) The name and address of each agency affected and each agency's file or identification number, if known;
- (b) The name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests are or will be affected by the agency determination;
- (c) A statement of when and how the petitioner received notice of the agency decision;
- (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
- (e) A concise statement of the ultimate facts alleged, including the specific facts the petitioner contends warrant reversal or modification of the agency's proposed action;
- (f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action; and
- (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, F.A.C.

Under Sections 120.569(2)(c) and (d), F.S., a petition for administrative hearing shall be dismissed by the agency if the petition does not substantially comply with the above requirements or is untimely filed. Complete copies of all documents relating to this determination are available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, at Florida Department of Environmental Protection, South District, 2295 Victoria

Avenue, Suite 364, Fort Myers, Florida 33901. Please contact James Oni, Drinking Water Supervisor at (239)332-6975, ext. 110.

**DEPARTMENT OF HEALTH**

On January 8, 2007, Joseph J. Chiaro, M.D., FAAP, Interim Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Leanne Kim Banks, R.N., license number RN 9180427. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On January 3, 2007, Joseph J. Chiaro, M.D., FAAP, Interim Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Lynne Carol Frear, L.P.N., license number PN 1302081. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On January 4, 2007, Joseph J. Chiaro, M.D., FAAP, Interim Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Danny Michael Durante, D.O., License Number OP 1529. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

**FINANCIAL SERVICES COMMISSION**

IN THE MATTER OF:

The Use Of Occupation and Education

As Underwriting Factors To Determine CASE NO.: 88544 -06  
Motor Vehicle Insurance Premiums

**NOTICE OF HEARING**

**TO: ALL PROPERTY AND CASUALTY INSURERS  
LICENSED TO WRITE PRIVATE PASSENGER  
AUTOMOBILE INSURANCE IN FLORIDA**

NOTICE IS HEREBY GIVEN to all persons concerned that, pursuant to Sections 624.307, 624.324, 624.404, 624.413, 627.031 and 627.0651, Florida Statutes, the Office of Insurance Regulation (“OFFICE”) will hold a public hearing on February 9, 2007, at the Larson Building, 200 East Gaines Street, Room 116, Tallahassee, Florida beginning at 9:30 a.m. until conclusion.

The purpose of the hearing is to consider the practice, currently used by several automobile insurance companies licensed to do business in Florida, of using occupation and education as underwriting factors to determine premiums paid by policyholders.

In 2000, the National Association of Insurance Commissioners (“NAIC”) initiated a Race-Based Premium Working Group to examine the use of race-based premiums for life insurance. The OFFICE was an active participant in this endeavor, which included a questionnaire to all life insurance companies nationwide about past practices. This ultimately resulted in several multi-state market conduct examinations, and multi-million dollar settlements to correct past wrongdoing. The review period varied based on the company, but often included 1900-1970. Historically several life insurance companies blatantly discriminated against non-Caucasians.

According to one multi-state examination report concluded by Maryland, after the race question was deleted from the application in the 1960s, several companies “appeared to use occupation as a substitute for race.” Occupations subject to substandard rating included maids, bootblacks, busboys, car wash workers, garbage or ash collectors and janitors. The multi-state report noted that “non-Caucasian workers were disproportionately represented in the [these] disadvantaged occupations.” In a similar examination conducted by the State

of Ohio on Nationwide Life Insurance Company, one precursor company introduced education as a factor to discriminate against minorities.

Although racial differences between education and occupation have narrowed since the period examined during the race-based life insurance premiums initiative, U.S. Census Bureau data (contained herein) indicates that a wide gap still exists.

Source: U.S. Census Bureau’s comprehensive study of race/ethnicity and occupation for its Survey of Income and Program Participation: Field of Training and Economic Status: 1996:

Occupational Field	Hispanic	African-American	Caucasian
Managerial	6.3%	9.8%	14.5%
Professional	6.9%	10.3%	15.4%
Technical	2.1%	2.9%	3.3%
Sales	9.2%	8.9%	12.5%
Clerical	13.5%	16.8%	14.3%
Service	20.6%	22.3%	12.9%
Farming	6.6%	1.9%	3.0%
Craft	12.1%	7.5%	10.8%
Production	22.6%	19.6%	13.3%
TOTAL	100.0%	100.0%	100.0%

Source: U.S. Census Bureau’s report, Other Data from the Educational Attainment 2000, issued August 2003:

Race	Percent with Bachelor’s	Percent with Advanced
Caucasian	26.1%	9.5%
African-American	14.3%	4.8%
Native American	11.5%	3.9%
Asian	44.1%	17.4%
Hawaiian, Pacific Islander	13.8%	4.1%
Other Race	7.3%	2.3%
Hispanic, Latino (any race)	10.4%	3.8%

These proceedings will be used to determine whether or not occupation and education correlate with risk and what impact these underwriting practices have on minorities and lower income Floridians. Documents, presentations and testimony at this hearing will also focus on whether or not rates

based in whole or in part on occupation and education are actuarial measurable, credible and sufficiently related to actual or expected loss and expense experience. The OFFICE is committed to protecting policyholders and the public against the adverse effects of excessive, inadequate, or unfairly discriminatory insurance rates and will determine, through the testimony presented, the impact of these underwriting practices on minorities and lower income Floridians.

PLEASE BE GOVERNED ACCORDINGLY.

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KEVIN M. MCCARTY  
COMMISSIONER  
Office of Insurance Regulation

NOTICE OF FILINGS

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received the following application. Comments may be submitted to the Director, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing. However, pursuant to provisions specified in Chapter 69U-105, Florida Administrative Code, any person may request a public hearing by filing a petition with the Clerk, Legal Services Office, Office of Financial Regulation, 200 East Gaines Street,

Tallahassee, Florida 32399-0379. The Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 p.m., February 9, 2007):

APPLICATION TO ACQUIRE CONTROL

Financial Institution to be Acquired: Vision Bank (Vision Bancshares, Inc.), Panama City, Florida  
Proposed Purchaser: Park National Corporation, Newark, Ohio 43055

Received: January 3, 2007

EXPANDED FIELD OF MEMBERSHIP

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received a request by a credit union to expand its field of membership. Specific information regarding the expansion can be found at <http://www.fldfs.com/ofr/banking/cufm.asp>.

Name and Address of Applicant: Florida Credit Union, Post Office Box 5549, Gainesville, Florida 32627-5549

Expansion Includes: Geographic area

Received: January 5, 2007

**Section XIII**  
**Index to Rules Filed During Preceding Week**

**RULES FILED BETWEEN January 2, 2007  
 and January 5, 2007**

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**ADMINISTRATION COMMISSION**

28-22.210	1/5/07	1/25/07	32/39	
28-22.211	1/5/07	1/25/07	32/39	
28-22.212	1/5/07	1/25/07	32/39	

**WATER MANAGEMENT DISTRICTS**  
**South Florida Water Management District**

40E-1.659	1/3/07	1/23/07	32/35	32/48
40E-4.091	1/3/07	1/23/07	32/35	32/48

**DEPARTMENT OF MANAGEMENT SERVICES**  
**Accessible Electronic and Information Technology**

60EE-1.001	1/3/07	1/23/07	32/41	
60EE-1.002	1/3/07	1/23/07	32/41	
60EE-1.003	1/3/07	1/23/07	32/41	
60EE-1.004	1/3/07	1/23/07	32/41	

**Personnel Management System**

60L-39.001	1/3/07	1/23/07	32/44	
60L-39.0015	1/3/07	1/23/07	32/44	
60L-39.002	1/3/07	1/23/07	32/44	
60L-39.003	1/3/07	1/23/07	32/44	
60L-39.004	1/3/07	1/23/07	32/44	
60L-39.005	1/3/07	1/23/07	32/44	
60L-39.006	1/3/07	1/23/07	32/44	

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

62-505.100	1/5/07	1/25/07	32/39	
62-505.200	1/5/07	1/25/07	32/39	32/50
62-505.300	1/5/07	1/25/07	32/39	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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62-505.350	1/5/07	1/25/07	32/39	
62-505.360	1/5/07	1/25/07	32/39	
62-505.420	1/5/07	1/25/07	32/39	
62-505.600	1/5/07	1/25/07	32/39	
62-505.650	1/5/07	1/25/07	32/39	
62-505.655	1/5/07	1/25/07	32/39	
62-505.680	1/5/07	1/25/07	32/39	
62-505.700	1/5/07	1/25/07	32/39	
62-505.750	1/5/07	1/25/07	32/39	
62-505.800	1/5/07	1/25/07	32/39	
62-505.850	1/5/07	1/25/07	32/39	

**DEPARTMENT OF HEALTH**  
**Division of Medical Quality Assurance Boards**

64B-1.016	1/3/07	1/23/07	32/47	
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**Division of Disease Control**

64D-4.001	1/3/07	1/23/07	31/15	32/30
64D-4.002	1/3/07	1/23/07	31/15	32/30
64D-4.003	1/3/07	1/23/07	31/15	32/30
64D-4.004	1/3/07	1/23/07	31/15	32/30
64D-4.005	1/3/07	1/23/07	31/15	32/30
64D-4.006	1/3/07	1/23/07	31/15	32/30

**Division of Environmental Health**

64E-2.008	1/3/07	1/23/07	32/47	
64E-2.009	1/3/07	1/23/07	32/47	
64E-2.0094	1/3/07	1/23/07	32/47	

**FINANCIAL SERVICES COMMISSION**  
**OIR Insurance Regulation**

69O-137.001	1/5/07	1/25/07	32/43	
69O-138.001	1/5/07	1/25/07	32/43	