

Section I Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

Commission for Independent Education

RULE NO.: 6E-4.001 RULE TITLE: Fees and Expenses

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to institute a more equitable fee structure.

SUBJECT AREA TO BE ADDRESSED: Fees assessed for regulation of institutions under the jurisdiction of the Commission for Independent Education.

SPECIFIC AUTHORITY: 1005.22(1)(e), 1005.35, 1005.37, 1005.38 FS.

LAW IMPLEMENTED: 1005.22, 1005.35, 1005.37, 1005.38 FS.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Office of Equity and Access, (850)245-0511 If you are 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: Samuel L. Ferguson, Executive Director, Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

6E-4.001 Fees and Expenses.

(1) The Base Fee and the Workload Fee shall be assessed at one of four levels based upon the student enrollment (per license issued) for the last reported fiscal year. If an institution that holds an existing license has not submitted enrollment data to the Commission (using the CIE Annual Data Collection) they shall be assessed at the highest level.

- (a) Level 1 = less than 100 students
- (b) Level 2 = 101-500 students
- (c) Level 3 = 501-1000 students
- (d) Level 4 = over 1000 students

~~(2)(4)~~ Base Fee. All nonpublic institutions and centers of out-of-state institutions under the jurisdiction of the Commission derive benefit from the services performed by the Commission. Such services include but are not limited to administration of the fair consumer practices program and the data collection and dissemination program. To defray the cost of such general services, each institution holding a provisional or annual license, or a license by means of accreditation, with an enrollment at Level 1 shall pay \$500, enrollment at Level 2 shall pay \$1000, enrollment at Level 3 shall pay \$1500, and enrollment at Level 4 shall pay \$2000 ~~of less than 100, shall submit annually a Base Fee of \$300, and each such institution with an enrollment of 100 or more shall submit annually a Base Fee of \$900.~~ Enrollment shall be determined by the institution's data submission to the CIE Annual Data Collection during the previous fiscal year total student headcount in Florida, full time and part time, reported by each institution in its annual data report; or for a new institution, by its anticipated enrollment in Florida during its first year of operation. The Base Fee shall be due and collected at the time of application for provisional licensure, initial application for annual licensure, initial application for Licensure by Means of Accreditation, annual review of licensure, or annual Licensure by Means of Accreditation.

(2) Workload Fees. Each ~~licensed Florida location of each~~ institution receives technical assistance from the Commission, along with help in developing and implementing institutional articulation agreements and achieving candidacy status with accrediting agencies; and significant amounts of staff and administrative time are spent on evaluating applications, traveling to institutions for onsite visits, assisting institutions which are experiencing problems with financial aid or financial stability, and making reviews. The following workload fees are assessed in addition to the Base Fee, and must be received prior to Commission consideration of each action. Initial Application for License, or Moving from Nondegree to Degree:

New Nondegree Institutions	\$2,000 + \$200 per program + cost of visit
New Degree-Granting Institutions	\$3,000 + \$200 per program + cost of visit
Annual Review of Licensure:	
Level 1	= \$2000
Level 2	= \$4000
Level 3	= \$6000
Level 4	= \$8000
Nondegree Institutions	\$1,500 + \$50 per program
Degree-Granting Institutions	\$2,500 + \$50 per program
Review of Extended Annual License or Substantive Change Review	\$1,000
Licensure by Means of Accreditation; Annually	\$1,250
Level 1	= \$2000

Level 2 = \$4000

Level 3 = \$6000

Level 4 = \$8000

Provisional or Annual Licensure Extension (first)	\$500
Provisional or Annual Licensure Extension (second)	\$750
Provisional or Annual Licensure Extension (third)	\$1,500
New Program or Program Modifications, Less than Substantive Change or More than One Minor Modification per Year:	
Nondegree Programs	\$500
Degree Programs	\$1,000
Site Visits:	
One Visit per Year Included in licensure fee	
Subsequent Visits directed by Commission	\$1500
Expenses + Costs + \$200 per day	
Approval to Use "College" or "University", First Time or Special Review	\$500
Annual Licensure of Recruiting Agents (nontransferable)	\$200
Criminal Justice Information Investigation	\$50
Copy of Student Academic Transcript on File	\$10
(3) Fines and disciplinary oversight:	
Fine for Probation Requiring Oversight Up to \$5,000 depending on level and length of oversight required	
Continuing Activity after Cease and Desist Letter, Per Day	\$1,000
Monitoring Institution under Probable Cause, Per Calendar Quarter	\$1,000

(4) Licensure application fees, base fees and program fees shall be paid annually.

(5) Student Protection Fund: Nondegree institutions will be charged a fee for the Student Protection Fund. The fees are specified in Rule 6E-4.005, F.A.C.

(6) Investigations and Resolution of Complaints. In cases where the Commission must investigate complaints pertaining to fair consumer practices, initiate Probable Cause proceedings, render findings of fact, and issue decisions, the institution shall be assessed a fee of no less than \$500 and no more than \$2,000, according to the administrative time required for the specific case, which is payable within 14 days of the official action being taken by the Commission.

(7) Failure to Submit Materials in a Timely Manner. In cases where the Commission has set a specific date for the filing of materials regarding licensure or other matters under its purview, and the institution has not filed said materials within 14 calendar days of the specified date, the Commission shall assess the institution \$100 per working day until the materials are received by the Commission. The postal date on the envelope or package containing the materials shall serve as the date of receipt.

(8) All fees, and any fines imposed for probation or other violations shall be paid to the Chief Financial Officer of the Department of Education for deposit into the Institutional Assessment Trust Fund as established in Section 1010.83, F.S., and identified as a separate revenue account for the authorized expenses of the Commission under the provisions of Section 1010.83, F.S.

Specific Authority 1005.22(1)(e), 1005.35, 1005.37, 1005.38 FS. Law Implemented 1005.22, 1005.35, 1005.37, 1005.38 FS. History—New 1-7-03, Amended 7-27-04, _____.

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NO.: 12A-1.060
 RULE TITLE: Registration

PURPOSE AND EFFECT: The purpose of this rule development is to establish procedures and criteria pursuant to Section 212.14(4), F.S., for when the Department will require a cash deposit, cash bond, surety bond, or irrevocable letter of credit as a condition for any person to obtain, retain, or renew a dealer’s certificate of registration in order to ensure compliance with the provisions of Chapter 212, F.S., and for determining the amount of the required cash deposit, cash bond, surety bond, or irrevocable letter of credit.

SUBJECT AREA TO BE ADDRESSED: The subject area to be addressed is the procedures and criteria proposed by the Department, for determining when cash deposits, cash bonds, surety bonds, or irrevocable letters of credit are required, and for determining the amount of any required cash deposit, cash bond, surety bond, or irrevocable letter of credit.

THE AGENCY ANTICIPATES CONDUCTING A RULE DEVELOPMENT WORKSHOP AT A FUTURE DATE. THE WORKSHOP WILL BE NOTICED IN THE FLORIDA ADMINISTRATIVE WEEKLY AND WILL INCLUDE, IF AVAILABLE, A PRELIMINARY DRAFT OF ANY PROPOSED RULE TEXT.

SPECIFIC AUTHORITY: 212.17(6), 212.18(2), 213.06(1) FS.
 LAW IMPLEMENTED: 212.14(4) FS.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Thomas K. Butscher, Senior Counsel, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-4710
 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 CITRUS

RULE NO.: 20-3.002
RULE TITLE: Processed Product Report
PURPOSE AND EFFECT: Amendment clarifying the categories of citrus fruit dealers required to report and clarifying the information required to be reported.
SUBJECT AREA TO BE ADDRESSED: Clarifying the categories of citrus fruit dealers required to report and clarifying the information required to be reported.
SPECIFIC AUTHORITY: 601.10(1), (8), 601.15(1), (2), (4), (10), 601.155(7), 601.28(4), 601.69, 601.701 FS.
LAW IMPLEMENTED: 601.10(8), 601.15(1), 601.155(7), 601.69 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: Alice P. Wiggins, License & Regulation Specialist, Legal Department, Florida Department of Citrus, P. O. Box 148, Lakeland, Florida 33802-0148
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District
RULE NO.: 40C-3.035
RULE TITLE: Agreements
PURPOSE AND EFFECT: The purpose of the proposed rule amendment is to incorporate by reference the water new well permitting delegation agreement between the Florida Department of Health-Volusia County Health Department and the St. Johns River Water Management District and delete by reference the existing water well permitting delegation agreement between Volusia County and the St. Johns River Water Management District dated April 21, 1996.
SUBJECT AREA TO BE ADDRESSED: The subject area to be addressed is the permitting of the construction, repair, and abandonment of water wells by the Florida Department of Health-Volusia County Health Department and termination of the existing Water Well Agreement with Volusia County dated April 21, 1996.
SPECIFIC AUTHORITY: 373.044, 373.113, 373.171 FS.
LAW IMPLEMENTED: 373.046, 373.083, 373.309 FS.
IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Norma Messer, (386)329-4459 or (386)329-4450 (TDD). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Norma Messer, Rules Coordinator, Office of General Counsel, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177-2529, (386)329-4459, Suncom 860-4459 or email address nmesser@sjrwm.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40C-3.035 Agreements.

The Governing Board hereby incorporates by reference the following documents:

(1) through (5) No change.

(6) An agreement between Florida Department of Health-Volusia County Health Department and St. Johns River Water Management District entitled Water Well Permitting Delegation Agreement dated (effective date). An agreement between Volusia County and St. Johns River Water Management District regarding water well permitting dated April 21, 1996.

Specific Authority 373.044, 373.113, 373.171, FS. Law Implemented 373.046, 373.083, 373.309, FS. History-New 10-14-84, Amended 12-5-85, Formerly 40C-3.035, 40C-3.0035, Amended 1-8-96, 4-21-96, 7-21-96, 12-22-96, 3-10-97, 1-3-00, 9-06-01, 6-25-02, 7-25-02, 1-11-06, 5-18-06,_____.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NOS.: 40E-7.669, 40E-7.670, 40E-7.674
RULE TITLES: Definitions, Competitive Solicitation Preferences, Certification Review Procedures
PURPOSE AND EFFECT: Since the implementation of the Small Business Enterprise Rule, staff has discovered several areas of the rule that require clarification of the intent of the rule and so that the public will clearly understand the elements of the rule and its procedure. Therefore, staff is seeking to initiate rulemaking to clarify these inconsistencies.
SUBJECT AREA TO BE ADDRESSED: The revisions to Chapter 40E-7, Part VI, of the F.A.C., concerning small businesses, participating in the district's procurement and contracting activities.
SPECIFIC AUTHORITY: 373.044, 373.113, 373.171 FS.
LAW IMPLEMENTED: 373.1135 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: May 10, 2007, 8:30 a.m.

PLACE: South Florida Water Management District Headquarters B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, FL 33406

Pursuant to the provisions of 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: If you are 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: Frank Hayden, South Florida Water Management District, Post Office Box 24680, Mail Stop Code 6611, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, extension 6043 or (561)682-6043 (internet:fhayden@sfwmd.gov).

Although Governing Board meetings, hearings and workshops 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 any appeal is to be based. Persons with disabilities or handicaps who need assistance may contact District Clerk, at (561)686-8800 at least two business days in advance to make appropriate arrangements.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Architecture and Interior Design

RULE NO.: 61G1-22.003 RULE TITLE: Education Requirements for Interior Designers

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: Education Requirements for Interior Designers.

SPECIFIC AUTHORITY: 481.203(8), 481.209(2), 481.2055 FS.

LAW IMPLEMENTED: 481.203(8), 481.209(2), 481.2055 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Juanita Chastain, Executive Director, Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-303.360	Primary Contact and Recreation Use Support
62-303.370	Fish and Shellfish Consumption Use Support
62-303.380	Drinking Water Use Support and Protection of Human Health
62-303.460	Primary Contact and Recreation Use Support
62-303.470	Fish and Shellfish Consumption Use Support
62-303.480	Drinking Water Use Support and Protection of Human Health
62-303.720	Delisting Procedure

PURPOSE AND EFFECT: The rule revisions change the assessment methodology for impairment due to elevated fecal coliform levels, including how individual samples are assessed under the binomial method, how many exceedances of the monthly average criteria are needed to list waters as impaired, and how samples are assessed for representativeness.

SUBJECT AREA TO BE ADDRESSED: Assessment of fecal coliform data in surface waters.

SPECIFIC AUTHORITY: 403.061, 403.067 FS.

LAW IMPLEMENTED: 403.062, 403.067 FS.

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

DATE AND TIME: May 1, 2007, 2:00 p.m.

PLACE: Florida Department of Environmental Protection, 2600 Blair Stone Road, Room 609, 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: Ms. Pat Waters at (850)245-8449. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Daryll Joyner, TMDL Program Administrator, 2600 Blair Stone Road, Mail Station 3510, Tallahassee, FL 32399-2400, telephone (850)245-8431

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS: Draft rule text is currently not available, but will be placed on the Department's TMDL Program website (www.dep.state.fl.us/water/tmdl/index.htm).

DEPARTMENT OF HEALTH

Board of Hearing Aid Specialists

RULE NO.: RULE TITLE:

64B6-5.002 Continuing Education Programs

PURPOSE AND EFFECT: The rule amendment will clarify requirements for medical errors and HIV courses.

SUBJECT AREA TO BE ADDRESSED: Continuing Education Programs.

SPECIFIC AUTHORITY: 456.013(6)-(9), 484.044, 484.047(4) FS.

LAW IMPLEMENTED: 456.013(6)-(9), 484.047(4) 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: Sue Foster, Executive Director, Board of Hearing Aid Specialists, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B6-5.002 Continuing Education Programs.

(1) Programs approved by the International Institute of Hearing Instrument Studies shall automatically be approved for continuing education credit.

(2) Providers of programs which are not automatically approved pursuant to subsection (1) of this rule may request approval of individual programs upon a showing that they are relevant to and that they enhance the licensee's ability to dispense hearing aids. Such request shall specifically state whether program attendance will be restricted in any way.

(3) A continuing education program shall only be considered for approval if the sponsor meets the Board's criteria by providing all of the following:

(a) A statement of the educational goals and objectives of the program.

(b) A detailed course outline or syllabus, including method of instruction, written materials, and any testing materials.

(c) A current curriculum vitae of each speaker or lecturer appearing in the program.

(d) A sample certificate of completion.

(4) When attending an approved program, the licensee's attendance must be certified by the program's registrar and submitted to the Board office as verification.

(5) Attendees attending a program not approved pursuant to the above subsections of this rule may request approval of the program attended. Such request must include sufficient information to demonstrate that the program meets the requirements of this rule.

(6) Notwithstanding the above, a program may not be approved by the Board if during the prior three years, the sponsor represented that a continuing education program was approved by the Board, and the program content substantially departed from the content approved by the Board, except in emergency cases.

(7) Two hours of continuing education per year may be granted for attendance at a regularly scheduled board meeting. Licensees appearing before the board on any disciplinary proceeding shall not be entitled to claim two hours of continuing education for that particular board meeting. Any licensee claiming two hours of continuing education under this section shall prepare a written statement detailing the date and location of said board meeting, and the hours attended at said board meeting. Said written statement shall be used to report continuing education attendance pursuant to Rule 64B6-5.003, F.A.C.

(8) Effective for the biennium beginning in 2001, each Hearing Aid Specialist shall attend and certify attending two hours and may take up to four (4) hours per biennium of continuing education which includes the topics of Human Immunodeficiency Virus, Acquired Immune Deficiency Syndrome, and other communicable illness to protect both the recipient and dispenser; modes of transmission, infection control procedures, clinical management, and prevention of any communicable illness. Such continuing education shall be accepted by the Board toward the continuing education requirement prescribed in Rule 64B6-5.001, F.A.C. Up to four hours of continuing education relating to these topics shall be accepted for the 1999-2001 biennium. Dually-licensed individuals, under Chapter 456, F.S., shall only be required to take one HIV/AIDS course to satisfy the continuing education requirements for this Board.

(9) Each Hearing Aid Specialist shall attend and certify attending a Board approved two hour continuing education course relating to the prevention of medical errors. Licensees must attend a live presentation of a medical errors course that is presented by a Board-approved provider. The medical errors course cannot be taken as a home study course. Licensees who are licensed under other professions regulated by Chapter 456, F.S., shall be exempt from this requirement. Dually-licensed individuals, under Chapter 456, F.S., shall only be required to

take one medical errors course to satisfy the continuing education requirements for this Board. The 2-hour course shall count toward the total number of continuing education hours required for license renewal.

Specific Authority 456.013(6)-(9), 484.044, 484.047(4) FS. Law Implemented 456.013(6)-(9), 484.047(4) FS. History--New 4-1-85, Formerly 21JJ-15.002, Amended 8-5-87, 2-16-89, 6-21-89, 1-10-90, 8-19-91, 10-21-91, Formerly 21JJ-5.006, Amended 11-20-95, Formerly 61G9-5.006, Amended 9-23-99, 11-9-00, 3-24-02, 11-18-02, _____.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NOS.: RULE TITLES:
64B8-30.005 Physician Assistant Licensure
 Renewal and Reactivation

64B8-30.019 Fees Regarding Physician Assistants
PURPOSE AND EFFECT: The Board proposes the development of rules to address statutory changes regarding CME; the criteria for reactivation of retired status license; and the fee for reactivation of a retired status license with regard to physician assistants.

SUBJECT AREA TO BE ADDRESSED: Continuing medical education requirements and reactivation of retired status criteria and fees.

SPECIFIC AUTHORITY: 456.013, 456.031(1)(a), 456.033(1) 456.036, 458.309, 458.347 FS.

LAW IMPLEMENTED: 456.013, 456.031(1), 456.033, 456.036, 458.347 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: Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B8-30.005 Physician Assistant Licensure Renewal and Reactivation.

- (1) No change.
- (2) Requirements for Renewal.
- (a) through (b) No change.
- (c) Submission of a notarized written statement attesting to completion of 100 hours of Continuing Medical Education in the previous two (2) years. A minimum of 50 hours must be Category I Continuing Medical Education. The remaining 50 hours may be Category II Continuing Medical Education. If requested by the Council, the Physician Assistant must submit

a notarized copy of a current license issued by the National Commission on Licensure of Physician Assistants or must be able to produce evidence that the ~~100 CME~~ hours have been approved by the American Academy of Physician Assistants and logged with either the American Academy of Physician Assistants or the National Commission of Licensure of Physician Assistants for the relevant biennium.

- (d) through (f) No change.
- (3) through (8) No change.

(9) 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 Council 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 physician 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 a physician 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 (Physician Assistant Department) or an equivalent program approved by the Council;
- (e) Practice under the direct supervision of a supervising physician approved by the Council for one (1) year;
- (f) Submit proof of completion of the continuing medical education requirements in compliance with paragraphs 64B8-30.005(2)(c)-(f), F.A.C., for each biennium in which the license was inactive; and
- (g) Pay the appropriate fees set forth in Section 456.036(4)(b), F.S. and subsections 64B8-30.019(6) and (10), F.A.C.
- (h) In lieu of proof of completion of the Graduate Clerkship or the equivalent, the licensee may submit proof of recertification by NCCPA.

(10) The Department shall refuse to reactivate the license of a retired status physician 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 456.013, 456.031(1)(a), 456.033(1), 458.309, 458.347 FS. Law Implemented 456.013, 456.031(1), 456.033, 456.036, 458.347 FS. History–New 5-13-87, Amended 1-9-92, Formerly 21M-17.0035, Amended 9-21-93, Formerly 61F6-17.0035, Amended 11-30-94, Formerly 59R-30.005, Amended 6-7-98, 3-3-02, 10-12-03, 7-27-04, 10-19-04, 2-25-07, _____.

64B8-30.019 Fees Regarding Physician Assistants.

The following fees are prescribed by the Council and adopted by the Boards:

- (1) through (5) No change.
- (6) The reactivation fee for an inactive or retired status physician assistant license licensure pursuant to Section 458.347(7) or 459.022(7), F.S., shall be \$100. Reactivation shall require payment of all the applicable renewal fees and the reactivation fee.
- (7) The duplicate license licensure fee shall be \$25.00.
- (8) through (9) No change.
- (10) The fee for a retired status license shall be \$50.00 for a physician assistant.

Specific Authority 456.036, 458.309, 458.347 FS. Law Implemented 456.036(5), (7), 458.347 FS. History–New 8-11-98, Amended 7-30-03, 12-6-04, _____.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NOS.: RULE TITLES:
 64B8-30.011 Advertising
 64B8-30.0111 Disclosure of Licensure Status

PURPOSE AND EFFECT: The Board proposes the development of rules to address appropriate disclosure of licensure status to patients.

SUBJECT AREA TO BE ADDRESSED: Requirements for appropriate disclosure of licensure status to patients.

SPECIFIC AUTHORITY: 458.347 FS.

LAW IMPLEMENTED: 456.072(1)(t), 458.331(1)(d) 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: Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B8-30.011 Advertising.

(1) Advertising by physician assistants is permitted so long as such information is in no way false, deceptive, or misleading.

(2) Physician assistant advertisements shall disclose the name of the primary supervising physician of the physician assistant advertising his or her services.

(3) Physician assistants may not claim any type of specialty board certification.

(4) Only physician assistants certified by the National Commission on Certification of Physician Assistants (NCCPA) may claim certification and employ the abbreviation “PA-C” next to his or her name.

(5) No person licensed pursuant to Section 458.347, F.S., shall disseminate or cause the dissemination of any advertisement or advertising that contains the licensee’s name without clearly identifying the licensee as a physician assistant (P.A.).

(6)(5) Failure to abide by the provisions of this rule shall constitute a violation of Sections 458.331(1)(d) and (nn) and 456.072(1)(cc), F.S.

Specific Authority 458.347(13) FS. Law Implemented 456.072(1)(t), 458.331(1)(d) FS. History–New 9-25-03, Amended _____.

64B8-30.0111 Disclosure of Licensure Status.

All persons licensed pursuant to Section 458.347, F.S., and not exempt pursuant to Section 456.072(1)(t), F.S., shall identify the license under which he or she practices in one of the following manners:

(1) The wearing of a name tag which identifies the licensee as a physician assistant (P.A.);

(2) The wearing of an article of clothing on the upper body which identifies the licensee as a physician assistant (P.A.);

(3) By orally disclosing to the patient, upon the licensee’s initial in-person contact with the patient, that the licensee is a physician assistant;

(4) By providing, upon the licensee’s initial in-person contact with the patient, a business card or similar document which identifies the licensee as a physician assistant (P.A.);

(5) By placing notification in the lobby or waiting area of the location where the licensee practices, which contains a photo of the licensee and which identifies the licensee as a physician assistant (P.A.).

Specific Authority 458.347, 456.072(1)(t) FS. Law Implemented 456.072(1)(t) FS. History–New _____.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:
 64B8-31.0051 Disclosure of Licensure Status

PURPOSE AND EFFECT: The Board proposes the development of a new rule to address recent legislation requiring appropriate notification to patients with regard to licensure status with regard to anesthesiologist assistants.

SUBJECT AREA TO BE ADDRESSED: Appropriate disclosure of licensure status.

SPECIFIC AUTHORITY: 458.3475, 456.072(1)(t) FS.

LAW IMPLEMENTED: 456.072(1)(t) 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: Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B8-31.0051 Disclosure of Licensure Status.

All persons licensed pursuant to Section 458.3475, Florida Statutes, and not exempt pursuant to Section 456.072(1)(t), Florida Statutes, shall identify the license under which he or she practices in one of the following manners:

(1) The wearing of a name tag which identifies the licensee as an anesthesiologist assistant (A.A.);

(2) The wearing of an article of clothing on the upper body which identifies the licensee as an anesthesiologist assistant (A.A.);

(3) By orally disclosing to the patient, upon the licensee's initial in-person contact with the patient, that the licensee is an anesthesiologist assistant;

(4) By providing, upon the licensee's initial in-person contact with the patient, a business card or similar document which identifies the licensee as an anesthesiologist assistant (A.A.);

(5) By placing notification in the lobby or waiting area of the location where the licensee practices, which contains a photo of the licensee and which identifies the licensee as an anesthesiologist assistant (A.A.).

Specific Authority 458.3475, 456.072(1)(t) FS. Law Implemented 456.072(1)(t) FS. History--New _____.

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NOS.:	RULE TITLES:
64B15-6.0035	Physician Assistant Licensure Renewal and Reactivation
64B15-6.013	Physician Assistant Fees

PURPOSE AND EFFECT: The Board proposes the development of rules to address statutory changes regarding CME; the criteria for reactivation of retired status license; and the fee for reactivation of a retired status license with regard to physician assistants.

SUBJECT AREA TO BE ADDRESSED: Continuing medical education requirements and reactivation of retired status criteria and fees.

SPECIFIC AUTHORITY: 456.013, 456.033(1), 456.036, 459.005, 459.022 FS.

LAW IMPLEMENTED: 456.013, 456.031, 456.033, 456.036, 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:

64B15-6.0035 Physician Assistant Licensure Renewal and Reactivation.

(1) No change.

(2) Requirements for Renewal.

(a) through (b) No change.

(c) If requested by the Council, the Physician Assistant must submit a notarized copy of a current certificate issued by the National Commission on Certification of Physician Assistants or must be able to produce evidence that the 100 CME hours have been approved by the American Academy of Physician Assistants and logged with either the American Academy of Physician Assistants or the National Commission of Certification of Physician Assistants for the relevant biennium. Of the 100 CME hours, a minimum of 50 hours must be Category I CME. The remaining 50 hours may be Category II CME.

(d) through (f) No change.

(3) through (8) No change.

(9) 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 osteopathic medicine within the past five (5) years shall be required to appear before the Council 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 physician 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 a physician 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 (Physician Assistant Department) or an equivalent program approved by the Council;

(e) Practice under the direct supervision of a supervising physician approved by the Council for one (1) year;

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

(g) Pay the appropriate fees set forth in Section 456.036(4)(b), F.S. and subsections 64B15-6.013(6) and (10), F.A.C.

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

(10) The Department shall refuse to reactivate the license of a retired status physician 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 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, 2-25-07, _____.

64B15-6.013 Physician Assistants Fees.

The following fees are prescribed by the Council and adopted by the Boards:

(1) through (5) No change.

(6) The reactivation fee for an inactive or retired status physician assistant license certification pursuant to Section 458.347(7) or 459.022(7), F.S., shall be \$100. Reactivation shall require payment of all the applicable renewal fees and the reactivation fee.

(7) The duplicate license certification fee shall be \$25.00.

(8) through (9) No change.

(10) The fee for a retired status license shall be \$50.00 for a physician assistant.

Specific Authority 456.036(5),(7), 459.005, 459.009, 459.022(7) FS. Law Implemented 456.036(5),(7), 459.009, 459.022(7) FS. History—New 11-4-93, Amended 2-20-94, Formerly 61F9-6.013, 59W-6.013, Amended 8-11-98, 2-23-04, 7-27-04, 12-6-04, _____.

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NO.:

RULE TITLE:

64B15-6.015

Disclosure of Licensure Status

PURPOSE AND EFFECT: The Board proposes the development of a rule to address appropriate disclosure of licensure status to patients.

SUBJECT AREA TO BE ADDRESSED: Requirements for appropriate disclosure of licensure status to patients.

SPECIFIC AUTHORITY: 456.072(1)(t), 459.022 FS.

LAW IMPLEMENTED: 456.072(1)(t) 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:

64B15-6.015 Disclosure of Licensure Status.

All persons licensed pursuant to Section 459.022, Florida Statutes, and not exempt pursuant to Section 456.072(1)(t), Florida Statutes, shall identify the license under which he or she practices in one of the following manners:

(1) The wearing of a name tag which identifies the licensee as a physician assistant (P.A.);

(2) The wearing of an article of clothing on the upper body which identifies the licensee as a physician assistant (P.A.);

(3) By orally disclosing to the patient, upon the licensee's initial in-person contact with the patient, that the licensee is a physician assistant;

(4) By providing, upon the licensee's initial in-person contact with the patient, a business card or similar document which identifies the licensee as a physician assistant (P.A.);

(5) By placing notification in the lobby or waiting area of the location where the licensee practices, which contains a photo of the licensee and which identifies the licensee as a physician assistant (P.A.).

Specific Authority 459.022, 456.072(1)(t) FS. Law Implemented 456.072(1)(t) FS. History—New _____.

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NO.: 64B15-7.013 **RULE TITLE:** Disclosure of Licensure Status
PURPOSE AND EFFECT: The Board proposes the development of a new rule to address recent legislation requiring appropriate notification to patients with regard to licensure status with regard to anesthesiologist assistants.
SUBJECT AREA TO BE ADDRESSED: Appropriate disclosure of licensure status.
SPECIFIC AUTHORITY: 459.023, 456.072(1)(t) FS.
LAW IMPLEMENTED: 456.072(1)(t) 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:

64B15-7.013 Disclosure of Licensure Status.

All persons licensed pursuant to Section 459.023, Florida Statutes, and not exempt pursuant to Section 456.072(1)(t), Florida Statutes, shall identify the license under which he or she practices in one of the following manners:

- (1) The wearing of a name tag which identifies the licensee as an anesthesiologist assistant (A.A.);
- (2) The wearing of an article of clothing on the upper body which identifies the licensee as an anesthesiologist assistant (A.A.);
- (3) By orally disclosing to the patient, upon the licensee's initial in-person contact with the patient, that the licensee is an anesthesiologist assistant;
- (4) By providing, upon the licensee's initial in-person contact with the patient, a business card or similar document which identifies the licensee as an anesthesiologist assistant (A.A.);
- (5) By placing notification in the lobby or waiting area of the location where the licensee practices, which contains a photo of the licensee and which identifies the licensee as an anesthesiologist assistant (A.A.).

Specific Authority 459.023, 456.072(1)(t) FS. Law Implemented 456.072(1)(t) FS. History--New _____.

DEPARTMENT OF HEALTH

Board of Respiratory Care

RULE NO.: 64B32-6.007 **RULE TITLE:** Continuing Education Requirements for Reactivation of License
PURPOSE AND EFFECT: This rule amendment will clarify requirements for continuing education as it relates to the HIV course.
SUBJECT AREA TO BE ADDRESSED: Continuing Education Requirements for Reactivation of License.
SPECIFIC AUTHORITY: 456.036, 468.353 FS.
LAW IMPLEMENTED: 468.363 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: Susie Love, Executive Director, Board of Respiratory Care, 4052 Bald Cypress Way, Bin # C05, Tallahassee, Florida 32399

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B32-6.007 Continuing Education Requirements for Reactivation of License.

The continuing education requirements for reactivation of a license shall be:

- (1) Those requirements specified in subsection 456.036(10), Florida Statutes; and
- (2) Documented proof of completion of 24 hours of approved continuing education as provided in this rule chapter and including HIV/AIDS and medical error prevention, for the preceding biennium during which the licensee held an active license.

Specific Authority 456.036, 468.353 FS. Law Implemented 468.363 FS. History--New 10-11-04, Amended _____.

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NOS.:	RULE TITLES:
64E-6.001	General
64E-6.002	Definitions
64E-6.003	Permits
64E-6.004	Application for System Construction Permit
64E-6.005	Location and Installation
64E-6.006	Site Evaluation Criteria
64E-6.008	System Size Determinations
64E-6.009	Alternative Systems

- 64E-6.010 Septage and Food Establishment Sludge
- 64E-6.0101 Portable Restrooms and Holding Tanks
- 64E-6.011 Abandonment of Systems
- 64E-6.012 Standards for the Construction, Operation, and Maintenance of Aerobic Treatment Units
- 64E-6.013 Construction Materials and Standards for Treatment Receptacles
- 64E-6.014 Construction Standards for Grainfield Systems
- 64E-6.015 Permitting and Construction of Repairs
- 64E-6.0151 Additive Use
- 64E-6.016 U.S. Department of Agriculture Soil Textural Classification System
- 64E-6.017 Definitions
- 64E-6.018 System Location, Design and Maintenance Criteria
- 64E-6.0181 Cesspit and Undocumented System Replacement and Interim System Use
- 64E-6.0182 Coordinated Permitting
- 64E-6.019 Requirements for Registration
- 64E-6.020 Master Septic Tank Contractors
- 64E-6.021 Issuance of Registration Certificates and Renewal
- 64E-6.022 Standards of Practice and Disciplinary Guidelines
- 64E-6.023 Certification of Partnerships and Corporations
- 64E-6.025 Definitions
- 64E-6.026 Applications for Innovative System Permits and System Construction Permits
- 64E-6.027 Permits
- 64E-6.028 Location and Installation
- 64E-6.029 Monitoring
- 64E-6.0295 Innovative System Reclassification
- 64E-6.030 Fees

PURPOSE AND EFFECT: Develop rules to incorporate necessary technical changes and incorporate modifications proposed through the Technical Review and Advisory Panel.

SUBJECT AREA TO BE ADDRESSED: Onsite sewage treatment and disposal system design, permitting, construction, modification, repair and maintenance; Septic Tank Contractor registration and training standards; Septage treatment and disposal; and Performance-based treatment standards.

SPECIFIC AUTHORITY: 381.0011(4), (13), 381.0065(3)(a), 489.553 (3), 489.557(1) FS.

LAW IMPLEMENTED: 381.0065, 381.0066, 381.0067, 381.0069, 386.041, 489.552, 489.553, 489.557 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: Gerald Briggs, Department of Health, Bureau of Onsite Sewage Programs, HSES, 4042 Bald Cypress Way, Bin #A08, Tallahassee, FL 32399-1713

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

FLORIDA HOUSING FINANCE CORPORATION

RULE NOS.:	RULE TITLES:
67-38.001	Purpose
67-38.002	Definitions
67-38.0026	General Program Requirements and Restrictions
67-38.003	Application Submission Procedures
67-38.004	Incomplete Applications and Rejection Criteria
67-38.005	Application Evaluation and Award Guidelines
67-38.007	Terms of the PLP Loan
67-38.008	Eligible Uses for the Loan
67-38.010	Credit Underwriting Procedures
67-38.011	Fees
67-38.014	Disbursement Procedures

PURPOSE AND EFFECT: This Rule establishes the procedures by which the Florida Housing Finance Corporation shall administer the Predevelopment Loan Program (PLP) which helps to fund the initial and up front costs associated with the building or rehabilitation of affordable housing. These funds may be requested by any unit of government, public housing authority established pursuant to Chapter 421, F.S., community-based or not-for-profit organization, for-profit entity wholly owned by one or more qualified not-for-profit organizations, or limited partnership with the community-based or not-for-profit organization that holds at least 51% of the ownership not owned by a for-profit entity and must materially participate in the development and operation of the Development. Revisions to the Rule are required to implement technical and clarifying changes. The adoption of these revisions will increase the efficiency and effectiveness for program service delivery and will provide greater clarification of the program.

SUBJECT AREA TO BE ADDRESSED: A Rule Development Workshop will be held to receive comments and suggestions from interested persons relative to program requirements as specified in Rule Chapter 67-38, Florida Administrative Code.

SPECIFIC AUTHORITY: 420.528 FS.

LAW IMPLEMENTED: 420.507, 420.521-.529 FS.

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

DATE AND TIME: April 16, 2007, 10:00 a.m.

PLACE: Florida Housing Finance Corporation, Seltzer Room, Sixth Floor, 227 North Bronough Street, Tallahassee, Florida 32301

Pursuant to the provisions of 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: Robert Dearduff, (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 PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: The preliminary text of the proposed rule development will be available on Florida Housing Finance Corporation's web site, www.floridahousing.org

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

Section II Proposed Rules

DEPARTMENT OF EDUCATION

Commission for Independent Education

RULE NOS.:	RULE TITLES:
6E-1.003	Definition of Terms
6E-1.0032	Fair Consumer Practices

PURPOSE AND EFFECT: The purpose and effect of the proposed rules is to clarify existing definitions and provide additional definitions for terms used in the institutional licensing and oversight process, and to clarify provisions related to evaluation of institutions, advertising, and disclosures to students.

SUMMARY: These rules are amended to clarify existing definitions and provide additional definitions for terms used in the institutional licensing and oversight process, and to clarify provisions related to evaluation of institutions, advertising, and disclosures to students.

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: 1005.22(1)(e), 1005.34 FS.

LAW IMPLEMENTED: 1005.04, 1005.22, 1005.31, 1005.32(5), 1005.34 FS.

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

Pursuant to the provisions of 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: Office of Equity and Access at (850)245-0511. If you are 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: Samuel L. Ferguson, Executive Director, Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400

THE FULL TEXT OF THE PROPOSED RULES IS:

6E-1.003 Definition of Terms.

Terms used in these rules are defined in Section 1005.02, F.S. In addition, as used in the rules of this Commission, unless the context clearly indicates otherwise:

(1) through (5) No change.

(6) "Applied General Education" means courses directly related and applicable to a specific occupation, fulfilling the general education requirements for an occupational associate degree as described in subparagraph 6E-2.004(4)(n)1., F.A.C., in natural and physical sciences, social and behavioral sciences, language, ~~composition and writing skills,~~ and humanities and the arts.

(7) through (9) No change.

(10) Change in Control means any change in the organization of an institution which affects the authority to establish or modify institutional policies, standards, and procedures. A change in control occurs when a person acquires or loses control of an institution or of the parent corporation that owns the institution, whether by means of the sale of the institution, sale of the assets, transfer of the controlling interest of stock, conversion of the institution from nonprofit to for-profit or vice versa, or similar transaction. A change in control does not occur upon the retirement or death of the

owner of an institution, if ownership and control passes to a member of the owner's family or to a person with a pre-existing ownership interest in the institution.

(10) through (12) renumbered (11) through (13) No change.

(14) "Clock Hour" means a period of 60 minutes with a minimum of 50 minutes of instruction in the presence of an instructor.

(13) through (14) renumbered (15) through (16) No change.

(17)(15) "Compressed Time Period" means delivery of required contact clock hours or credit hours in a significantly shorter period than those described in the definitions of "Semester" and "Quarter".

(18) "Contract Training" means providing a program to a particular employer or entity for a specific length of time, in a specific place, to a specific cohort of students, when all appropriate academic and student services are provided to the cohort, an agreement (memorandum of understanding or contract) is signed with the employer or entity, and the program is not advertised to the general public.

(16) through (18) renumbered (19) through (21) No change.

(22)(19) "Course" means one organized unit of study focusing on one subject or skill for a specified period of time; for example, English 101, College Math Algebra II, or Introduction to Computers.

(20) through (26) renumbered (23) through (29) No change.

(30)(27) "Enrollment" means registering a student to take programs or courses at an institution, when such registration obligates the student to pay tuition to the institution and obligates the institution to provide instruction to the student.

(28) through (32) renumbered (31) through (35) No change.

(36)(33) "General Education Courses" are those college-level courses designed to place emphasis on principles and theory rather than on practical applications associated with a vocational, occupational, or professional objective. General education courses may include, but are is not limited to, English, History, philosophy, literature, religion, art, music, sociology, foreign languages, humanities, mathematics, chemistry, biology, and psychology, when such courses are not within the area of concentration of a vocational, occupational, or professional program. For example, English Composition is considered a general education course, but Business English is not. Courses designated as "applied," "specialized," "technical," or similar designation do not meet this definition.

(34) through (39) renumbered (37) through (42) No change.

(43)(40) "Minor Modification" means a change to programs and curricula intended to keep educational material up to date and relevant to the changing needs of employers,

when such modifications affect less than 20 percent of the program or curriculum and do not change the purpose or direction of the program; or providing a previously approved program as contract training to a particular employer or entity for a specific length of time, in a specific place, to a specific cohort of students, when all appropriate academic and student services are provided to the cohort, an agreement (memorandum of understanding or contract) is signed with the employer or entity, and the program is not advertised to the general public.

(41) through (54) renumbered (44) through (57) No change.

(58) "Transcript" means the form maintained by an institution on student academic information which minimally shall include the following:

(a) Student name, street address, telephone number, date of birth;

(b) Enrollment date(s);

(c) Graduation date(s);

(d) Required hours for completion;

(e) Grade scale;

(f) Courses taken

1. Attempted credit or clock hours

2. Scheduled start date

3. Dates of course completion;

4. Grades;

(g) Total hours attended; and

(h) Credit given for courses transferred in from other institutions.

Specific Authority 1005.22(1)(e) FS. Law Implemented 1005.22, 1005.31 FS. History—Repromulgated 12-5-74, Amended 7-28-75, Formerly 6E-4.01(8), Readopted 11-11-75, Amended 3-7-77, 10-13-83, Formerly 6E-1.03, Amended 2-22-89, 11-29-89, 10-19-93, 4-11-00, 1-7-03, 12-23-03, 7-20-04, 3-28-05, 6-13-05, 2-20-06, _____.

6E-1.0032 Fair Consumer Practices.

(1) through (3) No change.

(4) All advertising and promotional literature shall be accurate and not misleading to the public. A copy of each advertisement shall be available to the Commission upon request for inspection at each location providing administrative services. The level of educational programs provided shall be disclosed. Compliance with subsection 6E-2.004(5) and paragraph 6E-2.004(11)(c), F.A.C., regarding recruitment, admissions, and advertising, is required of all institutions operating or soliciting students in Florida. See paragraph (6)(j) of this rule for requirements for statements regarding job opportunities. ~~Salaries shall not be used in advertising.~~ If any information is provided to students regarding salaries, such information shall be limited to accurate and unexaggerated representations of entry level salaries reflective of employees having the same skills, education, and experience as the

students will have upon graduation. If advertising violations occur, the Commission shall require an institution to receive prior approval of future advertising copy before publication or broadcasting. Continued advertising violations shall result in probation with conditions and fines, or revocation of licensure pursuant to Sections 1005.34 and 1005.38, Florida Statutes. Any placement claims, employment predictions, or salary projections used by the institution in its recruiting efforts shall be accurate, and based upon reliable statistical data which shall be provided to all prospective students and to the Commission upon request. It is the responsibility of the institution to ensure that all such claims are kept up to date and reflect actual current conditions and job market projections, taking into account the anticipated needs in the local community. Advertisements shall contain citations of the source of such claims. The institution shall maintain backup documentation to support the citations.

(5) Any licensed institution offering a program which does not qualify the graduate to take required professional examinations in that field or to practice regulated professions in that field in Florida must publish a disclosure statement ~~which is determined by the Commission~~ to inform prospective students clearly and unambiguously of this fact.

(6) Each prospective student shall be provided a written copy, or shall have access to an electronic copy, of the institution's catalog prior to enrollment or the collection of any tuition, fees or other charges. The catalog shall contain the following required disclosures, and catalogs of licensed institutions must also contain the information required in subsections 6E-2.004(11) and (12), F.A.C.:

(a) through (e) No change.

(f) Transferability of credits: The institution shall disclose information to the student regarding transferability of credits to other institutions and from other institutions. The institution shall disclose that transferability of credit is at the discretion of the accepting institution, and that it is the student's responsibility to confirm whether or not credits will be accepted by another institution of the student's choice. If a licensed institution has entered into written articulation agreements with other institutions, a list of those other institutions may be provided to students, along with any conditions or limitations on the amount or kinds of credit that will be accepted. Such written agreements with other institutions must be valid and in effect at the time the information is disclosed to the student. The agreements shall be kept on file at all times and available for inspection by Commission representatives or students. Any change or termination of the agreements shall be disclosed promptly to all affected students. No representation shall be made by a licensed institution that its credits can be transferred to another specific institution, unless the institution has a current, valid

articulation agreement on file. Units or credits applied toward the award of a credential may be derived from a combination of any or all of the following:

1. Units or credits earned at and transferred from other postsecondary institutions, when congruent and applicable to the receiving institution's program and when validated and confirmed by the receiving institution.

2. Successful completion of challenge examinations or standardized tests demonstrating learning at the credential level in specific subject matter areas.

3. Prior learning, as validated, evaluated, and confirmed by qualified instructors at the receiving institution.

(g) through (k) No change.

(7) through (10) No change.

(11) An institution is responsible for ensuring compliance with this rule by any person or company contracted with or employed by the institution to act on its behalf in matters of advertising, recruiting, or otherwise making representations which may be accessed by prospective students ~~in Florida~~, whether verbally, electronically, or by other means of communication.

(12) Institutions shall maintain a file or keep a record for each student at each location, translated into English and conforming to the requirements of Rule 6E-2.004, F.A.C., and containing the following at a minimum:

(a) Academic transcript;

(b) All documents evidencing a student's eligibility for enrolled programs;

(c) Any certificates or diplomas earned;

(d) Copies of applications or contractual agreements;

(e) Financial records;

(f) Student counseling or advising records; and

(g) Records of progress.

Specific Authority 1005.22(1)(e)1., 1005.34 FS. Law Implemented 1005.04, 1005.22(1)(k), 1005.31(13), 1005.32(5), 1005.34 FS. History—New 10-19-93, Amended 4-2-96, 11-5-00, 1-7-03, 1-20-04, 3-29-04, 3-28-05, 5-19-05, 6-21-05, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Samuel L. Ferguson, Executive Director, Commission for Independent Education

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Peter Crocitto, Chair, Commission for Independent Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 21, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 15, 2006

DEPARTMENT OF EDUCATION

Commission for Independent Education

<p>RULE NOS.:</p> <p>6E-2.002</p> <p>6E-2.004</p> <p>6E-2.0041</p>	<p>RULE TITLES:</p> <p>Institutional Licensure</p> <p>Standards and Procedures for Licensure</p> <p>Delivery of Programs Through Nontraditional Assessments, Modes and Methods</p>
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PURPOSE AND EFFECT: The purpose and effect of the proposed rules is to clarify and provide specificity to provisions related to the criteria and process for licensure.

SUMMARY: The proposed rules are amended to clarify and provide specificity to provisions related to the criteria and process for licensure.

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: 1005.22(1)(e), 1005.31(2),(3), 1005.34, 1005.39 FS.

LAW IMPLEMENTED: 1005.04, 1005.22(1)(a),(2)(d), 1005.31, 1005.32, 1005.33(1), 1005.34, 1005.39 FS.

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

Pursuant to the provisions of 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: Office of Equity and Access, (850)245-0511. If you are 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: Samuel L. Ferguson, Executive Director, Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400

THE FULL TEXT OF THE PROPOSED RULES IS:

6E-2.002 Institutional Licensure.

(1) Provisional license.

(a) through (b) No change.

(c) Substantive change. An institution which undergoes a substantive change, as defined in subsection 6E-1.003(55)(52), F.A.C., while holding an Annual License or a License by Means of Accreditation, shall be granted a Provisional License for a period of time determined by the Commission, except as provided in paragraph 6E-2.002(3)(g), F.A.C. An institution

may submit a written request for a return to its previous status or for a new status when conditions set by the Commission have been met. Any limitations on the operation of the institution during the period of provisional licensure will be determined by the Commission when granting the Provisional License. An institution holding a Provisional License shall not request approval of or implement a substantive change until it holds an Annual License or License by Means of Accreditation. The Commission may delegate to the Executive Director, the authority to return institutions to their previous status between Commission meetings, if the Executive Director determines that changes have no negative impact on the institution or the students attending the institution. Such action shall be reported to the Commission at the next meeting for further action.

(d) through (g) No change.

(2) No change.

(3) License by Means of Accreditation.

(a) The chair of the Commission shall appoint a committee to provide recommendations to the Commission regarding the recognition of accrediting agencies. This committee shall be composed of persons who represent a cross-section of institutions holding an Annual License or extension thereof, or a License by Means of Accreditation. The chair of the Commission shall appoint the chair of the committee. The committee shall meet at the request of the Commission chair. Any member of the accreditation review committee whose institution is accredited by, or who is personally affiliated with, an accrediting agency being reviewed shall not vote on recommendation of that accrediting agency.

1. The committee shall evaluate applications of accrediting agencies recognized by the U.S. Department of Education to provide institutional accreditation for institutions licensed in Florida offering primarily residential programs.

2. No change.

(b) through (h) No change.

Specific Authority 1005.22(1)(e), 1005.31(2), (3) FS. Law Implemented 1005.22(1)(o), (2)(d), 1005.31, 1005.32, 1005.33 FS. History—Repromulgated 12-5-74, Formerly 6E-4.01(1)(f)-(i), Readopted 11-11-75, Amended 2-6-78, 5-7-79, 10-13-83, Formerly 6E-2.02, Amended 11-27-88, 11-29-89, 10-19-93, 4-2-96, 4-11-00, 1-7-03, 12-23-03, 2-23-05, 7-10-06, _____.

6E-2.004 Standards and Procedures for Licensure.

Institutions applying for a license or moving to a new level of licensure shall provide all required information to the Commission in English. Institutions providing information to students in a language other than English must retain a translation certifying the accuracy of the language of the documents in English. All information and documentation submitted pursuant to the provisions of these rules shall be accompanied by certification signed by the chief administrative officer of the institution, affirming that the information and documentation submitted is accurate. Any

application or review which is not substantially complete shall be returned to the institution with a request to complete and resubmit the material.

(1) through (3) No change.

(4) Standard 4: Educational programs and curricula. The following standards shall apply to all institutions licensed by the Commission for Independent Education, except as expressly stated otherwise.

(a) through (d) No change.

(e) For each course to be offered, a syllabus or course outline, required equipment and supplies, and a list of competencies required for successful completion of the course shall be developed by qualified faculty and be provided in writing for all students no later than the first meeting of each class. A copy of these documents shall be kept in the institution's files and be made available for inspection by representatives of the Commission.

(f) through (i) No change.

(j) Transferability of credits. At least 25 percent of the credits or hours required for completion of a program must be earned through instruction taken at the institution awarding the credential, unless a different standard has been adopted by the recognized accrediting body accrediting the institution, or by a governmental agency whose policies apply to the institution. This standard shall not apply if any of the training was taken at accredited institutions as defined in Section 1005.02(1), F.S., while the student was a member of the U.S. armed services. Units or credits applied toward the award of a credential may be derived from a combination of any or all of the following:

1. Units or credits earned at and transferred from other postsecondary institutions, when congruent and applicable to the receiving institution's program and when validated and confirmed by the receiving institution.

2. Successful completion of challenge examinations or standardized tests demonstrating learning at the credential level in specific subject matter areas.

3. Prior learning, as validated, evaluated, and confirmed by qualified instructors at the receiving institution.

(k) Any clinical experience, internship, externship, practicum, and other such formal arrangement for which an institution offers credit toward completion of a program, shall be under the supervision of the institution. Written agreements shall be executed between the institution and the entity providing the experience prior to obtaining program approval, delineating each party's responsibilities, the number of hours to be worked by the student, the types of work to be done by the student, the supervision to be given the student, and the method of evaluating the student's work and certifying it to the institution as satisfactory. If such experiences are required for the completion of a program, it is the responsibility of the institution to make prior arrangements for each student enrolled in the program to participate in the necessary experience within the agreed and documented length of time

required for completion of and graduation from the program; and the institution's enrollments shall be based upon the availability of qualified clinical experiences, internships, externships, or practicums to serve all students.

(l) No change.

(m) The following instructional program standards apply to nondegree diplomas:

1. Program specifications: The credential offered shall be a diploma or certificate. The duration of the program shall be appropriate for mastery of the subject matter or skills needed to pursue the occupation for which the student is being trained. There are no general education requirements.

2. through 4. No change.

(n) through (o) No change.

(p) The following instructional program standards apply to bachelor's degrees:

1. Program specifications: The credential offered shall be the Bachelor of Science Degree, Bachelor of Arts Degree, or other baccalaureate degree title considered by the Commission to be appropriate and not misleading. The duration of the program shall be a minimum of 120 semester credit hours, 180 quarter credit hours, or the recognized clock hour equivalent. The required general education component for a Bachelor of Science degree shall be a minimum of 30 semester credit hours, 45 quarter credit hours, or the recognized clock hour equivalent. The required general education component for the Bachelor of Arts degree shall be a minimum of 45 semester credit hours, 67.5 quarter credit hours, or the recognized clock hour equivalent. The general education requirements for other bachelor's degrees shall be appropriate to the specific degree. Applied general education shall not be utilized to fulfill this requirement. All general education courses must meet the definition given in subsection 6E-1.003(36)(33), F.A.C. Unless otherwise required by the accrediting agency, a minimum of 15 of the required general education credit hours or the recognized clock hour equivalents must be obtained at the bachelor's level.

2. through 4. No change.

(q) through (r) No change.

(5) No change.

(6) Standard 6: Finances.

All institutions must demonstrate that the financial structure of the institution is sound, with resources sufficient for the proposed operations of the institution and the discharge of its obligations to the students. To demonstrate this, the school shall provide the following:

(a) No change.

(b) Annual License, Extended Annual License, or Annual Review:

1. No change.

2. If an independent postsecondary educational institution earns less than \$100,000 gross tuition revenue per the institution's fiscal year, the institution shall provide both a

compiled financial statement of the institution and of the controlling principles. The financial statement shall be compiled, reviewed, or audited by an independent certified public accountant. These statements must demonstrate sufficient resources to ensure appropriate institutional development.

3. Non-Florida corporations having one or more Florida location shall provide a profit and loss statement for each location in order to assess the financial stability of each individual location.

(c) No change.

(7) Standard 7: Faculty.

(a) Non-Degree Diploma Programs:

1. Verification of Credentials. Institutions shall maintain evidence of the credentials that qualify faculty members to teach their assigned courses. All faculty files shall include a resume or detailed application clearly reflecting the instructor's educational and work experience. In addition, official transcripts for all degrees held by all faculty members shall be on file and available to the Commission upon request at each location and translated into English. Institutions shall also maintain copies of other documents which reflect the instructor's qualifications to teach, such as copies of licenses and certifications.

2. Faculty Qualifications. These standards shall apply to all full-time, part-time and adjunct faculty.±

~~a. Institutions whose graduates must pass state, federal or other licensing examinations before being licensed to practice their vocation, technology, trade or business must provide evidence that each instructor teaching in that field holds a current and valid Florida occupational license in the occupation being taught. Any general education and academic courses must be taught by instructors who possess at least a bachelor's degree and appropriate coursework in the assigned subject from an accredited college or university.~~

~~b. All other courses shall be taught by instructors who possess a bachelor's degree and appropriate coursework in the assigned subject from an accredited college or university; or who have completed postsecondary training in either an accredited college or a state licensed school in the subject to be taught, plus two years of job experience related to the subjects to be taught; or who have completed a minimum of three years of successful job experience directly related to the subjects being taught. For all non-degreed faculty, the burden of proof is on the institution to demonstrate instructor competence in the subjects taught. Instructors shall have completed post-secondary training in either a state licensed school or a college accredited by an accrediting agency recognized by the USDOE plus one year of job experience related to the subjects taught; or have completed a minimum of three years of successful job experience directly related to the subjects taught.~~

~~e. Institutions whose graduates must pass state, federal or other licensing examinations before being licensed to practice their vocation, technology, trade or business must provide evidence that each instructor teaching in that field holds a current and valid Florida occupational license in the occupation being taught.~~

3. Pursuant to Section 1005.39, F.S., faculty in licensed institutions shall complete eight continuing hours of training related to their positions each year. Records of actual training shall be available for inspection at the institution. Compliance with this requirement is a condition for ~~of~~ renewal of licensure.

4. No change.

(b) Occupational Associate Degrees:

1. Verification of Credentials. Institutions must maintain evidence of the credentials that qualify faculty members to teach their assigned courses. All faculty files must maintain a resume or detailed application clearly reflecting the instructor's educational and work experience. In addition, official transcripts for all degrees held by all faculty members shall be on file and shall be available to the Commission upon request at each location and translated into English. Institutions shall also maintain copies of other documents which reflect the instructor's qualifications to teach, such as copies of licenses and certifications.

2. No change.

3. Pursuant to Section 1005.39, F.S., faculty in licensed institutions shall complete eight continuing hours of training related to their positions each year. Records of actual training shall be available for inspection at the institution. Compliance with this requirement is a condition for ~~of~~ renewal of licensure.

4. No change.

(c) Academic Associate Degrees:

1. Verification of Credentials. Institutions must maintain evidence of the credentials that qualify faculty members to teach their assigned courses. All faculty files must maintain a resume or detailed application clearly reflecting the instructor's educational and work experience. In addition, official transcripts for all degrees held by all faculty members shall be on file and shall be available to the Commission upon request at each location and translated into English. Institutions shall also maintain copies of other documents which reflect the instructor's qualifications to teach, such as copies of licenses and certifications.

2. No change.

3. Pursuant to Section 1005.39, F.S., faculty in licensed institutions shall complete eight continuing hours of training related to their positions each year. Records of actual training shall be available for inspection at the institution. Compliance with this requirement is a condition for ~~of~~ renewal of licensure.

4. No change.

(d) Bachelor's Degrees:

1. through 2. No change.

3. Pursuant to Section 1005.39, F.S., faculty in licensed institutions shall complete eight continuing hours of training related to their positions each year. Records of actual training shall be available for inspection at the institution. Compliance with this requirement is a condition for ~~of~~ renewal of licensure.

4. No change.

(e) Master's Degrees:

1. through 2. No change.

3. Pursuant to Section 1005.39, F.S., faculty in licensed institutions shall complete eight continuing hours of training related to their positions each year. Records of actual training shall be available for inspection at the institution. Compliance with this requirement is a condition for ~~of~~ renewal of licensure.

4. No change.

(f) Doctoral Degrees:

1. through 2. No change.

3. Pursuant to Section 1005.39, F.S., faculty in licensed institutions shall complete eight continuing hours of training related to their positions each year. Records of actual training shall be available for inspection at the institution. Compliance with this requirement is a condition for ~~of~~ renewal of licensure.

4. No change.

(8) No change.

(9) Standard 9: Physical Facilities. All institutions and physical facilities, regardless of the level of credentials offered, shall comply with the following standards:

(a) through (b) No change.

(c) Each institution, including all physical facilities, plant shall meet the general tests of safety, usefulness, cleanliness, maintenance, health, lighting, ventilation and any other requirements conducive to health, safety and comfort. Each institution shall provide evidence of compliance with zoning, fire, safety and sanitation standards issued by all applicable regulatory authorities for all instructional and student housing facilities.

(d) Each institution shall maintain the necessary supplies and equipment for the students enrolled and programs conducted.

(10) No change.

(11) Standard 11: Publications and Advertising.

(a) No change.

(b) Catalog.

1. No change.

2. Each institution shall publish and provide to each enrolled student a catalog in written or electronic form. Written catalogs shall be professionally printed and bound. If electronic catalogs are also used, the two versions shall contain the same information, except for updates that may be provided more quickly in electronic versions. The catalog shall constitute a contractual obligation of the school to the student and shall be

the official statement of the school's policies, programs, services, and charges and fees. The catalog shall include, at a minimum, the following information:

a. through g. No change.

h. A listing of all faculty indicating degrees held, ~~if applicable~~, and institutions or agencies awarding the credentials degrees;

i. through m. No change.

n. A description of the curricula for all programs offered, including for each: a statement of the objective or purpose of the program; an accurate and complete listing of the courses included in each program, each with a unique identifying number and title; identification of courses that are general education courses, if applicable; the credit or clock hours awarded for each course subject; the total credits or clock hours and grades required for satisfactory completion of the program; requirements for certification, licensing or registration in the program career field, as applicable; and any additional or special requirements for completion;

o. through ee. No change.

3. No change.

(c) No change.

(12) No change.

Specific Authority 1005.22(1)(e), 1005.31(2), (3), 1005.34, 1005.39 FS. Law Implemented 1005.04, 1005.31, 1005.33(1), 1005.34, 1005.39 FS. History—Repromulgated 12-5-74, Formerly 6E-3.01(1), Readopted 11-11-75, Amended 3-7-77, 5-7-79, 10-13-83, Formerly 6E-2.04, Amended 11-27-88, 11-29-89, 12-10-90, 10-19-93, 4-2-96, 4-11-00, 1-7-03, 4-5-04, 5-24-04, 7-20-04, 5-19-05, 7-10-06, _____.

6E-2.0041 Delivery of Programs Through Nontraditional Assessments, Modes and Methods.

(1) Introduction. In addition to its responsibility for the maintenance of high standards of quality, the Commission also serves to encourage responsible innovation in postsecondary education to meet met societal needs for creatively designed programs delivered in nontraditional ways. It is the intention of the Commission that its standards and procedures shall foster the development of quality innovative programs and emerging new fields of study, and shall not unreasonably hinder educational innovation and competition.

(a) through (b) No change.

(c) In addition to providing to the Commission the documentation required for each standard contained in Rule 6E-2.004, F.A.C., showing how the intent of each standard will be met in the nontraditional program or delivery system, the institution shall also furnish for each course to be offered:

1. A ~~an~~ detailed inventory of equipment and supplies materials to be provided to each student;

2. A detailed description of how each program will be conducted, including submission of detailed course outlines ~~or syllabi~~, procedures for distribution of materials, examination

and evaluation of student work, timely response to students' questions and comments, record keeping, appropriate student services, and technical support.

(d) Institutions holding license by means of accreditation as defined in subsection 6E-2.002(3), F.A.C. Section 1005.02(1), Florida Statutes, by an accrediting agency recognized by the U.S. Department of Education to deliver nontraditional education, may substitute proof of such accreditation, in good standing, for the ~~above~~ requirements of Rule 6E-2.0041, F.A.C.

(2) through (8) No change.

(9) Laboratory experiences. In the case of courses in the experimental or clinical sciences, or other courses requiring hands-on experience, each licensed institution wishing to offer nontraditional programs shall document to the Commission prior to program approval, that arrangements have been made to ensure that the requisite laboratory, field, or equivalent experience is available to and used consistently by every enrolled student. Such experience shall be documented in the student's file, and shall occur under appropriate supervision and meaningful evaluation of the competency outcomes.

(10) No change.

(11) Student records.

(a) Institutions wishing to offer nontraditional programs or courses shall maintain a file for each student and shall be available to the Commission upon request at each location and translated into English, and conforming to the general requirements of Rule 6E-2.004, F.A.C., and contain the following:

1. through 2. No change.

(b) No change.

(12) No change.

Specific Authority 1005.22(1)(e)1., 1005.31(2), (3) FS. Law Implemented 1005.31 FS. History--New 10-13-83, Formerly 6E-2.041, Amended 11-27-88, 6-20-95, 5-25-03,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Samuel L. Ferguson, Executive Director, Commission for Independent Education

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Peter Crocitto, Chair, Commission for Independent Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 21, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 15, 2006

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NOS.:	RULE TITLES:
40E-63.432	Permit Modifications, Transfers and Renewals
40E-63.434	Permit Duration

PURPOSE AND EFFECT: Pursuant to paragraph 40E-63.460(3)(d), F.A.C., the South Florida Water Management District is required to revise Part IV of Chapter 40E-63, F.A.C., to ensure that the objectives of the Everglades Forever Act, Section 373.4592(4)(f)5., F.S., are met when the C-139 Basin is found to be out of compliance for a fourth time. To allow time for the District to revise these rules, it is necessary to extend the duration of the existing Works of the District permits issued under Part IV of Chapter 40E-63, F.A.C., until such time as the new rules and criteria are adopted and effective.

SUMMARY: The proposed rule amendments will extend the C-139 Works of the District permits for an initial 1 year term. If, after the 1 year term, new rules and criteria are not yet effective, existing permits will be extended automatically for 6 month terms until such time as the revised rules are effective. Once the new rules and criteria are effective, the permit expiration date will be 90 days from that effective date.

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: 373.044, 373.083, 373.085, 373.086, 373.113, 373.4592 FS.

LAW IMPLEMENTED: 373.085, 373.4592 FS.

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

DATE AND TIME: May 9, 2007, 9:00 a.m. to complete
 PLACE: Okeechobee Shrine Club, 1855 S.W. 53rd St., Okeechobee, FL 34974, or

DATE AND TIME: May 10, 2007, 9:00 a.m. to complete
 PLACE: South Florida Water Management District Headquarters, B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, FL 33406

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: District Clerk's Office (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Jose Gomez, Staff Engineer, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416 4680, telephone 1(800)432-2045, extension 2718 or (561)682-2718, email: jgomez@sfwmd.gov. For procedural issues: Joyce Rader, Paralegal, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, extension 6259, or (561)682-6259, email: jrader@sfwmd.gov

THE FULL TEXT OF THE PROPOSED RULES IS:

40E-63.432 Permit Modifications, Transfers and Renewals.

(1) through (2) No change.

(3) A permittee shall apply for a permit renewal prior to the expiration of an existing permit, subject to the following requirements and limitations:

(a) No change.

~~(b) Permit renewals will be effective for 5 years from the date of issuance.~~

~~(b)(e)~~ When timely application is made for a modification or renewal, the existing permit shall not expire until final agency action is taken by the District on the application. If the permit is denied or the pending approved permit conditions are modified from the previous issuance, the existing permit shall not expire until the last day for seeking review of the District order, or until any resulting legal proceedings are completed.

~~(c)(d)~~ If the permittee allows the permit to expire prior to applying for a permit renewal, an application for a new permit shall be required.

(4) No change.

Specific Authority 373.044, 373.083, 373.085, 373.086, 373.113, 373.4592 FS. Law Implemented 373.085, 373.4592 FS. History—New 1-24-02, Amended.

40E-63.434 Permit Duration.

Pursuant to the EFA, Section 373.4592(4)(f)2., F.S., new permits or permit renewals issued pursuant to this Part are valid for a 5-year term, unless:

(1) through (3) No change.

(4) A permit application for a new permit or a permit renewal has been filed by a permittee on a timely basis prior to the expiration date of a previously-issued permit, and the District has not completed review of the application, in which case the previously-issued permit will remain effective until final agency action is taken by the District on the application; ~~or~~

(5)(a) The District has begun rulemaking pursuant to paragraph 40E-63.460(3)(d), F.A.C., prior to the expiration of previously-issued permits.

(b) If the District has begun rulemaking pursuant to paragraph 40E-63.460(3)(d), F.A.C., by publishing a Notice of Rule Development as required by Section 120.54(2)(a), F.S., the expiration dates of existing permits under this Part shall be extended automatically for an initial 1 year term. If, after the 1 year term, the revised rules are not effective, existing permits shall be extended automatically for 6 month terms until such time as the revised rules are effective. Once the revised rules are effective, the permit expiration date shall be 90 days from that effective date.

Specific Authority 373.044, 373.083, 373.085, 373.086, 373.113, 373.4592 FS. Law Implemented 373.085, 373.4592 FS. History—New 1-24-02, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Pamela Sievers, Director, Everglades Regulation

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: South Florida Water Management District Governing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 15, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 23, 2007

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-6.010

RULE TITLE:

Payment Methodology for Nursing Home Services

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to incorporate changes to the Florida Title XIX Long-Term Care Reimbursement Plan.

The certified nursing assistant staffing ratio will be modified in accordance with Section 400.23(3), Florida Statutes, and the 2006-07 General Appropriations Act, House Bill 5001, Specific Appropriation 243, effective January 1, 2007.

SUMMARY: The proposed changes to Rule 59G-6.010, F.A.C., incorporate revisions to the Florida Title XIX Long-Term Care Reimbursement Plan in accordance with Section 400.23(3), Florida Statutes, and the 2006-07 General Appropriations Act, House Bill 5001, Specific Appropriation 243, effective January 1, 2007.

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: 409.919 FS.

LAW IMPLEMENTED: 409.908 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: April 25, 2007, 2:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room C, Tallahassee, FL 32308
 Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Edwin Stephens, (850)414-2756 or stephene@ahca.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Edwin Stephens, Medicaid Program Analysis, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Room 2120B, Mail Stop 21, Tallahassee, Florida 32308, (850)414-2756 or stephene@ahca.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-6.010 Payment Methodology for Nursing Home Services.

Reimbursement to participating nursing homes for services provided shall be in accord with the Florida Title XIX Long-Term Care Reimbursement Plan, Version ~~XXXIX~~ Effective Date _____ ~~July 1, 2006~~ and incorporated herein by reference. A copy of the Plan as revised may be obtained by writing to the Deputy Secretary for Medicaid, 2727 Mahan Drive, Mail Stop 8, Tallahassee, Florida 32308. The Plan incorporates Provider Reimbursement Manual (CMS Pub. 15-1).

Specific Authority 409.919 FS. Law Implemented 409.908 FS. History—New 7-1-85, Amended 10-1-85, Formerly 10C-7.482, Amended 7-1-86, 1-1-88, 3-26-90, 9-30-90, 12-17-90, 9-15-91, 3-26-92, 10-22-92, 4-13-93, 6-27-93, Formerly 10C-7.0482, Amended 4-10-94, 9-22-94, 5-22-95, 11-27-95, 11-6-97, 2-14-99, 10-18-99, 1-11-00, 4-24-00, 9-20-00, 11-20-01, 2-20-02, 7-14-02, 1-08-03, 6-11-03, 12-3-03, 2-16-04, 7-21-04, 10-12-04, 4-19-06, 7-1-06, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Mr. Edwin Stephens

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Mr. Tom Arnold

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 14, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 16, 2007

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Building Code Administrators and Inspectors Board

RULE NO.: RULE TITLE:

61G19-5.007 Notice of Noncompliance

PURPOSE AND EFFECT: The proposed rule amendment clarifies and makes the rule consistent with statutory references.

SUMMARY: The proposed rule amendment clarifies and makes the rule consistent with statutory references by including plans examination with the concepts of building code administration and inspection.

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: 455.225, 468.606 FS.

LAW IMPLEMENTED: 455.225, 468.607, 468.621 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robyn Barineau, Executive Director, Building Code Administrators and Inspectors Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G19-5.007 Notice of Noncompliance.

In lieu of the disciplinary procedures contained in Sections 455.225 and 468.621, F.S., as an alternative to investigation and prosecuting when a complain is received. The Department shall provide a licensee with a notice of noncompliance on a first offense for the following minor violations.

(1)(a) Engaging in building code administration, plans examination, or inspection with a certificate on inactive or delinquent status; and,

(b) through (2) No change.

Specific Authority 455.225, 468.606 FS. Law Implemented 455.225, 468.607, 468.621 FS. History—New 5-23-94, Amended 12-6-95, 12-7-97, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Building Code Administrators and Inspectors Board

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Building Code Administrators and Inspectors Board

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 9, 2007

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

RULE NO.: 61H1-22.0086
RULE TITLE: Standards for Tax Practice

PURPOSE AND EFFECT: The Board proposes to amend the rule in order to update the name of the standards with which the licensee must comply.

SUMMARY: The name of the standards with which the licensee must comply, will be updated.

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: 473.304, 473.315 FS.

LAW IMPLEMENTED: 473.315 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: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607

THE FULL TEXT OF THE PROPOSED RULE IS:

61H1-22.0086 Standards for Tax Practice.

Licensees performing tax services shall comply with the Statement on Standards for Tax Services, Responsibilities in Tax Practice as published by the American Institute of CPAs.

Specific Authority 473.304, 473.315 FS. Law Implemented 473.315 FS. History—New 5-20-91, Formerly 21A-22.0086, Amended 9-30-97,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Accountancy

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 9, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 9, 2007

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

RULE NO.: 61H1-27.002
RULE TITLE: Concentrations in Accounting and Business

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify the classes required for the degree to have a concentration in accounting and business, and as required to be eligible for licensure.

SUMMARY: The classes required for the degree for a concentration in accounting and business will be clarified.

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: 473.304, 473.306 FS.

LAW IMPLEMENTED: 473.304, 473.306 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: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607

THE FULL TEXT OF THE PROPOSED RULE IS:

61H1-27.002 Concentrations in Accounting and Business.

(1) No change.

(2) For purposes of Section 473.306, F.S., if application is made after August 1, 1983, an applicant must have at least a baccalaureate degree, or its equivalent, from an accredited college or university with a major in accounting, or its equivalent, plus at least 30 semester hours or 45 quarter hours, or the equivalent from an accredited college or university in excess of those required for the baccalaureate degree including a total education program with a concentration in accounting and business as follows:

(a) 36 semester or 54 quarter hours in accounting education at the upper division ~~above the elementary~~ level which shall include coverage of auditing, cost and managerial accounting, financial accounting, accounting information systems, and taxation. Not more than 3 semester or 4 quarter hours may be internship programs which may be applied to the 36 hours in accounting (internship courses must be taken in conjunction with other traditional coursework at an institution and must appear on the transcript.) Further, any remaining internship credit if otherwise acceptable would be applied to the general business requirement, and

- (b) No change.
- (3) through (7) No change.

Specific Authority 473.304, 473.306 FS. Law Implemented 473.304, 473.306 FS. History--New 12-4-79, Amended 2-3-81, 8-1-83, 3-21-84, 6-10-84, 6-5-85, 10-28-85, Formerly 21A-27.02, Amended 5-22-88, 3-21-89, 5-20-91, 12-2-92, Formerly 21A-27.002, Amended 11-2-95, 11-3-97, 1-31-05,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Accountancy
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Accountancy
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 9, 2007
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 9, 2007

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

RULE NO.: 61H1-33.001
RULE TITLE: Certified Public Accountants Required to Comply with this Chapter

PURPOSE AND EFFECT: The Board proposes the rule amendment to change the deadline for submission of the Florida Laws and Rules Examination required for renewal and also to add another way to submit the examination to the Board.

SUMMARY: The deadline for submission of the Florida Laws and Rules Examination will be changed. Another way to submit the examination to the Board will be added to the rule.

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: 473.304, 473.312, 473.313 FS.

LAW IMPLEMENTED: 473.311, 473.312, 473.313 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: Voloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607

THE FULL TEXT OF THE PROPOSED RULE IS:

61H1-33.001 Certified Public Accountants Required to Comply with this Chapter.

(1) Each certified public accountant who is licensed to practice public accounting in Florida shall be required to reestablish his professional knowledge and competency in conformity with this rule by the completion of continuing professional education programs and passing the examination on Chapters 455, 473, F.S., and related administrative rules approved by the Board. A grade of at least 80 is a passing grade. Each certified public accountant shall, on or before ~~December 31st~~ ~~July 15th~~ prior to biennial license renewal, complete on-line or mail his/her completed answers to the examination on Chapters 455, 473, F.S., and related administrative rules to the Department of Business and Professional Regulation.

- (2) through (3) No change.

Specific Authority 473.304, 473.312, 473.313 FS. Law Implemented 473.311, 473.312, 473.313 FS. History--New 12-4-79, Amended 2-3-81, 12-19-82, Formerly 21A-33.01, Amended 4-8-86, Formerly 21A-33.001, Amended_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Accountancy
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Accountancy
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 9, 2007
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 9, 2007

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 Medicine

RULE NO.: 64B8-31.007
RULE TITLE: Anesthesiologist Assistant Licensure Renewal and Reactivation

PURPOSE AND EFFECT: The proposed rule amendments are intended to set forth continuing education requirements; address renewal for spouses of members of the armed forces; and set forth criteria for reactivation of a retired license.

SUMMARY: The proposed rule amendments set forth revised criteria for continuing education with regard to licensure renewal; address renewal for spouses of members of the armed forces; and establish criteria for those who want to reactivate a retired status license.

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: 456.013, 456.031(2), 456.033(1), 456.036, 458.309, 458.3075 FS.

LAW IMPLEMENTED: 456.013, 456.017, 456.031, 456.033, 458.3075 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: Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin # C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-31.007 Anesthesiologist 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 hour ~~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 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) Notwithstanding the provisions of paragraphs (d) and (e), above, an anesthesiologist 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 anesthesiologist 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.~~

~~(f)(g)~~ No change.

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

(a) through (b) No change.

(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 University of South Florida (USF) 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) No change.

(e) Submit proof of completion of 40 hours of continuing medical education for each biennium in which the licensee was inactive;

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

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

(4) No change.

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

(6) No change.

(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 40 hours of continuing medical education for each biennium in which the licensee was inactive;

(f) Submit proof of completion of the continuing medical education requirements in compliance with paragraphs 64B8-31.007(2)(d)-(f), F.A.C.; and

(g) 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.

(h) 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 456.013, 456.031(1)(a), 456.033(1), 458.309, 458.3475 FS. Law Implemented 456.013, 456.031(1), 456.033, 456.036, 458.3475 FS. History—New 6-27-06, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Anesthesiologist Assistant Committee

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

DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: February 3, 2007

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

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NO.: 64B15-7.007
RULE TITLE: Anesthesiologist Assistant Licensure
Renewal and Reactivation

PURPOSE AND EFFECT: The proposed rule amendments are intended to set forth continuing education requirements; address renewal for spouses of members of the armed forces; and set forth criteria for reactivation of a retired license.

SUMMARY: The proposed rule amendments set forth revised criteria for continuing education with regard to licensure renewal; address renewal for spouses of members of the armed forces; and establish criteria for those who want to reactivate a retired status license.

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: 456.013, 456.031(1)(a), 456.033(1), 459.005, 459.023 FS.

LAW IMPLEMENTED: 456.013, 456.031(1), 456.033, 456.036, 459.023 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: Pamela King, Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin # C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B15-7.007 Anesthesiologist 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 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.

(e) Upon a licensee's first renewal of licensure, the licensee must document the completion of hour ~~For all licensees one hour~~ of 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 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) Notwithstanding the provisions of paragraphs (d) and (e), above, an anesthesiologist 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 anesthesiologist 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.~~

~~(f)(g)~~ No change.

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

(a) through (b) No change.

(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 ~~University of South Florida (USF)~~ 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) No change.

(e) Submit proof of completion of 40 hours of continuing medical education for each biennium in which the licensee was inactive:

~~(f)(e)~~ Submit proof of completion of the continuing medical education requirements in compliance with paragraphs 64B15-7.007(2)(c), (d), (e), ~~(f)~~ and ~~(f)(g)~~, F.A.C., for each biennium in which the license was inactive;

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

(5) The renewal and ~~or~~ reactivation fees are found in Rule 64B15-7.012, F.A.C.

(6) No change.

(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 40 hours of continuing medical education for each biennium in which the licensee was inactive;

(f) Submit proof of completion of the continuing medical education requirements in compliance with paragraphs 64B15-7.007(2)(c)-(f), F.A.C., for each biennium in which the license was inactive; and

(g) Pay the appropriate fees set forth in Section 456.036(4)(b), F.S. and subsections 64B15-7.012(4) and (8), F.A.C.

(h) 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 456.013, 456.031(1)(a), 456.033(1), 459.005, 459.023 FS. Law Implemented 456.013, 456.031(1), 456.033, 456.036, 459.023 FS. History—New 6-27-06, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Anesthesiologist Assistants Committee
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Osteopathic Medicine
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 23, 2007
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 8, 2006

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO.: 64B19-18.008
RULE TITLE: Board Approval of Specialty Certifying Bodies

PURPOSE AND EFFECT: The Board proposes to promulgate this rule to implement new legislation.

SUMMARY: New legislation will be implemented with the creation of the rule.

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: 490.0149 FS.

LAW IMPLEMENTED: 490.0149 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 Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B19-18.008 Board Approval of Specialty Certifying Bodies.

To obtain Board approval as a certifying body, eligible to grant formal recognition declaring a licensed psychologist to be a “certified psychology specialist,” board-certified psychology specialist,” or a “psychology diplomate,” pursuant to Section 490.0149, F.S., an applicant shall file a petition demonstrating that it:

(1) Is an independent body, national in scope, that incorporates standards of the profession, collaborates closely with organizations related to specialization in psychology, and only certifies doctoral-level, licensed psychologists as having advanced qualifications in a particular psychological specialty through demonstrations of competence in the specialty being recognized;

(2) Has clearly described purposes, bylaws, policies, and procedures, that include an internal review and budgetary practices, to ensure effective utilization of resources with an administrative staff, housed in dedicated office space that is appropriate for the certifying body’s program and sufficient for responding to consumer or regulatory inquiries;

(3) Has established standards for specialized practice of psychology and adopts the American Psychological Association (APA) “Ethical Principles of Psychologists and Code of Conduct,” effective June 1, 2003, to guide the practice of its members. The code is incorporated by reference and available for inspection at the Board office as well as at: www.apa.org/ethics/code2002.html; and

(4) Had, at the time of the psychologist’s certification, developed and implemented a comprehensive written assessment procedure, designed to measure the competencies required to provide services characteristic of the specialty area, that describes security and grading standards, and consists of an oral examination and peer-review of practice samples and may include a written examination.

Specific Authority 490.0149, 490.004(4) FS. Law Implemented 490.0149 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Psychology
NAME OF SUPERVISOR OR PERSON WHO APPROVED
THE PROPOSED RULE: Board of Psychology
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: March 16, 2007
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: November 9, 2006

DEPARTMENT OF HEALTH

Division of Family Health Services

RULE NO.: 64F-12.026
RULE TITLE: Cancer Drug 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, 4025 Bald Cypress Way, Mail Bin C-04, Tallahassee, Florida 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

64F-12.026 Cancer Drug Donation Program.

The purpose of this section is to establish and maintain a cancer drug 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) A Florida resident is ineligible to participate in the cancer drug donation 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, unless benefits have been exhausted, or a certain cancer drug or supply is not covered by the prescription drug program.

(2) Donor Eligibility Requirements.

Any of the following persons may donate legally obtained cancer drugs or supplies to the 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.

(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 of the following:

1. The name, permit number, 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 (3)(a) herein.

(c) Withdrawal from participation: A pharmacy may withdraw from participation in the cancer drug donation program upon at least 10 days written notification to the department.

(d) Storage:

Cancer drugs and supplies donated under the cancer drug donation 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 the donated 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 donation program Recipient Record and shall be notified, both orally and in writing, 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.

5. Cancer drugs or supplies may not be donated to a specific cancer patient.

(f) Recordkeeping requirements:

1. Donor and Recipient Records shall be maintained at least 3 years by the participant facility.

2. Destruction Records for donated drugs or supplies 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 DH-MQA 1098, effective February 2007 and incorporated herein by reference.

(b) Cancer Drug Donation Program Donation and Destruction Record, DOH Form DH-MQA 1099, effective February 2007, and incorporated herein by reference.

(c) Cancer Drug Donation Program Notice of Participation or Withdrawal, DOH Form DH-MQA 1100, effective February 2007, and incorporated herein by reference.

The above referenced required forms are available by contacting the Department of Health, Drugs, Devices and Cosmetics Program, 4052 Bald Cypress Way, Bin C-04, Tallahassee, Florida 32399-3255, or by downloading them from the program's website.

(5) Dispensing Fees.

A cancer drug donation 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 Donation Record 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 donation is accompanied by a completed cancer drug donation program Donation Record 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 paragraphs (6)(a) and (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 registry of participant facilities. 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: February 20, 2007
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 4, 2006

DEPARTMENT OF FINANCIAL SERVICES

Division of Consumer Services

RULE NOS.:	RULE TITLES:
69J-8.001	Purpose
69J-8.002	Definitions
69J-8.003	Neutral Evaluator Coarse Approval
69J-8.004	Qualification and Certification of Neutral Evaluators
69J-8.005	Maintenance of a List of Neutral Evaluators
69J-8.006	Notice of Program
69J-8.007	Request for Evaluation
69J-8.008	Selection of Neutral Evaluator
69J-8.009	Evaluation Process
69J-8.010	Appointment of Department Employee for Consultation for Policyholder Not Represented by an Attorney
69J-8.011	Neutral Evaluator’s Report

PURPOSE AND EFFECT: These rules implement Section 627.7074, F.S., by establishing standards for the alternate procedure for resolution of sinkhole claims.

SUMMARY: These rules implement Section 627.7074, F.S., by establishing standards for the alternate procedure for resolution of sinkhole claims. The rules specify a process for qualification and selection of neutral evaluators and the procedure for conducting evaluations. Some parts of the rules have intentionally been left blank for development through the workshop process.

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: 627.7074(8) FS.

LAW IMPLEMENTED: 627.7074 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: Wednesday, April 25, 2007, 9:30 a.m.
 PLACE: Room 143, 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: Greg Thomas @ (850)413-3130. If you are 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: Greg Thomas, Chief of Education, Advocacy & Research, Division of Consumer Services, Department of Financial Services, 200 East Gaines Street, Tallahassee, FL 32399-0320; (850)413-3130

THE FULL TEXT OF THE PROPOSED RULES IS:

ALTERNATIVE PROCEDURE FOR RESOLUTION OF DISPUTED SINKHOLE INSURANCE CLAIMS

69J-8.001 Purpose.

The alternative procedure for resolution of disputed sinkhole insurance claims authorized by Section 627.7074, F.S., shall be governed by these rules of procedure.

Specific Authority 627.7074(8) FS. Law Implemented 627.7074 FS. History—New _____.

69J-8.002 Definitions.

When used in this chapter, and Section 627.7074, F.S., the following terms are defined as follows:

(1) Affiliated: Having an ownership or employment relationship.

(2) Applicant: A person who submits an application to become a neutral evaluator.

(3) Department: Florida Department of Financial Services.

(4) Family Member: A spouse, child, parent, grandparent, grandchild, aunt, uncle, or first cousin of a party.

(5) Financial Interest: Ownership interest in or liabilities to or from a person that amounts to 5% or more of the applicant’s net worth or from which the evaluator received 5% or more of his income during the past 24 months exclusive of fees guaranteed through this program.

(6) Party: The insurer or policyholder participating in the program.

(7) Person: A natural person or business entity.

(8) Program: The alternative procedure for resolution of disputed sinkhole insurance claims authorized by Section 627.7074, F.S.

Specific Authority 627.7074(8) FS. Law Implemented 627.7074 FS. History--New _____.

69J-8.003 Neutral Evaluator Course Approval.

Neutral Evaluators must complete a course in alternative dispute resolution approved by the department pursuant to Chapter 69B-211, F.A.C.

Specific Authority 627.7074(8) FS. Law Implemented 627.7074 FS. History--New _____.

69J-8.004 Qualification and Certification of Neutral Evaluators.

(1) Persons seeking certification as a neutral evaluator shall apply to the department using the Neutral Evaluator Application, Form Number DFS-H2-1783, (Effective: _____) which is hereby incorporated by reference. The form shall be obtained from the Florida Department of Financial Services, Bureau of Agent and Agency Licensing, 200 East Gaines Street, Tallahassee FL 32399-0319. The form shall be submitted to Florida Department of Financial Services, Bureau of Agent and Agency Licensing, 200 East Gaines Street, Tallahassee FL 32399-0319.

(2) Application for certification shall be granted if the applicant:

(a) Is a professional engineer as defined in Section 471.005, F.S., or a professional geologist as defined in Section 492.102(6), F.S.;

(b) Has completed a course of study in alternative dispute resolution approved under Rule 69J-8.003, F.A.C., above; and

(c) Is determined to be fair and impartial based on the criteria in subsection (3) below:

(3) An applicant shall be found to be fair and impartial unless:

(a) The applicant or a business entity affiliated with the applicant obtained more than 90% of its gross income or revenue in the prior calendar year from contracts with property insurers or persons acting on behalf of property insurers, exclusive of fees generated through the program;

(b) The applicant or a business entity affiliated with the applicant obtained more than 90% of its gross income or revenue in the prior calendar year from contracts with property insurance claimants or persons acting on behalf of property insurance policyholders;

(c) The applicant is currently an employee of a property insurer, or property insurance adjuster, or adjusting firm;

(d) The applicant, has through writings, public statements, or otherwise, expressed a bias for or against property insurance insurers or property insurance policyholders; or

(e) The applicant refuses to agree to be removed from a case in which a party is a family member, personal friend, or person in which the applicant has a financial interest.

(4) The department shall decertify any evaluator who ceases to meet the criteria in subsection (2) above.

Specific Authority 627.7074(8) FS. Law Implemented 627.7074 FS. History--New _____.

69J-8.005 Maintenance of a List of Neutral Evaluators.

(1) The department shall maintain a complete list of certified neutral evaluators who wish to serve in the program.

(2) The list shall be a public record and shall be provided to parties as required by Section 627.7074(7), F.S.

(3) The list shall contain the following information:

(a) Name

(b) Address

(c) Phone Number

(d) Counties Served

Specific Authority 627.7074(8) FS. Law Implemented 627.7074 FS. History--New _____.

69J-8.006 Notice of Program.

Insurers shall provide the notice of the right to participate in the program, required by Section 627.7074(3), F.S., in writing and such notice shall be accompanied by the pamphlet, Resolving Disputed Sinkhole Insurance Claims, Form Number DFS-I4-1788, (Effective: _____), which is hereby incorporated by reference.

Specific Authority 627.7074(8) FS. Law Implemented 627.7074 FS. History--New _____.

69J-8.007 Request for Evaluation.

A person wishing to request neutral evaluation pursuant to Section 627.7074(4), F.S., shall make a request to the department by writing to the Department of Financial Services, Mediation Section, Bureau of Education, Advocacy, and Research, Tallahassee FL 32399-4212, or by calling the department at 1(800)342-2762, or by faxing a request to the department at 1(850)488-6372. Such requests may be made using the form, Sinkhole Insurance Claims Request For Neutral Evaluation, Form Number DFS-I4-1784, (Effective: _____). This form may be obtained from Department of Financial Services, Mediation Section, Bureau of Education, Advocacy, and Research, Tallahassee FL 32399-4212, or by calling the department at 1(800)342-2762, or by faxing a request to the department at 1(850)488-6372.

Specific Authority 627.7074(8) FS. Law Implemented 627.7074 FS. History--New _____.

69J-8.008 Selection of Neutral Evaluator.

(1) The insurer shall contact the policyholder and the parties shall attempt to reach an agreement on selection of a neutral evaluator.

(2) If after 10 days the parties have failed to agree upon the neutral evaluator, the parties shall so inform the department by calling the department at 1(850)488-6372.

(3) When informed that the selection of a neutral evaluator could not be agreed upon by the parties, the department shall select a neutral evaluator by rotating sequentially through the list of willing neutral evaluators.

(4) The department will inform the parties of the selection.

(5) Either party may reject the selection by calling the department at 1(850)488-6372 within 5 days of the notice being sent.

(6) Each party may reject up to 3 selections for a proceeding.

Specific Authority 627.7074(8) FS. Law Implemented 627.7074 FS. History–New _____.

69J-8.009 Evaluation Process.

(1) The neutral evaluator shall, within 5 days of referral, contact the parties to schedule the evaluation proceeding pursuant to Section 627.7074(7), F.S.

(2) The evaluation proceeding shall take the form of an informal conference, and shall not be subject to rules of procedure, or evidence applicable in a court or administrative proceeding.

(3) The evaluator shall give each party the opportunity to submit evidence, testimony, or other information which is reasonably expected to assist the neutral evaluator in determining the existence, nature, and scope of a sinkhole loss, and the nature, extent, and cost of repair and remediation.

(4) The neutral evaluator shall make inquiry of the parties and conduct such independent investigation as the neutral evaluator finds reasonably necessary to determine the existence, nature, and scope of a sinkhole loss, and the nature, extent, and cost of repair and remediation.

(5) The neutral evaluator shall inform the parties in writing as to the neutral evaluator’s opinion as to the existence of a sinkhole loss and the scope and value of necessary repair and remediation if any.

(6) The parties may settle the claim at any time.

(7) The neutral evaluator shall conclude the proceeding upon settlement of the claim or at any point that the neutral evaluator reasonably determines that settlement is not likely to be facilitated by the continuation of the proceeding.

(8) If the proceeding is concluded without reaching a settlement, the neutral evaluator shall prepare and file the report required under Section 627.7074(12), F.S., on the form adopted in Rule 69J-8.011, F.A.C., below.

(9) If the proceeding results in a settlement, the neutral evaluator shall inform the department that a settlement was reached.

Specific Authority 627.7074(8) FS. Law Implemented 627.7074 FS. History–New _____.

69J-8.010 Appointment of Department Employee for Consultation for Policyholder Not Represented by an Attorney. Pursuant to Section 627.7074(9), F.S., the department shall appoint an employee to consult with a policyholder participating in the program, but not represented by an attorney. The department employee shall not be an advocate on behalf of the policyholder and shall not render legal advice. The role of the department employee will be to provide the policyholder with information about the procedures of the program, and assist the policyholder in understanding technical information relating to the policyholder’s claim.

Specific Authority 627.7074(8) FS. Law Implemented 627.7074 FS. History–New _____.

69J-8.011 Neutral Evaluator’s Report.

The neutral evaluator’s report on matters that are not resolved by the parties, as required by Section 627.7074(12), F.S., shall be on the Neutral Evaluator’s Report, Form Number DFS-I4-1785, (Effective: _____) which is hereby incorporated by reference. The form shall be obtained from and submitted to Department of Financial Services, Mediation Section, Bureau Education, Advocacy, and Research, Tallahassee FL 32399-4212.

Specific Authority 627.7074(8) FS. Law Implemented 627.7074 FS. History–New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Greg Thomas, Chief of Education, Advocacy & Research, Division of Consumer Services

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Marta Arrington, Director, Division of Consumer Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 28, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 3, 2006

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

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-1.099821
RULE TITLE: Voluntary Prekindergarten (VPK) Provider Kindergarten Readiness Rate

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. 33, No. 8, February 23, 2007 issue of the Florida Administrative Weekly.

6A-1.099821 Voluntary Prekindergarten (VPK) Provider Kindergarten Readiness Rate.

(1) ~~Purpose~~ Statewide kindergarten screening. The purpose of this rule is to implement the requirements of Section 1002.69, F.S. The Department shall adopt a statewide kindergarten screening that provides objective data concerning each student's readiness for kindergarten and progress in attaining Florida's Voluntary Prekindergarten (VPK) Education Program Performance Standards. School districts are required to:

(a) ~~administer the statewide screening to each kindergarten student in the school district within the first 30 school days of each school year, and~~

(b) ~~designate sites to administer the statewide screening to children admitted to kindergarten in a nonpublic school.~~

(2) ~~Voluntary Prekindergarten (VPK) Provider Kindergarten Readiness Rate. The Department of Education shall:~~

(a) ~~annually calculate each private prekindergarten provider's and public school's kindergarten readiness rate, which must be expressed as the percentage of the provider's or school's students who are assessed as ready for kindergarten; kindergarten readiness rates must be based exclusively on the results of the screening for students who completed the VPK program, and~~

(b) ~~periodically adopt a minimum kindergarten readiness rate that, if achieved by a private prekindergarten provider or public school, would demonstrate the provider's or school's satisfactory delivery of the VPK program. The minimum rate must not exceed the rate at which more than fifteen (15) percent of the kindergarten readiness rates of all private prekindergarten providers and public schools delivering the VPK Program would fall below the minimum rate.~~

~~(2)(3)~~ Accuracy of Data.

(a) ~~Prior to the calculation of the VPK Provider Kindergarten Readiness Rate, as described in subsection (4) of this rule, private and public school VPK providers shall have the opportunity to review a cumulative list of all of the children served in their program and the total number of hours enrolled, including allowable absences.~~

(b) If a private or public provider disputes the accuracy of any figures comprising the cumulative list, the provider may submit corrective information to the Office of Early Learning of the Department of Education within 14 days after publication of the cumulative list on the Department's website (vpk.fldoe.org). The Department, in collaboration with the Agency for Workforce Innovation and the respective Early Learning Coalition, shall review the corrective information and accept or reject the requested corrective information within 28 days after publication of the cumulative list on the Department's website. Upon completion of the corrective process, the Department shall calculate a preliminary VPK Provider Kindergarten Readiness Rate in accordance with the

method described in subsection (4) of this rule. Documentation of any proposed changes shall be submitted by the private or public provider, within the timelines specified, and shall be reviewed by the Department in collaboration with the Agency for Workforce Innovation and the respective Early Learning Coalition. The private or public provider shall be notified whether the information submitted was accepted by Department for the purpose of calculating the VPK Provider Kindergarten Readiness Rate.

(c) If a private or public school provider disputes the accuracy of the preliminary VPK Provider Kindergarten Readiness Rate as published on the Department's website, the provider may submit documentation to the Department for its review and consideration within 14 days after publication of the preliminary rate. The Department shall review and accept or reject any changes to the data within 28 days after publication. The VPK Provider Kindergarten Readiness Rate will be recalculated in accordance with the method described in subsection (4) of this rule and submitted to the State Board of Education for the purpose of adopting a minimum readiness rate, as required by Section 1002.69(6), F.S.

~~(3)(4)~~ Criteria for Inclusion in the VPK Provider Kindergarten Readiness Rate for 2005-06.

(a) ~~After the conclusion of the review of the data described in subsection (2)(3) of this rule, the Department shall calculate the Kindergarten Readiness Rate for each private or public school VPK provider of either the school year (five hundred forty (540) hour) or summer (three hundred (300) hour) program that served at least four (4) children who:~~

1. ~~Enrolled the VPK program for eighty-five (85) percent or more of the total number of instructional hours, including the allowable absences, and~~

2. ~~Participated in each of the kindergarten screening measures as described in subsection (1) of this rule.~~

(b) ~~If a private or public school provider does not meet the criteria described above, information as to why the provider was not included in the VPK Provider Readiness Rate calculation shall be displayed on the VPK Provider Profile required by Section 1002.53(5), F.S.~~

~~(4)(5)~~ Procedures for Calculating the VPK Provider Kindergarten Readiness Rate for 2005-06.

(a) ~~The "Percent of Children Ready for Kindergarten" shall be calculated as the number "Children Ready for Kindergarten" on each screening measure divided by the total number of "Children Screened" on that measure.~~

(b) ~~One point is assigned for each percent of "Children Ready for Kindergarten" on each screening measure.~~

(c) ~~The VPK Provider Kindergarten Readiness Rate shall be the sum of the "Percent of Ready for Kindergarten" on each screening measure with a maximum of three hundred (300) points.~~

(d) ~~The Kindergarten Readiness Rate for private and public school VPK Providers will be displayed as follows:~~

Screening	Measure #1	Measure #2	Measure #3
Children Ready for Kindergarten	22	15	12
Children Screened	22	20	20
Percent of Children Ready for Kindergarten	100	75	60
VPK Provider Readiness Rate	235		

(e) All providers shall be ranked according to their final score.

~~(6) Appeal of VPK Provider Readiness Rate Calculation. After the initial issuance of VPK Provider Kindergarten Readiness Rates, private and public school providers may appeal the Department's decision to accept or reject additional information submitted under subsection (3) of this rule.~~

~~(7) Minimum Readiness Rate. After the conclusion of the appeals process, described in subsection (6) of this rule, the State Board of Education shall adopt a minimum readiness rate.~~

~~(5)(8) Low Performing VPK Providers. If the readiness rate of a private or public VPK provider falls below the minimum rate adopted by the State Board, the provider shall be designated as a low performing VPK provider, and acknowledge such designation on the Department's website with 21 days of the State Board of Education's adoption of the minimum readiness rate, in the manner prescribed by the Department, and submit and implement an improvement plan in accordance with the requirements of Rule 60BB-8.700, FAC.~~

Specific Authority 1002.73(2)(d) FS. Law Implemented 1002.69(5),(6) FS. History--New_____.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-4.060
 RULE TITLE: Dental Services

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. 33, No. 5, February 2, 2007 issue of the Florida Administrative Weekly.

These changes are in response to comments received from the Joint Administrative Procedures Committee. The rule incorporates by reference Update January 2007 to the Florida Medicaid Dental Services Coverage and Limitations Handbook. The following changes were made to the handbook update.

Page 1-6, Record Keeping Responsibilities, we deleted the second paragraph, which referenced subsection 466.028(1)(m) and (o), F.S., because the cites referenced do not require dental records to be maintained for four years.

Page 2-5, Behavioral Management, Description, second paragraph, we added the effective date of January 2007 to the Medicaid Behavioral Management Report, AHCA-Med Serv Form 012.

Appendix F, Medicaid Behavioral Management Report, we corrected the footer date to read, "January 2007."

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

Division of Beaches and Shores

RULE NOS.:	RULE TITLES:
62B-33.004	Exemptions from Permit Requirements
62B-33.008	Permit Application Requirements and Procedures
62B-33.014	Emergency Procedures

NOTICE OF CHANGE

Note. This notice is the second notice of change. The original rule was published in Vol. 32, No. 49, December 8, 2006 issue of the FAW. The present changes are made in response to written comments received from the Joint Administrative Procedures Committee.

THE TEXT OF THE PROPOSED RULE CHANGE IS:

62B-33.004 Exemptions from Permit Requirements.

(1) through (2) No change.

(3) The Department shall issue a letter of exemption pursuant to the provisions of Section 161.053(12)(b), F.S., provided that the applicant fulfills the information requirements of subsection 62B-33.008(11)(13), F.A.C., and provided that the Department determines that the proposed project will not cause a measurable interference with the natural functioning of the coastal system. Prior to commencement of work under the exemption, the applicant shall comply with the public notice requirements for the agency action of Chapter 120, F.S.

(4) If the Department determines the proposed minor construction is exempt from the provisions of Section 161.053(12)(c)9., F.S., the Department shall issue a notice of exemption using the DEP exemption form. The exemption form, which is entitled "Exemption Determination Pursuant to Section 161.053 or 161.052, F.S.," DEP form number 73-120 (Updated 3-05), is hereby incorporated by reference. A copy of

the form can be obtained by writing to the Department of Environmental Protection, Bureau of Beaches and Coastal Systems, 3900 Commonwealth Boulevard, Mail Station 300, Tallahassee, Florida 32399-3000, or by telephoning (850)488-7708. The exemption notice shall be posted on site for the duration of the activity. If the proposed activity is determined not to be exempt, a permit pursuant to Section 161.053, F.S., and this rule chapter is required.

(5) No change.

62B-33.008 Permit Application Requirements and Procedures.

(1) through (7) No change.

~~(8) If the Department has received a permit application but has not taken final agency action on it and a major change in coastal conditions occurs, which in the determination of the Department renders the information already reviewed insufficient, then the Department shall notify the applicant that additional information must be submitted for Departmental review and a written waiver of the requirements of Section 120.60, F.S., must be provided or the Department shall deny the application.~~

~~(8)(9)~~ Permits for major structures shall expire three years from the date of issuance unless the Department receives a written request for extension from the applicant demonstrating that the construction phase of the project cannot be completed within three years. In such case, permits for major structures shall expire five years from the date of issuance. Permits for minor structures shall expire one year from the date of issuance. Once a permit has expired, all activity authorized must cease unless a new permit, a time extension, or a permit renewal is approved by the Department.

~~(9)(10)~~ Any substantial modification to a complete application shall require an additional processing fee determined pursuant to subsection 62B-33.0085(4), F.A.C., and shall restart the time requirements of Section 120.60, F.S. For purposes of this rule section, the term "substantial modification" shall mean a modification that is reasonably expected to lead to new or increased adverse impacts that require a detailed review.

~~(10)(11)~~ As an alternative to the above procedure, the Department issues field permits for certain minor structures and activities if the Department determines the activity has minor impacts. The field permit form that entitled "Field Permit Pursuant to Section 161.053 or 161.052, F.S.," DEP Form 73-122 (Revised 3/05 is hereby adopted and incorporated by reference. A copy of the form can be obtained by writing to the Department of Environmental Protection, Bureau of Beaches and Coastal Systems, 3900 Commonwealth Boulevard, Mail Station 300, Tallahassee, Florida 32399-3000, or by telephoning (850)488-7708

~~(11)(12)~~ Requests for the Department to determine that the proposed activity is exempt from permitting pursuant to the provisions of Section 161.053(12)(b), F.S., shall include, at a

minimum, a survey meeting the requirements of Rule 62B-33.0081, F.A.C., and the information requirements of paragraphs 62B-33.008(3)(l) (m), (n), (p), (r), and subsection 62B-33.008(5), F.A.C. The Department recognizes that the requirements specified above may not be necessary to make an exemption determination. In such cases, the applicant shall, as part of the request for exemption, identify those requirements and state the reason why they are inapplicable. The Department shall waive requirements that do not apply.

Specific Authority 161.053, 161.0535 FS. Law Implemented 161.052, 161.053 FS. History—New 11-18-80, Amended 7-7-81, 3-17-85, 11-10-85, Formerly 16B-33.08, Amended 8-7-86, Formerly 16B-33.008, Amended 1-26-98, 8-27-00, 12-31-01, 6-13-04, _____.

62B-33.014 Emergency Procedures.

(1) A "shoreline emergency" declared by the Governor or the Department is any unusual incident resulting from a hurricane, storm, or other violent coastal disturbance that has resulted in erosion, beach or coastal damage, sudden and unpredictable hazards to navigation, damage to upland structures, or any other unusual incident from natural or unnatural causes that endangers the coastal system or health, safety, welfare, or resources of the citizens of the state. Permits approved under the emergency procedures described in this rule section are intended to alleviate conditions resulting from a shoreline emergency and for purposes of this rule section shall be referred to as "emergency permits".

(2) No change.

(a) No change

(b) Emergency field permits that are processed pursuant to subsection 62B-33.008(11)(13), F.A.C., may be issued for construction, including but not limited to: temporary or remedial activities to protect structures; repair or replace minor structures, including dune walkovers, retaining walls, decks, and gazebos; dune restoration with beach compatible sand; repair or replacement of minor damages to coastal armoring structures, including bulkhead or seawall caps, return walls, tiebacks, individual sheet piles, and armor stone; and other similar activities;

(c) through (f) No change.

(3) through (6) No change.

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 THE LOTTERY

RULE NO.: 53ER07-15
 RULE TITLE: Suspension and Termination of
 Retailer Contract

SUMMARY OF THE RULE: This emergency rule sets forth the provisions for the suspension and termination of a retailer's contract.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER07-15 Suspension and Termination of Retailer Contract.

(1) A retailer contract can be terminated by the retailer at any time upon written notice to the Lottery.

(2) The Lottery will review a retailer's contract and any later-filed application for a new contract, if the retailer has failed to comply with the terms of the current or former retailer contract, or under any of the circumstances listed below, and, based upon the findings of its review, will determine whether to suspend or terminate the current contract or reject the later-filed application.

(a) Retailer has provided false or misleading information in obtaining or attempting to obtain a retailer contract and Certificate of Authority.

(b) Retailer has been convicted of, or has entered a plea of guilty or nolo contendere, regardless of adjudication, to an offense punishable as a felony; or has been convicted of, or has entered a plea of guilty or nolo contendere, regardless of adjudication, to any gambling-related offense.

(c) Retailer has outstanding tax delinquencies owed to the federal government or any taxing authority within the State of Florida.

(d) Retailer has jeopardized the integrity, security or efficient operation of the Lottery.

(e) The ownership or location of the business has changed.

(f) Retailer has failed to accurately account for lottery tickets, revenues or prizes as required by the Lottery.

(g) Retailer has failed to remit or is delinquent in remitting money owed to the Lottery.

(h) Retailer has committed any fraud, deceit or misrepresentation to the Lottery or to any individual purchasing a lottery ticket or tickets from Retailer.

(i) Retailer has sold a lottery ticket or paid a prize to any person under eighteen (18) years of age.

(j) Retailer has sold a lottery ticket at any place other than the place authorized in its Certificate of Authority.

(k) Retailer has not prominently displayed its Certificate of Authority at the approved sales location.

(l) Retailer has not prominently displayed and maintained ticket displays/dispensers and point-of-sale materials provided by the Lottery.

(m) Retailer has not made point-of-sale information for lottery products accessible to the public.

(n) Retailer has sold tickets at a price other than established by the Lottery.

(o) Retailer has violated any rule or regulation promulgated by the Lottery.

(p) Retailer has violated any directive or instruction issued by the Lottery.

(q) Retailer has violated any provision of Chapter 24, Florida Statutes.

(r) Retailer's reputation is no longer consistent with the protection of the public interest.

(s) Retailer has materially changed any factor considered by the Lottery in selecting the retailer.

(t) Retailer has engaged in conduct prejudicial to public confidence in the Lottery.

(u) Retailer has exchanged a book(s), ticket(s), or ticket stock with another retailer or location.

(v) Retailer has purchased a book(s) or ticket(s) from another lottery retailer for resale.

(w) Retailer has charged a fee to redeem a lottery ticket or has required a customer to purchase another item in order to purchase a lottery ticket.

(x) Retailer has paid a prize of \$600 or more.

(y) Retailer has violated the Lottery's ethics rules or policies.

(3) The Lottery will review the retailer contract of the retailer with the lowest average weekly ticket sales of all Lottery retailers statewide who have been active for at least 26 weeks upon receipt of a retailer application from a business whose sales are projected to exceed the weekly sales average of the retailer that is under review and will terminate such retailer contract, subject to considerations of public convenience (whether the retailer is in a remote location or whether there are other retailers available within a reasonable distance); whether there are extenuating circumstances that have adversely impacted sales volume (for example, the retailer's business is seasonal; road construction has caused a temporary decrease in normal sales volume; or other factors that are temporary in nature); the impact, if any, on the status of a corporate or chain (multi-location) retailer if a terminal is removed from one of the retailer's locations; and the impact, if any, on the overall level of participation of minority businesses as Lottery retailers.

(4) If a retailer possesses multiple locations, restriction, suspension or termination of one (1) location is grounds for restriction, suspension or termination of the others.

(5) The Lottery will review a retailer contract for immediate suspension without prior notice if the Lottery determines that immediate suspension is necessary to ensure the integrity, security, honesty, or fairness of the operation of the Lottery. Reasons that would result in such a determination include, for example, circumstances in which the retailer intentionally fails to tender a ticket or coupon to the player.

(6) The Lottery will review a retailer contract for temporary suspension if the Lottery determines that the retailer, or any of its officers, directors, or employees has been arrested for any violation of law occurring on the retail premises, such as dealing in stolen property, unlawful sale of controlled substances, or maintaining a nuisance.

(7) A retailer whose contract has been terminated for the reasons set forth in paragraph (2)(b) above is prohibited from reapplying for a retailer contract for a period of one (1) year from the date of conviction or entry of plea and any application received during this time period will be rejected. In reviewing any subsequent application from such a retailer, the Lottery will consider the following factors:

(a) Whether the retailer has been pardoned or had his civil rights restored; and

(b) Whether, subsequent to such conviction or plea, the retailer has engaged in the kind of law-abiding commerce and good citizenship that would reflect well upon the integrity of the Lottery. Examples of such conduct would include sustained active involvement in community service organizations or activities; and sustained active involvement in professional or trade associations. To be considered by the Lottery, such law-abiding commerce and good citizenship must be of sufficient duration and degree as to offset any negative effects on the retailer's reputation and, by association, the Lottery's reputation. Under this paragraph, the burden shall be on the retailer to prove to the satisfaction of the Lottery that the retailer has engaged in the kind of law-abiding commerce and good citizenship that would reflect well upon the integrity of the Lottery; and

(c) Whether, if the retailer is a firm, association, partnership, trust, corporation or other entity, the retailer has terminated its relationship with the person whose actions directly contributed to the conviction or plea.

(8) A retailer's sole remedy following termination or suspension of its retailer contract is by such civil action as may be appropriate.

Specific Authority 24.109(1) 24.112(1) FS. Law Implemented 24.112(5) FS. History—New 3-16-07, Replaces 53ER06-24.

THIS EMERGENCY RULE TAKES EFFECT IMMEDIATELY UPON BEING FILED WITH THE DEPARTMENT OF STATE.

EFFECTIVE DATE: March 16, 2007

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER07-16
 RULE TITLE: Lost, Stolen, or Damaged Instant Lottery Tickets

SUMMARY OF THE RULE: This emergency rule sets forth for Lottery retailers the reporting requirement and charges associated with active and inactive books of lost, stolen or damaged instant lottery tickets.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER07-16 Lost, Stolen, or Damaged Instant Lottery Tickets.

(1) Reporting Requirement.

(a) Upon the theft, loss, or damage of instant lottery tickets the retailer shall immediately report the incident to the Lottery Division of Security at (850)487-7752.

(b) For purposes of this rule, tickets that have latex removed or that have been "scratched" are not considered "damaged tickets" and shall not be accepted for retailer account adjustment.

(2) Inactive Tickets.

(a) If tickets are lost, stolen, or damaged before the book of tickets has been activated, the retailer shall be charged a non-refundable service fee of five dollars (\$5.00) for each book.

(b) The retailer will not be charged a service fee for books missing from a shipment or damaged by the vendor.

(3) Active Tickets. If tickets are lost, stolen, or damaged after the book of tickets has been activated, the retailer shall be charged the retail value of the book of tickets multiplied by the percentage of low tier winning tickets (prize amounts less than \$25.00) redeemed as of the date the book is reported stolen, less the retailer's sales commission(s).

(4) Settled Tickets. If a retailer settles a book of active tickets and subsequently reports unsold tickets as lost, stolen, or damaged, the retailer will be credited an amount equal to the retail value of the book less the amount calculated as set forth in subsection (3) above.

(5) The retailer shall return to the Lottery tickets recovered by the retailer subsequent to the tickets being reported lost, stolen or damaged.

(6) Payment for Tickets. Accounting for lost, stolen, or damaged tickets will be reflected on the retailer's weekly Settlement Report.

(a) The amount due the Lottery for the active books will be included with the book sales value.

(b) The amount due the Lottery for the inactive books will be reflected as an adjustment.

(c) No adjustment will be made to the retailer’s account upon return to the Lottery of active lost, stolen, or damaged tickets recovered by the retailer subsequent to the tickets being reported lost, stolen or damaged.

(7) In the event books of tickets are lost, stolen, or damaged for reasons arising out of force majeure, the Florida Lottery reserves the right to waive the assessment of charges under this rule. In determining whether to waive an assessment, the Lottery will consider factors such as the number of previous occurrences of lost, stolen or damaged tickets by the retailer in question, if any; whether the retailer had taken precautions to prevent the occurrence of lost, stolen, or damaged tickets; and whether the retailer had implemented loss prevention recommendations made by the Lottery prior to the occurrence of lost, stolen, or damaged tickets. As used herein, “force majeure” shall include acts of God, action of the elements, fire, explosion, rationing, war, civil disturbance, or other similar occurrences.

Specific Authority 24.109(1), 24.105(9)(j), 24.112(1) FS. Law Implemented 24.112, 24.114 FS. History–New 3-16-07, Replaces 53ER05-19.

THIS EMERGENCY RULE TAKES EFFECT IMMEDIATELY UPON BEING FILED WITH THE DEPARTMENT OF STATE.
EFFECTIVE DATE: March 16, 2007

DEPARTMENT OF THE LOTTERY

RULE NO.: RULE TITLE:
53ER07-17 Block Ticket Sales
SUMMARY OF THE RULE: This emergency rule sets forth the requirements for retailers regarding block lottery ticket sales.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER07-17 Block Ticket Sales.

(1) Retailers shall, without delay, give service to all persons present and waiting at the terminal to purchase lottery tickets.

(2) Retailers are required to report to the Lottery any sale to a person in excess of \$100,000 for an individual FLORIDA LOTTO drawing. Such report shall be made immediately by contacting the Division of Security at (850)487-7752.

(3) Retailers shall not accept any compensation for the sale of lottery tickets other than compensation provided or authorized by the Lottery.

(4) Only original playslips provided by the Lottery which have not been marked for play by the use of any electronic or automated means shall be used for the issuance of more than

100,000 tickets for an individual drawing of FLORIDA LOTTO. This subsection shall not apply if the tickets are purchased using the quick pick option.

(5) The entire transaction for the purchase of more than 100,000 FLORIDA LOTTO tickets, including payment for the tickets, submission of playslips, if any, and receipt of tickets, must occur at the same contracted retailer location.

(6) No prize shall be paid on a ticket purchased in violation of this rule. The Lottery will review reported violations of this rule and will suspend ticket sales if necessary to prevent continued violations. Lottery action to suspend sales is in addition to and not in lieu of contract suspension or termination, as provided in the retailer contract.

Specific Authority 24.105(9)(e), (h), 24.109(1), 24.112(1) FS. Law Implemented 24.105(9)(e), (h), 24.112(1) FS. History–New 3-16-07, Replaces 53ER05-18.

THIS EMERGENCY RULE TAKES EFFECT IMMEDIATELY UPON BEING FILED WITH THE DEPARTMENT OF STATE.
EFFECTIVE DATE: March 16, 2007

DEPARTMENT OF THE LOTTERY

RULE NO.: RULE TITLE:
53ER07-18 Retailer Responsibilities
SUMMARY OF THE RULE: This emergency rule sets forth the responsibilities for retailers contracted with the Florida Lottery.
THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER07-18 Retailer Responsibilities.

(1) The Lottery shall contract with specified retailers to sell lottery tickets.

(2) All equipment provided to the retailer by the Lottery or its vendors shall remain the property of the Lottery or its vendors, and retailers shall acquire no interest whatsoever in the equipment.

(3) The retailer shall meet the training standards established by the Lottery relating to operation of the terminal and the sale of lottery products.

(4) Retailers shall be responsible for meeting terminal installation requirements as specified by the Lottery, including but not limited to, electrical circuitry; telephone line and equipment; counter, roof and building space; and conduit, if applicable.

(5) Retailers shall provide a minimum amount of space as determined by the Lottery at the location of the terminal for proper ventilation, maintenance, and material loading and removing.

(6) Retailers shall pay a weekly service charge as determined by the Lottery, taking into consideration factors such as salary costs, travel costs, the cost of materials, and associated administrative expenses. A retailer will not be assessed a service charge for promotional or additional terminals.

(7) Retailers shall pay all electrical utility charges in connection with operation of the terminal.

(8) Retailers shall use due diligence and care when operating the terminal and shall immediately notify the Lottery's designated hotline of any network communication problem or terminal malfunction.

(9) Retailers shall provide access to Lottery equipment to Lottery or vendor personnel presenting proper identification.

(10) Retailers shall be responsible for the physical security of the terminal and other Lottery equipment.

(11) The Lottery will review occurrences of negligent or intentional damage to terminal(s) and other Lottery equipment by retailer or its employees and determine whether to recover the cost of such damages by considering factors such as the remedial steps, if any, taken by the retailer to prevent such occurrences in the future.

(12) Retailers shall not attempt to perform any mechanical or electrical maintenance or repairs on the terminal or other Lottery equipment except as authorized by the Lottery or its vendors.

(13) Retailers shall replenish ticket stock and clear paper jams as required on the terminal and/or terminal printer.

(14) Retailers shall provide a space for the playstation provided by the Lottery at a location approved by the Lottery. In determining whether to approve a location, the Lottery will seek to optimize the promotional value and player convenience to be derived from the playstation, also considering factors such as the retailer's floor plan and customer traffic flow. Retailers shall maintain an adequate supply of pencils, play slips, claim forms and brochures, for use by players as provided by the Lottery or authorized vendor. Retailer shall display and maintain in prominent locations point of sale materials provided by the Lottery, including, but not limited to, playstations, electronic displays and odds pieces. Material not authorized by the Lottery shall not be displayed at or dispensed from the playstation or other Lottery equipment.

Specific Authority 24.109(1), 24.112(1) FS. Law Implemented 24.112(1) FS. History—New 3-16-07. Replaces 53ER05-13.

THIS EMERGENCY RULE TAKES EFFECT IMMEDIATELY UPON BEING FILED WITH THE DEPARTMENT OF STATE.

EFFECTIVE DATE: March 16, 2007

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER07-19
 RULE TITLE: Instant Game Number 688, SUPER 7's

SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 688, "SUPER 7's," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER07-19 Instant Game Number 688, SUPER 7's.

(1) Name of Game. Instant Game Number 688. "SUPER 7's."

(2) Price. SUPER 7's lottery tickets sell for \$5.00 per ticket.

(3) SUPER 7's lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning SUPER 7's lottery ticket, the ticket must meet the applicable requirements of Rule 53ER06-4, F.A.C.

(4) The "YOUR NUMBERS" play symbols and play symbol captions are as follows:

1	2	3	4	5	6	8	9	10
ONE	TWO	THREE	FOUR	FIVE	SIX	EIGHT	NINE	TEN
11	12	13	14	15	16	18	19	20
ELEVN	TWELV	THRTN	FORTN	FIFTN	SIXTN	EGHTN	NINTN	TWENTY
21	22	23	24	25	26	28	29	7
THYONE	THYTWO	THYTHR	THYFOR	THYFIV	THYSIX	THYEGT	THYNIN	SEVEN

(5) The "WINNING NUMBERS" play symbols and play symbol captions are as follows:

1	2	3	4	5	6	8	9	10
ONE	TWO	THREE	FOUR	FIVE	SIX	EIGHT	NINE	TEN
11	12	13	14	15	16	18	19	20
ELEVN	TWELV	THRTN	FORTN	FIFTN	SIXTN	EGHTN	NINTN	TWENTY
21	22	23	24	25	26	28	29	
THYONE	THYTWO	THYTHR	THYFOR	THYFIV	THYSIX	THYEGT	THYNIN	

(6) The prize symbols and prize symbol captions are as follows:

\$1.00 ONE	\$2.00 TWO	\$4.00 FOUR	\$5.00 FIVE	\$10.00 TEN
\$15.00 FIFTEEN	\$25.00 TWENTY FIVE	\$50.00 FIFTY	\$75.00 SEVENTY FIVE	\$100 ONE HUNDRED
\$200 TWO HUNDRED	\$500 FIVE HUNDRED	\$1,000 ONE THOUSAND	\$10,000 TEN THOUSAND	\$77,777 SEVENTY SEVEN THOUSAND SEVEN HUNDRED SEVENTY SEVEN

$(\$5 \times 5) + \50	\$75	24,000.00	210
$(\$10 \times 5) + \25	\$75	24,000.00	210
\$75	\$75	24,000.00	210
$\$10 + (\$15 \times 6)$	\$100	6,000.00	840
$(\$5 \times 10) + (\$10 \times 5)$	\$100	4,000.00	1,260
$\$25 \times 4$	\$100	12,000.00	420
$(\$25 \times 2) + \50	\$100	10,000.00	504
\$100 (SEVEN)	\$100	200.00	25,200
$(\$50 \times 8) + \100 (SEVEN)	\$500	30,000.00	168
$(\$10 \times 5) + (\$25 \times 4) + (\$50 \times 5) + \100 (SEVEN)	\$500	20,000.00	252
\$500	\$500	60,000.00	84
$\$100$ (SEVEN) + $(\$200 \times 2) + \500	\$1,000	252,000.00	20
$\$200 \times 5$	\$1,000	504,000.00	10
$(\$50 \times 10) + (\$100 \times 5)$	\$1,000	504,000.00	10
$\$500 \times 2$	\$1,000	504,000.00	10
\$1,000	\$1,000	504,000.00	10
$\$1,000 \times 10$	\$10,000	2,520,000.00	2
$(\$500 \times 10) + (\$1,000 \times 5)$	\$10,000	2,520,000.00	2
\$10,000	\$10,000	2,520,000.00	2
\$77,777	\$77,777	1,260,000.00	4
		0	

(7) The legends are as follows:

YOUR NUMBERS WINNING NUMBERS

(8) Determination of Prizewinners.

(a) A ticket having a number in the "YOUR NUMBERS" play area that matches any number in the "WINNING NUMBERS" play area shall entitle the claimant to the corresponding prize shown for that number. The prize amounts are: \$1.00, \$2.00, \$4.00, \$5.00, \$10.00, \$15.00, \$25.00, \$50.00, \$75.00, \$100, \$200, \$500, \$1,000, \$10,000 and \$77,777.

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(b) A ticket having a "SEVEN" symbol in the "YOUR NUMBERS" play area shall entitle the claimant to a prize of \$100.

(9) The estimated odds of winning, value and number of prizes in Instant Game Number 688 are as follows:

GAME PLAY	WIN	ODDS OF	
		1 IN	PER POOL
\$1 x 5	\$5	30.00	168,000
$(\$1 \times 3) + \2	\$5	30.00	168,000
$\$1 + (\$2 \times 2)$	\$5	60.00	84,000
\$5	\$5	60.00	84,000
\$1 x 10	\$10	60.00	84,000
$\$2 + (\$4 \times 2)$	\$10	60.00	84,000
$(\$1 \times 4) + (\$2 \times 3)$	\$10	60.00	84,000
$\$1 + (\$2 \times 2) + \$5$	\$10	120.00	42,000
\$10	\$10	120.00	42,000
\$1 x 15	\$15	60.00	84,000
\$15	\$15	60.00	84,000
\$5 x 5	\$25	300.00	16,800
$(\$5 \times 3) + \10	\$25	400.00	12,600
$\$5 + (\$10 \times 2)$	\$25	300.00	16,800
$(\$2 \times 5) + \$5 + \$10$	\$25	300.00	16,800
$(\$1 \times 5) + (\$2 \times 10)$	\$25	400.00	12,600
\$25	\$25	600.00	8,400
\$50	\$50	85.71	58,800
\$5 x 15	\$75	24,000.00	210
$\$5 + (\$10 \times 7)$	\$75	24,000.00	210

(10) The estimated overall odds of winning some prize in Instant Game Number 688 are 1 in 4.27. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(11) For reorders of Instant Game Number 688, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) By purchasing a SUPER 7's lottery ticket the player agrees to comply with and abide by all prize payment rules of the Florida Lottery.

(13) Payment of prizes for SUPER 7's lottery tickets shall be made in accordance with rules of the Florida Lottery governing payment of prizes.

A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Specific Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New 3-16-07.

THIS EMERGENCY RULE TAKES EFFECT IMMEDIATELY UPON BEING FILED WITH THE DEPARTMENT OF STATE.

EFFECTIVE DATE: March 16, 2007

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER07-20
 RULE TITLE: Instant Game Number 704, LUCKY 7's

SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 704, "LUCKY 7's," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value, and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER07-20 Instant Game Number 704, LUCKY 7's.

(1) Name of Game. Instant Game Number 704, "LUCKY 7's."

(2) Price. LUCKY 7's lottery tickets sell for \$1.00 per ticket.

(3) LUCKY 7's lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning LUCKY 7's lottery ticket, the ticket must meet the applicable requirements of Rule 53ER06-4, F.A.C.

(4) The PLAY symbols and play symbol captions are as follows:

1 2 3 4 5 6 8 9 7
 ONE TWO THR FOR FIV SIX EGT NIN SVN

(5) The prize symbols and prize symbol captions are as follows:

TICKET \$1.00 \$2.00 \$4.00 \$5.00
 TICKET ONE TWO FOUR FIVE
\$10.00 \$25.00 \$50.00 \$100 \$700
 TEN THY FIV FIFTY ONE HUN SVN HUN

(6) The legend is as follows:

PRIZE

(7) Determination of Prizewinners.



(a) A ticket having three "SVN" symbols in any one vertical, horizontal, or diagonal line shall entitle the claimant to the corresponding prize shown in the "PRIZE" box.

(b) The prizes are: TICKET, \$1.00, \$2.00, \$4.00, \$5.00, \$10.00, \$25.00, \$50.00, \$100 and \$700. A claimant who is entitled to a prize of a "TICKET" shall be entitled to a prize of a \$1.00 instant ticket, except as follows. A person who submits by mail a LUCKY 7's lottery ticket which entitles the claimant to a prize of a \$1.00 instant ticket and whose mailing address is outside the state of Florida will receive a check for \$1.00 in lieu of an actual ticket.

(8) The estimated odds of winning, value, and number of prizes in Instant Game Number 704 are as follows:

GAME PLAY	WIN	ODDS OF 1 IN	NUMBER OF WINNERS IN 56 POOLS OF 180,000 TICKETS
			PER POOL
TICKET	\$1 TICKET	10.00	1,008,000
\$1	\$1	15.00	672,000
\$2	\$2	25.00	403,200
\$4	\$4	100.00	100,800
\$5	\$5	33.33	302,400
\$10	\$10	150.00	67,200
\$25	\$25	300.00	33,600
\$50	\$50	1,800.00	5,600
\$100	\$100	16,800.00	600
\$700	\$700	403,200.00	25

(9) The estimated overall odds of winning some prize in Instant Game Number 704 are 1 in 3.89. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(10) For reorders of Instant Game Number 704, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(11) By purchasing a LUCKY 7's lottery ticket the player agrees to comply with and abide by all prize payment rules of the Florida Lottery.

(12) Payment of prizes for LUCKY 7's lottery tickets shall be made in accordance with rules of the Florida Lottery governing payment of prizes.

A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Specific Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New 3-16-07.

THIS EMERGENCY RULE TAKES EFFECT IMMEDIATELY UPON BEING FILED WITH THE DEPARTMENT OF STATE.

EFFECTIVE DATE: March 16, 2007

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER07-21
 RULE TITLE: Instant Game Number 686, COWBOY CASH

SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 686, "COWBOY CASH," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER07-21 Instant Game Number 686, COWBOY CASH.

(1) Name of Game. Instant Game Number 686, "COWBOY CASH."

(2) Price. COWBOY CASH lottery tickets sell for \$2.00 per ticket.

(3) COWBOY CASH lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning COWBOY CASH lottery ticket, the ticket must meet the applicable requirements of Rule 53ER06-4, F.A.C.

(4) The "YOUR NUMBERS" play symbols and play symbol captions are as follows:

1	2	3	4	5	6	7	8	9	10
ONE	TWO	THREE	FOUR	FIVE	SIX	SEVEN	EIGHT	NINE	TEN
11	12	13	14	15	16	17	18	19	20
ELEVN	THELV	THRTN	FORTN	FIFTN	SIXTN	SVNTN	EGHTN	NINTN	THENTY

(5) The "WINNING NUMBERS" play symbols and play symbol captions are as follows:

1	2	3	4	5	6	7	8	9	10
ONE	TWO	THREE	FOUR	FIVE	SIX	SEVEN	EIGHT	NINE	TEN
11	12	13	14	15	16	17	18	19	20
ELEVN	THELV	THRTN	FORTN	FIFTN	SIXTN	SVNTN	EGHTN	NINTN	THENTY

(6) The "BONUS PLAY" play symbols are as follows:



(7) The prize symbols and prize symbol captions are as follows:

TICKET	\$1.00	\$2.00	\$5.00	\$10.00	\$20.00
TICKET	ONE	TWO	FIVE	TEN	THENTY
\$25.00	\$50.00	\$100	\$500	\$1,000	\$5,000
THY FIVE	FIFTY	ONE HUN	FIVE HUN	ONE THO	FIVE THO
					TEN THO

(8) The Bonus prize symbols and prize symbol captions are as follows:

\$4.00	\$5.00	\$10.00	\$20.00	\$25.00	\$30.00
FOUR	FIVE	TEN	TENTY	THY FIVE	THIRTY

(9) The legends are as follows:

YOUR NUMBERS WINNING NUMBERS BONUS BOX PRIZE

(10) Determination of Prizewinners.

(a) A ticket having a number in the "YOUR NUMBERS" play area that matches either number in the "WINNING NUMBERS" play area shall entitle the claimant to the corresponding prize shown for that number. A ticket that has two identical faces under the WANTED POSTERS shall entitle the claimant to the prize shown in the BONUS BOX.

(b) The prizes are: TICKET, \$1.00, \$2.00, \$4.00, \$5.00, \$10.00, \$20.00, \$25.00, \$30.00, \$50.00, \$100, \$500, \$1,000, \$5,000 and \$10,000. A claimant who is entitled to a prize of a "TICKET" shall be entitled to a prize of a \$2.00 instant ticket or combination of instant tickets with a total value of \$2.00, except as follows. A person who submits by mail a COWBOY CASH lottery ticket which entitles the claimant to a prize of a \$2.00 instant ticket and whose mailing address is outside the state of Florida will receive a check for \$2.00 in lieu of an actual ticket.

(11) The estimated odds of winning, value, and number of prizes in Instant Game Number 686 are as follows:

EFFECTIVE DATE: March 16, 2007

GAME PLAY	WIN	NUMBER OF WINNERS IN 42 POOLS OF 180,000 TICKETS	
		ODDS OF 1 IN	PER POOL
TICKET	\$2 TICKET	8.33	907.200
\$2	\$2	75.00	100.800
\$4 (BONUS BOX)	\$4	30.00	252.000
\$1 + (\$2 x 2)	\$5	37.50	201.600
\$5	\$5	37.50	201.600
(\$1 x 2) + (\$2 x 4)	\$10	150.00	50.400
\$5 + \$5 (BONUS BOX)	\$10	75.00	100.800
\$10	\$10	150.00	50.400
\$25 (BONUS BOX)	\$25	150.00	50.400
(\$5 x 8) + \$10 (BONUS BOX)	\$50	600.00	12.600
\$10 x 5	\$50	1,200.00	6.300
\$50	\$50	1,200.00	6.300
(\$10 x 8) + \$20 (BONUS BOX)	\$100	1,800.00	4.200
(\$25 x 2) + \$50	\$100	8,181.82	924
\$100	\$100	9,000.00	840
(\$20 x 6) + (\$25 x 2) + \$30 (BONUS BOX)	\$200	9,000.00	840
\$500 x 2	\$1,000	180,000.00	42
\$1,000	\$1,000	180,000.00	42
\$5,000 x 2	\$10,000	3,780,000.00	2
\$10,000	\$10,000	3,780,000.00	2

(12) The estimated overall odds of winning some prize in Instant Game Number 686 are 1 in 3.88. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(13) For reorders of Instant Game Number 686, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(14) By purchasing a COWBOY CASH lottery ticket the player agrees to comply with and abide by all prize payment rules of the Florida Lottery.

(15) Payment of prizes for COWBOY CASH lottery tickets shall be made in accordance with rules of the Florida Lottery governing payment of prizes.

A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Specific Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS, Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New 3-16-07.

THIS EMERGENCY RULE TAKES EFFECT IMMEDIATELY UPON BEING FILED WITH THE DEPARTMENT OF STATE.

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

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN that on February 20, 2007, the St. Johns River Water Management District, received a petition for variance from Hammock Landing/West Melbourne, LLC, under Section 120.542 of the Florida Statutes. Petitioner is seeking a variance from subparagraph 40C-41.063(1)(c)1. of the Florida Administrative Code and section 11.1.3 of the Applicant's Handbook: Management and Storage of Surface Waters (February 1, 2005) (the Handbook), for Environmental Resource Permit (ERP) Application 40-009-92272-2. The permit applicant is proposing to construct 1240 linear feet of roadway and associated stormwater treatment and attenuation facilities that will discharge into the Melbourne-Tillman Water Control District canal system, for a project known as Diagonal Road – Middle Section, in Brevard County. subparagraph 40C-41.063(1)(c)1. and section 11.1.3 of the Handbook prohibit the construction, operation, and maintenance of a surface water management system in the Upper St. Johns River Hydrologic Basin that results in an increase in the amount of water being diverted from the Basin to coastal receiving waters. These rules are intended to protect the water resources of the state by limiting discharges of fresh water to estuarine waters and curtailing interbasin diversion. Comments on this petition should be filed with: Robert Nawrocki, District Clerk, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177-2529, within 14 days of publication of this notice. The petition has been assigned F.O.R. Number 2007-20.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Timothy A. Smith, Senior Assistant General Counsel, at the Office of General Counsel, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177, or by telephone at (386)312-2347.

NOTICE IS HEREBY GIVEN THAT the South Florida Water Management District (SFWMD) Governing Board issued an Order Granting Waiver under Section 120.542, Fla. Stat. (SFWMD 2007-037-DAO-ROW), on March 15, 2007, to Florida Power and Light Company (FPL). The petition for waiver was received by the SFWMD on February 2, 2007. Notice of receipt of the petition requesting the waiver was published in the F.A.W., Vol. 33, No. 07, on February 16, 2007. No public comment was received. This Order provides a waiver of the District's criteria for the installation of two aerial power lines with poles crossing L-18 located approximately 3.5 miles and 5.9 miles north of L-5 and to allow the placement of the westerly power poles approximately 11' from the top of the canal bank of L-18 providing service to the District's Control Structure to operate the Acceler8, Stormwater Treatment Area 2, Cell 4 Expansion Project; S38/T47S/R22E, Palm Beach County. Specifically, the Order grants a waiver from subsections 40E-6.011(4) and (6), F.A.C., and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in subsection 40E-6.091(1), F.A.C., which governs the placement of permanent and/or semi-permanent above-ground facilities within forty feet of top of the canal bank within Works or Lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the facilities will not significantly interfere with the SFWMD's ability to perform necessary construction, alteration, operation and maintenance activities; and 2) the Order granting a waiver from the subject rule would prevent FPL from suffering a substantial hardship.

A copy of the Order can be obtained from: Kathie Ruff, South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680, (561)682-6320 or by e-mail kruff@sfwmd.gov

NOTICE IS HEREBY GIVEN that on March 16, 2007, South Florida Water Management District (District) received a petition for waiver from Michael Caldwell, Application No. 06-1213-1, for utilization of Works or Lands of the District known as the C-100A Canal, Miami-Dade County, for existing above-ground wood deck, trees, landscaping and planter located at District right of way along south right of way of C-100A canal, Section 11, Township 55 South, Range 40 East. The petition seeks relief from subsections 40E-6.011(4) and (6), and paragraph 40E-6.221(2)(j), F.A.C., which governs the

placement of permanent and/or semi-permanent above-ground encroachments within 40 feet from the top of bank within Works or Lands of the District.

A copy of the petition may be obtained from Kathie Ruff at (561)682-6320 or e-mail at kruff@sfwmd.gov. The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at: South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn: Kathie Ruff, Office of Counsel.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT on February 9, 2007, the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsection 61C-4.010(7), F.A.C., from Brunchies New York Deli and Pizza located in Kissimmee. The above referenced F.A.C. states that all bathrooms shall be of easy and convenient access to both patrons and employees, and shall be located on the same floor of the premises served. They are requesting a variance to use bathroom facilities on the second floor of the establishment.

This variance request was approved March 7, 2007 and is contingent upon the Petitioner notifying guests to the location of bathroom facilities by directional signage, the bathrooms upstairs will have hot and cold running water at all times, operate in a clean and sanitary manner, provided with soap and an approved method to dry hands, and be accessible during all hours of operation. Petitioner will have no more than twenty-three seats in the establishment for dining, which includes any outside seating, in the establishment. Handwashing procedures for employees are to be strictly adhered to as specified in the Federal Food and Drug Administration 2001 Food Code Section 2-301.14. All provisos must be complied prior to final approval and licensing. 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, F.S.

NOTICE IS HEREBY GIVEN THAT on February 12, 2007, the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsection 61C-4.010(7), Florida Administrative Code, from Picasso's Pizzeria located in Jacksonville. 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 has one bathroom facility for patrons and they are requesting a variance to have a seating capacity of 42.

This variance request was approved March 7, 2007 and is contingent upon the Petitioner ensuring the public bathroom is functional, has hot and cold running water at all times, provided with soap and an approved method to dry hands, and kept in a clean and sanitary manner. Seating shall not exceed forty-two (42) 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.

NOTICE IS HEREBY GIVEN THAT on February 15, 2007, the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsection 61C-4.010(7), Florida Administrative Code, from Pizzeria Di LaMonaca located in Rockledge. 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 has one bathroom facility for patrons and they are requesting a variance to have a seating capacity of 20.

This variance request was approved March 7, 2007 and is contingent upon the Petitioner ensuring the public bathroom is functional, has hot and cold running water at all times, provided with soap and an approved method to dry hands, and kept in a clean and sanitary manner. Seating shall not exceed twenty (20) 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.

NOTICE IS HEREBY GIVEN THAT on February 23, 2007, the Division of Hotels and Restaurants received a Petition for an emergency Variance for subsection 61C-4.010(7), Florida Administrative Code, from Ca'Rina Espresso and Wine Bar located in Sarasota. 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 has one bathroom facility for patrons and they are requesting a variance to have a seating capacity of 30.

This variance request was approved March 7, 2007 and is contingent upon the Petitioner ensuring the public bathroom is functional, has hot and cold running water at all times, provided with soap and an approved method to dry hands, and kept in a clean and sanitary manner. Seating shall not exceed thirty (30) 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.

NOTICE IS HEREBY GIVEN that on February 23, 2007, the Division of Hotels and Restaurants received a Petition for a routine Variance for subsection 61C-4.010(7), Florida Administrative Code, from Upper Crust Café located in Plantation. 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 has one bathroom facility for patrons and they are requesting a variance to have a seating capacity of 24.

This variance request was approved March 7, 2007 and is contingent upon the Petitioner ensuring the public bathroom is functional, has hot and cold running water at all times, provided with soap and an approved method to dry hands, and kept in a clean and sanitary manner. Seating shall not exceed twenty-four (24) 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.

NOTICE IS HEREBY GIVEN that on March 2, 2007, the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsections 61C-4.010(1) and 61C-4.010(6), Florida Administrative Code, from Chickie's on the Run located in Tampa. 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.

This variance was approved March 7, 2007 and is contingent upon the Petitioner's use of open-air steam table properly covered and air curtain operating properly according to manufacturer's specifications and Section 6-202-15(D) (2), 2001 FDA Food Code, as to expel possible contaminants and vermin. Approval is also contingent upon Petitioner conducting all re-heating for hot holding at approved commissaries to the proper temperature per Section 3-403.11, 2001 FDA Food Code; and potentially hazardous food is held at proper temperatures according to Section 3-501.16, 2001 FDA Food Code.

The Petitioner shall strictly adhere to paragraph 61C-4.0161(2)(c), Florida Administrative Code, and report to the commissary at least once daily when operating. All warewashing is to be conducted at the commissary and strict adherence to employee health guidelines as specified in the Section 2-201, 2001 FDA Food Code, are to be followed.

Petitioner shall also use a potable water tank and utilize a wastewater holding tank that is at least 15% larger than the potable water holding tank; and sloped to a drain that is 1 inch in inner diameter or greater, equipped with a shut-off valve. Petitioner must receive potable water from an approved source with written documentation provided and sanitize the fresh water and wastewater tanks at least once every 24 hours.

Copies of the variance and operating procedures are to be present on the MFDV at all times of operation and shall be adhered to as approved by the Division. This variance is not transferable under any conditions. All provisos must be complied prior to final approval and licensing. 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.

NOTICE IS HEREBY GIVEN THAT on March 2, 2007, the Division of Hotels and Restaurants received a Petition for an emergency variance for subsection 61C-4.010(7), Florida Administrative Code, from Encore Tea Room and Cafe located in Punta Gorda. 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 has one bathroom facility for patrons and they are requesting a variance to have a seating capacity of 42.

This variance request was approved March 7, 2007 and is contingent upon the Petitioner ensuring the public bathroom is functional, has hot and cold running water at all times, provided with soap and an approved method to dry hands, and kept in a clean and sanitary manner. Seating shall not exceed forty-two (42) 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.

NOTICE IS HEREBY GIVEN THAT on March 5, 2007, the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsection 61C-4.0101(1) and 61C-4.010(6), Florida Administrative Code, from Lunch's Best located in 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.

This variance request was approved March 7, 2007 and is contingent upon the Petitioner's use of open-air steam table properly covered and air curtain operating properly according to manufacturer's specifications and Section 6-202-15(D) (2),

2001 FDA Food Code, as to expel possible contaminants and vermin. Approval is also contingent upon Petitioner conducting all re-heating for hot holding at approved commissaries to the proper temperature per Section 3-403.11, 2001 FDA Food Code; and potentially hazardous food is held at proper temperatures according to Section 3-501.16, 2001 FDA Food Code.

The Petitioner shall strictly adhere to paragraph 61C-4.0161(2)(c), Florida Administrative Code, and report to the commissary at least once daily when operating. All warewashing is to be conducted at the commissary and strict adherence to employee health guidelines as specified in the Section 2-201, 2001 FDA Food Code, are to be followed. Petitioner shall also use a potable water tank and utilize a wastewater holding tank that is at least 15% larger than the potable water holding tank; and sloped to a drain that is 1 inch in inner diameter or greater, equipped with a shut-off valve. Petitioner must receive potable water from an approved source with written documentation provided and sanitize the fresh water and wastewater tanks at least once every 24 hours.

Copies of the variance and operating procedures are to be present on the MFDV at all times of operation and shall be adhered to as approved by the Division. This variance is not transferable under any conditions. All provisos must be complied prior to final approval and licensing. 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.

NOTICE IS HEREBY GIVEN THAT on March 6, 2007, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsections 61C-4.0101(1) and 61C-4.010(6), Florida Administrative Code, from Chris Catering Service located in Palmetto. 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 two Mobile Food Dispensing Vehicles.

This variance request was approved March 7, 2007 and is contingent upon the Petitioner's use of open-air steam table properly covered and air curtain operating properly according to manufacturer's specifications and Section 6-202-15(D) (2), 2001 FDA Food Code, as to expel possible contaminants and vermin. Approval is also contingent upon Petitioner conducting all re-heating for hot holding at approved commissaries to the proper temperature per Section 3-403.11, 2001 FDA Food Code; and potentially hazardous food is held at proper temperatures according to Section 3-501.16, 2001 FDA Food Code.

The Petitioner shall strictly adhere to paragraph 61C-4.0161(2)(c), Florida Administrative Code, and report to the commissary at least once daily when operating. All warewashing is to be conducted at the commissary and strict adherence to employee health guidelines as specified in the Section 2-201, 2001 FDA Food Code, are to be followed. Petitioner shall also use a potable water tank and utilize a wastewater holding tank that is at least 15% larger than the potable water holding tank; and sloped to a drain that is 1 inch in inner diameter or greater, equipped with a shut-off valve. Petitioner must receive potable water from an approved source with written documentation provided and sanitize the fresh water and wastewater tanks at least once every 24 hours.

Copies of the variance and operating procedures are to be present on the MFDV at all times of operation and shall be adhered to as approved by the Division. This variance is not transferable under any conditions. All provisos must be complied prior to final approval and licensing. 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.

NOTICE IS HEREBY GIVEN THAT on March 8, 2007, the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsection 61C-4.010(7), Florida Administrative Code, from Date Aqui Miami located in Miami. 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 has one bathroom facility for patrons and they are requesting a variance to have a seating capacity of 20.

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.

NOTICE IS HEREBY GIVEN that on March 12, 2007, the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsection 61C-4.010(7), Florida Administrative Code, from Banana Leaf Cafe located in Altamonte Springs. 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 has one bathroom facility for patrons and they are requesting a variance to have a seating capacity of 38.

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.

NOTICE IS HEREBY GIVEN THAT on March 12, 2007, the Division of Hotels and Restaurants received a Petition for an emergency Variance for subsection 61C-4.010(7), Florida Administrative Code, from Larry's Giant Subs located in Jacksonville. 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 has one bathroom facility for patrons and they are requesting a variance to have a seating capacity of 36.

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.

NOTICE IS HEREBY GIVEN that on March 9, 2007, the Board of Accountancy, received a petition for Edward F. Coamey, seeking a variance or waiver of subsection 61H1-33.006(2), Florida Administrative Code, and the requirement an applicant for reactivation demonstrate successful completion of the required number of continuing professional education hours.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607, or by telephone (352)333-2505. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

NOTICE IS HEREBY GIVEN that on March 13, 2007, the Department of Environmental Protection's Northwest District Office, received a petition for a waiver from Santa Rosa County seeking a waiver from the provision of subsection 62-312.080(7), F.A.C., Standards for Issuance or Denial of a Permit, which restricts the conditions under which an applicant may get a permit to dredge or fill directly in Class II or Class III waters that are approved for shellfish harvesting. The petition has been assigned OGC File No. 07-0422.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Ted Reese, Department of Environmental Protection, 160 Governmental Center, Pensacola, Florida 32502-5794, (850)595-8300. Comments must be received by the Department no later than 14 days from the date of publication of this notice.

NOTICE IS HEREBY GIVEN that on February 19, 2007, the Florida Department of Environmental Protection (Department), received a petition for a variance from the Department's Office of Greenway and Trails seeking an extension of a variance under Section 120.542 of the Florida Statutes from the requirement under paragraph 62C-36.008(1)(d), Reclamation Standards, F.A.C., that all mandatory reclamation activities through revegetation at the state-owned Columbia City Mine site be completed within three years of the cessation of mining. The petition has been assigned OGC Number 07-0435. This revised notice identifies the petitioner, which was inadvertently left out of the original notice that was published in the F.A.W. on March 23, 2007.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Alan Whitehouse, Department of Environmental Protection, Bureau of Mine Reclamation, 2051 East Dirac Drive, Tallahassee, Florida 32310. Comments must be received by the Department no later than 14 days from the date of publication of this notice.

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN that on March 12, 2007, the Board of Medicine has issued an order.

The Petition for Waiver and/or Variance was filed by Linda Y. Rouel, M.D., on December 6, 2006, seeking a waiver or variance from Rule 64B8-4.009, F.A.C., Applications, with regard to the requirement for official transcripts from Petitioner's medical school. The Notice was published in Vol. 32, No. 51, of the F.A.W., on December 22, 2006. The Credentials Committee, at its meeting held on January 20, 2007, recommended that Petitioner's request for waiver or variance be granted. The Board, at its meeting held on February 3, 2007, accepted the Committee's recommendation and voted to grant the Petition for Waiver finding that the Petitioner demonstrated a substantial hardship and met the purpose of the underlying statute.

A copy of the Order may be obtained by contacting: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053.

NOTICE IS HEREBY GIVEN THAT on March 20, 2007, the Board of Nursing, received a petition for Declaratory Statement filed on March 20, 2007 on behalf of Linda Larionne, LPN. The Petitioner seeks the Board's interpretation of an application governed by the Florida Nurse Practice Act.

Specifically, the Petitioner requests that the Board issue a Declaratory Statement determining under the provisions of Section 464.003, F.S., entitled "Definitions," whether it is within the scope of practice for an LPN to perform telephonic prior authorization for outpatient radiology procedures such as MRI, CT and Pet scans.

This petition will be considered at the April 11, 2007 meeting of the Board.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Rick Garcia, Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin C07, Tallahassee, Florida 32399-3259.

NOTICE IS HEREBY GIVEN THAT on February 19, 2007, the Board of Opticianry, received a petition for waiver or variance pursuant to Rule 64B12-9.016, F.A.C., Eligibility of Individuals Practicing or Licensed in Another State, with respect to the eligibility of individuals practicing or licensed in another state. Comments on the petition should be filed with: Board of Opticianry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3253, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Board of Opticianry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3253.

NOTICE IS HEREBY GIVEN that on February 23, 2007, the Board of Opticianry, received a petition for waiver or variance pursuant to Rule 64B12-9.016, Eligibility of Individuals Practicing or Licensed in Another State, Florida Administrative Code, with respect to the two year period to apply for the licensing of an out of state optician. Comments on the petition should be filed with: Board of Opticianry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3253, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Board of Opticianry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3253.

NOTICE IS HEREBY GIVEN that on March 12, 2007, the Board of Optometry, received a petition for Variance or Waiver filed on March 12, 2007 on behalf of Jeffrey P. Hilowitz, O.D. Petitioner seeks a variance of Rule 64B13-4.001, F.A.C., entitled "Examination Requirements." Specifically, the Petitioner, an out-of-state optometrist who has applied for an optometrist license in Florida and who has passed the NBEO examination, requests for reasons stated in the petition that the Board waive or grant a variance of the requirement under Rule 64B13-4.001, F.A.C., which determines that a passing score must be obtained on Parts I, II, and the Treatment and Management of Ocular Disease portions of the NBEO examination within the five years immediately prior to application for the state examination.

This petition will be considered by the Board at its May 11, 2007 meeting.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Joe Baker, Jr., Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin C07, Tallahassee, Florida 32399-3257.

FLORIDA HOUSING FINANCE CORPORATION

NOTICE IS HEREBY GIVEN that on March 16, 2007, the Florida Housing Finance Corporation has issued an order.

NAME OF THE PETITIONER: CEDO Housing Development Corporation

DATE PETITION WAS FILED: January 5, 2007

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Paragraph 67-48.010(6)(a), F.A.C., Terms and Conditions of SAIL Loans.

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: F.A.W., January 19, 2007, Vol. 33, No. 3

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: March 16, 2007

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

A copy of the Order may be obtained by contacting Sherry Green, Public Records Clerk, at the above address, telephone (850)488-4197 or e-mail to Sherry.Green@floridahousing.org

NOTICE IS HEREBY GIVEN that on March 16, 2007, the Florida Housing Finance Corporation has issued an order.

NAME OF THE PETITIONER: The Club at Eustis Village Partners, Ltd.

DATE PETITION WAS FILED: February 13, 2007

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Paragraphs 67-48.004(1)(a), 67-48.004(14)(a) and (b) and subsection 67-48.004(15), F.A.C., Application and Selection Procedures for Developments, (2005)

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: F.A.W., February 23, 2007, Vol. 33, No. 8

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: March 16, 2007

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

A copy of the Order may be obtained by contacting Sherry Green, Public Records Clerk, at the above address, telephone (850)488-4197 or e-mail to Sherry.Green@floridahousing.org

NOTICE IS HEREBY GIVEN that on March 16, 2007, the Florida Housing Finance Corporation has issued an order.

NAME OF THE PETITIONER: CSA RRH, Ltd.

DATE PETITION WAS FILED: January 29, 2007

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Paragraph 11 of the Qualified Allocation Plan; and paragraph 67-48.004(1)(a), Application and Selection Procedures for Developments, and subsection 67-48.007(6), F.A.C., Fees.

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: F.A.W., February 9, 2007, Vol. 33, No. 6

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: March 16, 2007

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

A copy of the Order 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 Florida Housing Finance Corporation, 227 N. Bronough St., Suite 5000, Tallahassee, FL 32301-1329. Requests for copies or inspections should be made to Sherry Green, Public Records Clerk, at the above address, telephone (850)488-4197 or e-mail to Sherry.Green@floridahousing.org.

NOTICE IS HEREBY GIVEN that on March 16, 2007, the Florida Housing Finance Corporation has issued an order.

NAME OF THE PETITIONER: Lakeside Village Housing, Ltd., LLLP

DATE PETITION WAS FILED: February 13, 2007

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Paragraph 67-48.004(14)(g), F.A.C., Application and Selection Procedures for Developments, (2005)

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: F.A.W., February 23, 2007, Vol. 33, No. 8

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: March 16, 2007

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

A copy of the Order may be obtained by contacting Sherry Green, Public Records Clerk, at the above address, telephone (850)488-4197 or e-mail to Sherry.Green@floridahousing.org

NOTICE IS HEREBY GIVEN that on March 16, 2007, the Florida Housing Finance Corporation has issued an order.

NAME OF THE PETITIONER: Marbella Pointe Development Group, LLLP

DATE PETITION WAS FILED: February 13, 2007

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Paragraphs 67-48.004(1)(a), 67-48.004(15)(b) and 67-48.004(15), F.A.C., Application and Selection Procedures for Developments, (2005)

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: F.A.W., February 23, 2007, Vol. 33, No. 8

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: March 16, 2007

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

A copy of the Order may be obtained by contacting Sherry Green, Public Records Clerk, at the above address, telephone (850)488-4197 or e-mail to Sherry.Green@floridahousing.org

NOTICE IS HEREBY GIVEN that on March 16, 2007, the Florida Housing Finance Corporation has issued an order.

NAME OF THE PETITIONER: McCurdy Center, Ltd.

DATE PETITION WAS FILED: February 9, 2007

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Paragraph 11 of the Qualified Allocation Plan, 67-48.025, F.A.C.

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: F.A.W., February 23, 2007, Vol. 33, No. 8

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION CLOSED THE FILE BECAUSE THE PETITION WAS WITHDRAWN: March 16, 2007

THE GENERAL BASIS FOR THE DECISION: The Petition was withdrawn on March 15, 2007.

A copy of the Order may be obtained by contacting Sherry Green, Public Records Clerk, at the above address, telephone (850) 488-4197 or e-mail to Sherry.Green@floridahousing.org

NOTICE IS HEREBY GIVEN that on March 16, 2007, the Florida Housing Finance Corporation has issued an order.

NAME OF THE PETITIONER: Pensacola RRH, Ltd.

DATE PETITION WAS FILED: January 29, 2007

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Paragraph 11 of the 2005 Qualified Allocation Plan; and 67-48.004(1)(a), Application and Selection Procedures for Developments, and subsection 67-48.007(6), F.A.C., Fees.

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: F.A.W., February 9, 2007, Vol. 33, No. 6

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: March 16, 2007

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

EXPLANATION OF HOW A COPY OF THE ORDER CAN BE OBTAINED: A copy of the Order 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 Florida Housing Finance Corporation, 227 N. Bronough St., Suite 5000, Tallahassee, FL 32301-1329.

Requests for copies or inspections should be made to Sherry Green, Public Records Clerk, at the above address, telephone (850)488-4197 or e-mail to Sherry.Green@floridahousing.org

NOTICE IS HEREBY GIVEN that on March 16, 2007, the Florida Housing Finance Corporation has issued an order.

NAME OF THE PETITIONER: Pine Haven Housing, Ltd., LLLP

DATE PETITION WAS FILED: February 13, 2007

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Paragraph 67-48.004(14)(g), F.A.C., Application and Selection Procedures for Developments.

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: F.A.W., February 23, 2007, Vol. 33, No. 8

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: March 16, 2007

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

A copy of the Order 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 Florida Housing Finance Corporation, 227 N. Bronough St., Suite 5000, Tallahassee, FL 32301-1329.

Requests for copies or inspections should be made to Sherry Green, Public Records Clerk, at the above address, telephone (850)488-4197 or e-mail to Sherry.Green@floridahousing.org

NOTICE IS HEREBY GIVEN that on March 16, 2007, the Florida Housing Finance Corporation has issued an order.

NAME OF THE PETITIONER: Tallman Pines Associates, Ltd.

DATE PETITION WAS FILED: February 14, 2007

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Paragraph 67-48.004(1)(a) and 67-48.004(15), Application and Selection Procedures for Developments, F.A.C.

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: F.A.W., February 23, 2007, Vol. 33, No. 8

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED IN PART AND DENIED IN PART THE VARIANCE OR WAIVER: March 16, 2007

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

A copy of the Order 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 Florida Housing Finance Corporation, 227 N. Bronough St., Suite 5000, Tallahassee, FL 32301-1329.

Requests for copies or inspections should be made to Sherry Green, Public Records Clerk, at the above address, telephone (850)488-4197 or e-mail to Sherry.Green@floridahousing.org

NOTICE IS HEREBY GIVEN that on March 16, 2007, the Florida Housing Finance Corporation has issued an order.

NAME OF THE PETITIONER: Thornbury RRH, Ltd.

DATE PETITION WAS FILED: January 29, 2007

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Paragraph 11 of the 2006 Qualified Allocation Plan; and paragraph 67-48.004(1)(a), Application and Selection Procedures for Developments, and subsection 67-48.007(6), F.A.C., Fees.

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: F.A.W., February 9, 2007, Vol. 33, No. 6

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: March 16, 2007

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

EXPLANATION OF HOW A COPY OF THE ORDER CAN BE OBTAINED: A copy of the Order 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 Florida Housing Finance Corporation, 227 N. Bronough St., Suite 5000, Tallahassee, FL 32301-1329.

Requests for copies or inspections should be made to Sherry Green, Public Records Clerk, at the above address, telephone (850)488-4197 or e-mail to Sherry.Green@floridahousing.org

NOTICE IS HEREBY GIVEN that on March 16, 2007, the Florida Housing Finance Corporation has issued an order.

NAME OF THE PETITIONER: Villa Seton, Inc.

DATE PETITION WAS FILED: February 14, 2007

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Subsection 67-48.002(111), F.A.C., Definitions, (2003)

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: F.A.W., February 23, 2007, Vol. 33, No. 8

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: March 16, 2007

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

A copy of the Order may be obtained by contacting Sherry Green, Public Records Clerk, at the above address, telephone (850)488-4197 or e-mail to Sherry.Green@floridahousing.org

Section VI Notices of Meetings, Workshops and Public Hearings

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

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

Department of Education
Administration Commission
Florida Land and Water Adjudicatory Commission
Board of Trustees of the Internal Improvement Trust Fund
Department of Environmental Protection
DATE AND TIME: April 17, 2007, 9:00 a.m.
PLACE: Cabinet Meeting Room, Lower Level, The Capitol,
Tallahassee, Florida

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

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

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

The Department of Veterans' Affairs will take action on matters duly presented on its agenda which may include the administration of the Department as well as actions taken to further the Department's mission of providing assistance to veterans and their dependents, pursuant to Section 292.05, F.S. The Department of Highway Safety and Motor Vehicles will take action on matters duly presented on its agenda, which may include such matters as approval of agency policies, taking agency action with regard to administrative procedure matters, and considering other matters within its authority pursuant to Florida Statutes.

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

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

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

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

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

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

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

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

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

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

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

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

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The **Department of Agriculture and Consumer Services** announces a workshop on Rules 5F-8.0011, Standards Adopted, 5F-8.0012, Bureau of Fair Rides Inspection Forms, and 5F-8.003, F.A.C., Qualified Inspectors, to which all persons are invited.

DATE AND TIME: April 10, 2007, 10:00 a.m.

PLACE: 3125 Conner Blvd., Ste. N, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: This rule amends specific sections of Chapter 5F-8, F.A.C., to adopt and be consistent with current versions of adopted standards, correct and current Bureau of Fair Rides Inspection forms and to accurately reflect known companies that provide continuing education for qualified inspectors.

A copy of the agenda may be obtained by contacting: Robert Jacobs, Chief of Fair Rides Inspection, 3125 Conner Blvd. Ste N, Tallahassee, FL 32399, (850)488-9790.

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: Robert Jacobs, Chief of Fair Rides Inspection, 3125 Conner Blvd., Ste N, Tallahassee, FL 32399, (850)488-9790. If you are 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: Robert Jacobs, Chief of Fair Rides Inspection, 3125 Conner Blvd. Ste. N, Tallahassee, FL 32399, (850)488-9790.

The Florida **Department of Agriculture and Consumer Services** announces the meeting of the Florida Tropical Fruit Advisory Council.

DATE AND TIME: Thursday, April 12, 2007, 10:00 a.m.

PLACE: Miami-Dade Extension Office, 18710 S. W. 288 Street, Homestead, FL 33030

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board Meeting. To conduct the general business of the Florida Tropical Fruit Advisory Council.

For additional information or if you need special accommodations, call Louise King at (305)401-1502.

The **Florida State Fair Authority** announces a Neighborhood Town Hall Meeting.

DATE AND TIME: Thursday, April 12, 2007, 7:00 p.m.

PLACE: Florida State Fairgrounds, 4800 U.S. Highway 301 North, Tampa, FL 33610

GENERAL SUBJECT MATTER TO BE CONSIDERED: 2007 Florida State Fair.

A copy of the agenda may be obtained by contacting: Kathleen Fisher, Executive Assistant, Florida State Fair Authority, P. O. Box 11766, Tampa, FL 33680.

If special accommodations are needed due to a disability, please contact Kathleen Fisher at the address above or at (813)627-4221.

DEPARTMENT OF EDUCATION

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

DATE AND TIME: Thursday, April 5, 2007

PLACE: Department of Education, 325 West Gaines Street, Room 1721/25, Tallahassee, Florida 32399-0400

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department of Education posted a notice for the State Board of Education conference call to be held on April 5, 2007. This conference call is being cancelled.

Please contact: Lynn Abbott, Office of Executive Management, Office of the Commissioner, 325 West Gaines Street, Tallahassee, Florida 32399-0400, (850)245-9663.

The **Florida Conflict Resolution Consortium** and the Committee for a Sustainable Emerald Coast announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, April 4, 2007, 10:00 a.m. – 11:00 a.m.

PLACE: Call-in Number: (850)644-2255

GENERAL SUBJECT MATTER TO BE CONSIDERED: This conference call is to allow the chairs of the 4 subcommittees; Sustainable Growth, Economic Diversity, Environmental Stewardship and Access to Education, Healthcare and Culture to present progress reports to the committee chair.

The **Florida Atlantic R & D Authority** will hold a special meeting to which all interested persons are invited.

DATE AND TIME: Tuesday, April 3, 2007, 8:00 a.m.

PLACE: Conference Room, FAU Technology Incubator, 3731 FAU Blvd., Suite 210, Boca Raton, Florida

For information and agenda contact Scott Ellington, (561)416-6092, scott@research-park.org

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

DATE AND TIME: Friday, April 13, 2007, 4:00 p.m.

PLACE: Center for Leadership Development, Moore Hall, FSDB Campus, St. Augustine, FL

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

A copy of the agenda may be obtained by contacting: Elmer L. Dillingham, President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084-2799 or by calling (904)827-2200.

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 Elmer L. Dillingham at the aforementioned address. If you are 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 Elmer L. Dillingham at the aforementioned address.

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

DATE AND TIME: Saturday, April 14, 2007, 9:00 a.m.

PLACE: Center for Leadership Development, Moore Hall, FSDB Campus, St. Augustine, Florida

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

A copy of the agenda may be obtained by writing to: Elmer L. Dillingham, President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084-2799, or by calling (904)827-2200.

Should any person wish to appeal any decision made with respect to any matter considered at the above referenced meeting, he may need to ensure that a verbatim record of the proceedings be made, which record includes the testimony and evidence upon which the appeal is to be based.

Special accommodations for persons with disabling conditions should be requested at least 48 hours in advance from the aforementioned address.

The **Florida Schools of Excellence Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: April 12, 2007, 10:00 a.m. – 1:00 p.m.

PLACE: 400 South Monroe Street, LL-03, Capitol Cabinet Meeting Room, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Per Florida Statutes 1002.335(3)(c). The Florida Schools of Excellence Commission shall meet each month at the call of the chair.

A copy of the agenda may be obtained by contacting: Office of Independent Education and Parental Choice, Attention: Jacqueline Hitchcock, 325 West Gaines Street, Suite 522, Tallahassee, Florida 32399-0400, (850)245-0502.

The **Charter School Review Panel** announces a public meeting to which all persons are invited.

DATE AND TIME: April 12, 2007, 1:00 p.m. – 3:00 p.m.

PLACE: 400 South Monroe Street, LL-03, Capitol Cabinet Meeting Room, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Education shall regularly convene a Charter School Review Panel in order to review issues, practices, and policies regarding charter schools.

A copy of the agenda may be obtained by contacting: Office of Independent Education and Parental Choice, Attention: Jacqueline Hitchcock, 325 West Gaines Street, Suite 522, Tallahassee, Florida 32399-0400, (850)245-0502.

The public is invited to a meeting of the **Board of Governors** of the State University System of Florida.

DATE AND TIME: April 13, 2007, 9:00 a.m. – 10:00 a.m.

PLACE: By Telephone Conference Call, 1605 Turlington Building, 325 W. Gaines Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of matters of interest to the Board of Governors being discussed by the 2007 Florida Legislature; and other matters pertaining to the Board of Governors.

A copy of the agenda may be obtained from the Board of Governors website at <http://www.flbog.org>.

Persons with disabilities who require assistance to participate in the meeting are requested to notify the Office of Access and Equity, (850)245-9531 (Voice), at least 7 days in advance, so that their needs can be accommodated.

The **Florida Rehabilitation Council** announces the following Meetings/Workshops to which all interested persons are invited.

MEETING: Legislative Committee

DATE AND TIME: April 12, 2007, 9:00 a.m. – 5:00 p.m.

PLACE: Division of Vocational Rehabilitation, 2002-A Old St. Augustine Road, Tallahassee, Florida 32301-4862

MEETING: Evaluation Committee

DATE AND TIME: April 13, 2007, 9:00 a.m. – 5:00 p.m.

PLACE: Division of Vocational Rehabilitation, 2002-A Old St. Augustine Road, Tallahassee, Florida 32301-4862

RE-ADVERTISEMENT

MEETING: FRC Quarterly Meeting

DATES AND TIME: May 2-4, 2007, 9:00 a.m. – 5:00 p.m.

PLACE: Hilton Garden Inn, 1330 S. Blairstone Road, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting/workshop of the Florida Rehabilitation Council.

A copy of the agenda or additional meeting location information may be obtained by contacting the Florida Rehabilitation Council, 2002 Old Saint Augustine Road, Building A, Tallahassee, FL 32301-4862, (850)245-3397.

Any interested parties that need further information may contact Yolanda Manning at (850)245-3320.

COMMITTEE MEETINGS: Please note that committees of the Florida Rehabilitation 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 meeting may request to be put on mailing list for such notices by writing to Yolanda Manning at the Council's address.

Notices of meetings and hearings must advise that a record is required to appeal. Each board, commission, agency of this state or of any political subdivision; thereof shall include in the notice any meeting or hearing, if notice of the meeting or hearing is required of such board, commission, or agency, conspicuously on such notice, they advise 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 includes the testimony and evidence upon which the appeal is to be based. (Florida Statutes, 286.0105).

The **Florida Rehabilitation Council** announces the following Meetings/Workshops to which all interested persons are invited.

MEETING: Transportation Taskforce

DATE AND TIME: April 18, 2007, 9:00 a.m. – 5:00 p.m.

PLACE: Division of Vocational Rehabilitation, 2002-A Old St. Augustine Road, Tallahassee, Florida 32301-4862

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting/workshop of the Florida Rehabilitation Council.

A copy of the agenda or additional meeting location information may be obtained by contacting: Florida Rehabilitation Council, 2002 Old Saint Augustine Road, Building A, Tallahassee, FL 32301-4862, (850)245-3397.

Any interested parties that need further information may contact Yolanda Manning at (850)245-3320.

COMMITTEE MEETINGS: Please note that committees of the Florida Rehabilitation 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 meeting may request to be put on mailing list for such notices by writing to Yolanda Manning at the Council's address.

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DEPARTMENT OF COMMUNITY AFFAIRS

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

DATE AND TIME: April 9, 2007, 9:00 a.m.

PLACE: Holiday Inn Select, 5750 TG Lee Boulevard, Orlando, Florida 32827, (407)851-6400

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting to discuss the Building Code Information System, Education Module for enhancements and maintenance.

A copy of the agenda may be obtained by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, or call (850)487-1824, Fax (850)414-8436, or go to the web site at www.floridabuilding.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 10 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, or call (850)487-1824, or Fax (850)414-8436. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100 or call 850-487-1824, Fax (850)414-8436, or go to the web site at www.floridabuilding.org

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

DATE AND TIME: April 9, 2007, 10:00 a.m.

PLACE: Room 210L, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, 1(888)808-6959

DATE AND TIME: April 16, 2007, 10:00 a.m.

PLACE: Room 250L, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, 1(888)808-6959

DATE AND TIME: April 23, 2007, 10:00 a.m.

PLACE: Room 210L, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, 1(888)808-6959

DATE AND TIME: April 30, 2007, 10:00 a.m.

PLACE: Room 210L, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, 1(888)808-6959

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of the Florida Building Commission legislative issues.

A copy of the agenda may be obtained by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Housing and Community Development,

Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100 or call (850)487-1824.

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 10 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100 or call (850)487-1824 or Fax (850)414-8436. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, or call (850)487-1824.

The **State Emergency Response Commission (SERC)** for Hazardous Materials announces a Strategic Planning meeting for the Training Task Force to which all persons are invited.

DATE AND TIME: April 11, 2007, 1:00 p.m. – 5:00 p.m.

PLACE: Department of Community Affairs, Sadowski Building, Randall Kelley Training Room, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100

GENERAL SUBJECT MATTER TO BE CONSIDERED: To develop goals and objectives for the next 5 years related to hazmat training and education.

If a person decides to appeal any decision with respect to any matter considered at the above cited meeting, you will need a record of the proceedings, and for such purpose you 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 Compliance Planning Section, (850)413-9970, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please call the Compliance Planning Section using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **State Emergency Response Commission (SERC)** for Hazardous Materials announces a meeting of the Training Task Force to which all persons are invited.

DATE AND TIME: April 12, 2007, 9:30 a.m.

PLACE: Department of Environmental Protection, Carr Building Room 170M, 3800 Commonwealth Boulevard, Tallahassee, Florida 32399-2100

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the activities and goals of the Training Task Force and other hazardous materials training issues.

If a person decides to appeal any decision with respect to any matter considered at the above cited meeting, you will need a record of the proceedings, and for such purpose you 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 Compliance Planning Section, (850)413-9970 at least five calendar days prior to the meeting. If you are hearing or speech impaired, please call the Compliance Planning Section using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

Additional information may be obtained by writing to: Department of Community Affairs, State Emergency Response Commission for Hazardous Materials, Capital Circle Office Center, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-2100 or by telephoning (850)413-9970.

The **State Emergency Response Commission (SERC)** for Hazardous Materials announces a meeting of all Local Emergency Planning Committees chairpersons and staff contacts to which all persons are invited.

DATE AND TIME: April 12, 2007, 1:30 p.m.

PLACE: Department of Environmental Protection, Carr Building RM 170M, 3800 Commonwealth Boulevard, Tallahassee, Florida 32399-2100

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the activities and goals of the Local Emergency Planning Committees in implementing the Emergency Planning and Community Right-To-Know Act, also known as Title III of the Superfund Amendments and Reauthorization Act of 1986.

A copy of the agenda may be obtained by writing to: Department of Community Affairs, State Emergency Response Commission for Hazardous Materials, Capital Circle Office Center, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-2100 or by telephoning (850)413-9970.

If a person decides to appeal any decision with respect to any matter considered at the above cited meeting, you will need a record of the proceedings, and for such purpose you 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 Compliance Planning Section, (850)413-9970, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please call the Compliance Planning Section using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **State Emergency Response Commission (SERC)** for Hazardous Materials announces a meeting to which all persons are invited.

DATE AND TIME: April 13, 2007, 10:00 a.m.

PLACE: Department of Environmental Protection, Carr Building Room 170M, 3800 Commonwealth Boulevard, Tallahassee, Florida 32399-2100.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the requirements of the Emergency Planning and Community Right-To-Know Act, also known as Title III of the Superfund Amendments and Reauthorization Act of 1986.

A copy of the agenda may be obtained by writing to: Department of Community Affairs, State Emergency Response Commission for Hazardous Materials, Capital Circle Office Center, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-2100 or by telephoning (850)413-9970.

If a person decides to appeal any decision with respect to any matter considered at the above cited meeting, you will need a record of the proceedings, and for such purpose you 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 Compliance Planning Section, (850)413-9970, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please call the Compliance Planning Section using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

DEPARTMENT OF TRANSPORTATION

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

DATE AND TIME: April 12, 2007, 8:30 a.m.

PLACE: Florida Department of Transportation, Burns Building, Auditorium, 605 Suwannee Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a monthly meeting of the Commercial Motor Vehicle Review Board for the purpose of reviewing penalties imposed upon any vehicle or person under the provisions of Chapter 316, Florida Statutes, relating to weights imposed on the

highway by the axles and wheels of motor vehicles, to special fuel and motor fuel tax compliance, or to violations of safety regulations.

Any person aggrieved by the imposition of a civil penalty pursuant to Sections 316.3025 or 316.550, Florida Statutes, may apply to the Commercial Motor Vehicle Review Board for a modification, cancellation, or revocation of the penalty.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting Christine Jones at (850)245-7914. If you are 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 Christine Jones at (850)245-7914.

The **Florida Seaport Transportation and Economic Development Council** announces a Project Review Group teleconference in which all interested persons are invited to participate.

DATE AND TIME: April 18, 2007, 10:00 a.m.

PLACE: Florida Ports Council, 502 E. Jefferson Street, Tallahassee, Florida 32301. Toll Free Conference Call: 1(877)540-9892, Participant Code: 833035

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

Information on the meeting may be obtained by contacting: Toy Keller, Florida Ports Council, 502 East Jefferson Street, Tallahassee, Florida 32301, (850)222-8028.

Any person wishing to appeal any decision made with respect to any matter considered at the above cited meeting will need a record of the proceedings, and for such purpose that person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

In accordance with provisions of the Americans with Disabilities Act, persons requiring special accommodations to participate in this public meeting should advise Toy Keller, (850)222-8028.

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."

The **Department of Environmental Protection, Office of Coastal and Aquatic Managed Areas**, acting as staff to the **Board of Trustees of the Internal Improvement Trust Fund** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, April 25, 2007, 6:00 p.m.

PLACE: Gulf County Court House, Robert M. Moore Administration Building, Commission Board Room, 1000 Cecil G. Costin Sr. Blvd., Port St. Joe, FL 32456

GENERAL SUBJECT MATTER TO BE CONSIDERED: The St. Joseph Bay Aquatic Preserve Advisory Committee meeting will be held in conjunction with the public meeting advertised in the March 16, 2007, F.A.W. To receive public input regarding the draft St. Joseph Bay Aquatic Preserve Management Plan. A copy of the draft plan will be available for viewing starting March 26, 2007, at www.aquaticpreserves.org

A copy of the agenda may be obtained by contacting Aquatic Preserve Manager, Kim Wren at (850)653-8063.

Pursuant to the provisions of 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 Aquatic Preserve Manager, Kim Wren at (850)653-8063. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

STATE BOARD OF ADMINISTRATION

The **State Board of Administration** (SBA) announces the following meeting times regarding the Invitation to Negotiate (ITN) for Prime Broker Services for assets managed by the SBA and its investment managers, including both domestic and international equity securities, to which all persons are invited.

DATE AND TIME: Monday, April 16, 2007, 9:00 a.m. – until conclusion of business

PLACE: Hermitage Room, 1801 Hermitage Blvd., Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the responses received concerning the above ITN and select finalists to be interviewed.

DATE AND TIME: Thursday, April 19, 2007, 9:00 a.m. – until conclusion of business

PLACE: Emerald Coast Room, 1801 Hermitage Blvd., Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the responses received concerning the above ITN, and to conduct interviews with the finalist respondents.

DATE AND TIME: Friday, April 20, 2007, 9:00 a.m. – until conclusion of business

PLACE: Hermitage Room, 1801 Hermitage Blvd., Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the responses received concerning the above ITN, and to conduct interviews with finalist respondents.

DATE AND TIME: Friday, April 27, 2007, 9:00 a.m. – until conclusion of business

PLACE: Hermitage Room, 1801 Hermitage Blvd., Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the responses received concerning the above ITN, and to determine a final ranking of respondents.

Any changes to the above meeting times will be posted on the SBA's website www.sbafla.com at least 7 days prior to the meeting.

Anyone requiring special accommodations to participate in any meeting or anyone wishing further information, should contact Robert Copeland at (850)413-1212, or by mail at 1801 Hermitage Boulevard, Suite 100, Tallahassee, FL 32317-3300.

DEPARTMENT OF CITRUS

The Florida **Department of Citrus**, Citrus Harvesting Research Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, April 10, 2007, 10:00 a.m.

PLACE: Florida Department of Citrus, 1115 E. Memorial Blvd., Lakeland, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Council will meet to hear reports on mechanical harvesting, robotics and CMNP registration, and to discuss any other matters which might relate to this council.

A copy of the agenda may be obtained by contacting Dan King at (863)499-2500.

Pursuant to the provisions of 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 Bill Jones at (863)499-2500. If you are 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 King at (863)499-2500.

FLORIDA PAROLE COMMISSION

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

DATE AND TIME: Wednesday, April 11, 2007, 9:00 a.m.

PLACE: Florida Parole Commission, 2601 Blair Stone Rd., Bldg. C, Tallahassee, Florida 32399-2450

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled meeting for all Parole, Conditional Release, Conditional Medical Release, Addiction Recovery and Control Release matters as well as other Commission business.

A copy of the agenda may be obtained by contacting: Florida Parole Commission, 2601 Blair Stone Rd., Bldg. C, Tallahassee, Florida 32399-2450.

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 five days before the workshop/meeting by contacting: Florida Parole Commission, 2601 Blair Stone Rd., Bldg. C, Tallahassee, Florida 32399-2450, (850)488-3417. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Florida Parole Commission, 2601 Blair Stone Road, Tallahassee, Florida 32399-2450.

PUBLIC SERVICE COMMISSION

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

DATE AND TIME: April 18, 2007, 9:30 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission's staff will hold an undocketed, informational workshop to explore pertinent issues regarding net-metering for customer-owned renewable generating resources, not restricted to photovoltaic systems. The workshop will explore whether the Commission should propose changes to Rule 25-6.065, Florida Administrative Code, Interconnection of Small Photovoltaic Systems.

A copy of the agenda may be obtained by contacting: Judy Harlow, Division of Economic Regulation, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6842. A copy of the agenda will be available after April 11, 2007.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Office of Commission Clerk, 4075 Esplanade Way, Tallahassee, FL (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).

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

DATE AND TIME: April 19, 2007, 9:30 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission's staff will hold an undocketed, informational workshop to explore pertinent issues associated with the interconnection with host utilities by customer-owned renewable generating resources, for example, not limited to photovoltaic systems. The purpose of the workshop will be to gather information to determine if there is a need to revise the Commission's existing Rule 25-6.065, Florida Administrative Code, regarding the interconnection of small photovoltaic systems (less than 10 kW). The workshop will address, among other issues, the extent and status of the existing interconnected renewable resources, and any limitations on the interconnection of additional renewable resources on an expedited basis.

A copy of the agenda may be obtained by contacting: Judy Harlow, Division of Economic Regulation, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6842. A copy of the agenda will be available after April 11, 2007.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Office of Commission Clerk, 4075 Esplanade Way, Tallahassee, FL, (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).

NOTICE OF CHANGE – The Telecommunications Access System Act (TASA) Advisory Committee to the Florida **Public Service Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: RESCHEDULED from Friday, April 6, 2007, to Friday, April 27, 2007, 1:00 p.m. (EST)

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Docket No. 040763-TP – Request for submission of proposals for relay service, beginning in June 2005, for the hearing and speech impaired, and other implementation matters in

compliance with the Florida Telecommunications Access System Act of 1991. The purpose of this committee meeting is to discuss current relevant issues related to relay such as CapTel, Service Quality and other items. If settlement of the case or a named storm or other disaster requires cancellation of the proceedings, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation 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.

A copy of the agenda may be obtained by contacting Lee Eng Tan at (850)413-6185.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting Office of Commission Clerk at (850)413-6770. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Lee Eng Tan, Office of General Counsel, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850, or at (850)413-6185.

EXECUTIVE OFFICE OF THE GOVERNOR

The **Office of Drug Control** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, April 17, 2007, 10:00 a.m. – 4:00 p.m.

PLACE: Conference Room 2107, The Capitol, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Seaport Security Standards Advisory Council.

A copy of the agenda may be obtained by contacting Peggy Lawson, (850)488-9557.

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

For more information, you may contact Peggy Lawson, (850)488-9557.

REGIONAL PLANNING COUNCILS

The **West Florida Regional Planning Council**, Rural Utilities Authority announces a public meeting to which all persons are invited.

DATE AND TIMES: Wednesday, April 4, 2007, Technical Advisory Committee Meeting, 1:00 p.m. – 2:00 p.m.; RUA Meeting, 2:00 p.m. – 3:30 p.m.

PLACE: Ft. Walton Beach Council Chambers, 107 Miracle Strip Parkway, S. W., Fort Walton Beach, FL 32548

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

A copy of the agenda may be obtained by contacting: Mrs. Terry Joseph, Executive Director, WFRPC, joseph@wfrpc.dst.fl.us, (850)595-8910, ext. 201.

For more information, you may contact Mrs. Joseph.

The **Regional Planning Councils** announces a public meeting to which all persons are invited.

DATE AND TIME: April 11, 2007, 9:30 a.m.

PLACE: Central Florida Regional Planning Council Office, 555 East Church Street, Bartow, FL 33830

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular monthly meeting of the Council and/or it's Executive Committee.

A copy of the agenda may be obtained by contacting Patricia M. Steed, Executive Director.

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

For more information, you may contact: Patricia M. Steed, CFRPC Executive Director, 555 East Church Street, Bartow, FL 33830.

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

DATE AND TIME: Friday, April 13, 2007, 10:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The SWFRPC Lower West Coast Watersheds Subcommittee will be meeting to discuss the various water issues affecting the Southwest Florida Region.

A copy of the agenda may be obtained by contacting Mr. David Crawford at (239)338-2550, ext. 226 or by email dcrawford@swfrpc.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 5 days before the workshop/meeting. If you are

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

For more information, you may contact Mr. David Crawford at (239)338-2550, ext. 226 or by email dcrawford@swfrpc.org

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

DATE AND TIME: April 20, 2007, 9:30 a.m.

PLACE: Wolf High Technology Center, Indian River Community College Chastain Center, 2400 S. E. Salerno Road, Stuart, FL 334994

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

A copy of the agenda may be obtained by contacting: Treasure Coast Regional Planning Council, 301 East Ocean Boulevard, Suite 300, Stuart, FL 34994.

WATER MANAGEMENT DISTRICTS

The **Suwannee River Water Management District** announces the following public meetings to which all interested persons are invited.

DATE AND TIME: April 10, 2007, 9:00 a.m.

PLACE: District Headquarters, 9225 CR 49, Live Oak, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board Meeting. To consider District business, and conduct public hearings on regulatory and land acquisition matters.

Following the Governing Board Meeting the Governing Board will travel to Ichetucknee Springs for a Workshop.

DATES AND TIME: April 11-12, 2007, 9:00 a.m.

Springs Workshop

PLACE: Silver Springs, Ocala, FL; Wekiva Blue Springs, Ocala, FL; Gemini Springs, Longwood, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board Meeting.

A copy of the agenda(s) may be obtained by writing: SRWMD, 9225 CR 49, Live Oak, Florida 32060.

If any person decides to appeal any decision with respect to any matter considered at the above cited meeting, such person may need to ensure that a verbatim record of the proceedings is made to include the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance in order to participate in this meeting may contact Lisa Cheshire, (386)362-1001 or 1(800)226-1066 (Florida only), at least two business days in advance to make appropriate arrangements.

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

DATE AND TIME: Monday, April 9, 2007, 1:00 p.m.,
Governing Board Workshop

PLACE: Guana Tolomato Matanzas National Estuarine
Research Reserve, Environmental Education Center,
Classroom 1, 505 Guana River Road, Ponte Vedra Beach,
Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Informational workshop on Wetland Permitting Regulation.

A copy of the agenda may be obtained by contacting: St. Johns
River Water Management District, Attention: Marji Hightower
by mail, P. O. Box 1429, Palatka, FL 32178, (386)329-4214.

Pursuant to the provisions of 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: St. Johns River Water Management District,
Attention: Marji Hightower by mail, P. O. Box 1429, Palatka,
FL 32178, (386)329-4214. If you are 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: Marji Hightower by
mail, P. O. Box 1429, Palatka, FL 32178, (386)329-4214.

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

DATE AND TIME: Monday, April 9, 2007, 2:00 p.m.

PLACE: Dunnellon City Hall, 20750 River Drive, Dunnellon,
Florida 34431

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Discussion of Task Force business for the Citrus County Task
Force of The Citrus/Hernando Waterways Restoration Council.

A copy of the agenda may be obtained by contacting: The
Southwest Florida Water Management District, 2379 Broad
Street, Brooksville, Florida 34604, (352)796-7211 or
1(800)423-1476 (Florida only), extension 4227.

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 5 days before the workshop/meeting by
contacting 1(800)423-1476 (Florida), or (352)796-7211,
extension 4226; Fax (352)797-5806; TDD ONLY
1(800)231-6103 (Florida). If you are hearing or speech
impaired, please contact the agency using the Florida Relay
Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DATE AND TIME: Wednesday, April 18, 2007, 1:30 p.m.

PLACE: Tampa Service Office, 7601 Highway 301 North,
Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Consideration of the Well Drillers Advisory Committee
(WDAC) Business. Some members of the District's Governing
and Basin Boards may also attend the meeting.

A copy of the agenda may be obtained by contacting: Patty
McLeod, Regulation Performance Management Department,
Southwest Florida Water Management District, 2379 Broad
Street, Brooksville, Florida 33604-6899, (352)796-7211,
extension 4346.

Pursuant to the provisions of 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 Lori Manuel, at 1(800)423-1476 or (352)796-7211,
ext. 4341. If you are hearing or speech impaired, please contact
the agency using the Florida Relay Service, 1(800)955-8771
(TDD) or 1(800)955-8770 (Voice).

The **South Florida Water Management District** announces a
Private closed door attorney-client session.

DATE AND TIME: Wednesday, April 11, 2007, 1:00 p.m. –
until completed

PLACE: PGA National Resort & Spa, British Ball Room, 400
Avenue of the Champions, Palm Beach Gardens, FL 33418

DATE AND TIME: Thursday, April 12, 2007, 9:00 a.m. –
completed

PLACE: South Florida Water Management District
Headquarters, Building B-1, Auditorium, 3301 Gun Club
Road, West Palm Beach, Florida 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Closed door attorney-client session pursuant to Fla. Stat.
Section 286.011(8)(2005) to discuss strategy related to
litigation expenditures in United States of America v. South
Florida Water Management District, et al. United States
District Court, Southern District of Florida, Case No.
88-1886-CIV-Moreno. The subject matter shall be confined to
the pending litigation. (All or part of this meeting may be
conducted as a teleconference in order to permit maximum
participation of governing Board members).

ATTENDEES: Governing Board Members I. Bague, M.
Burt-Stewart, A. Carlson, M. Collins, N. Gutiérrez, L. Lindahl,
K. McCarty, H. Thornton; Executive Director C. Wehle;
District attorneys S. Wood, S. Echemendia, S. Nall, R. Panse,
C. Linton, K. Burns.

Pursuant to Florida Law, the entire attorney-client session shall
be recorded by a certified court reporter. No portion of the
session shall be off the record. A copy of the transcript will be
made part of the public record at the conclusion of the
litigation.

A copy of the agenda may be obtained by contacting District Clerk's office at (561)682-2087 or www.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 5 days before the workshop/meeting by contacting District Clerk's Office at (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: District Clerk's Office at (561)682-2087.

The **South Florida Water Management District** announces a Private closed door attorney-client session.

DATE AND TIME: Wednesday, April 11, 2007, 1:00 p.m. – until completed

PLACE: PGA National Resort & Spa, British Ball Room, 400 Avenue of the Champions, Palm Beach Gardens, FL 33418

DATE AND TIME: Thursday, April 12, 2007, 9:00 a.m. – until completed

PLACE: South Florida Water Management District Headquarters, Building B-1, Auditorium, 3301 Gun Club Road West Palm Beach, Florida 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Closed door attorney-client session pursuant to Fla. Stat. Section 286.011(8)(2005) to discuss strategy related to litigation expenditures in Friends of the Everglades, Inc. and Fishermen Against Destruction of the Environment, Inc. v. South Florida Water Management District, et al., United States District Court, Southern District of Florida, Case No. 02-80309-CV-Altonaga/Turnoff; Miccosukee Tribe of Indians of Florida v. South Florida Water Management District, et al., United States District Court, Southern District of Florida, Case No. 98-6056-CIV-Lenard/Klein; and Friends of the Everglades v. South Florida Water Management District, United States District Court, Southern District of Florida, Case No. 98-6057-CIV-Lenard/Klein. The subject matter shall be confined to the pending litigation. (All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of governing Board members).

ATTENDEES: Governing Board Members I. Bague, M. Burt-Stewart, A. Carlson, M. Collins, N. Gutiérrez, L. Lindahl, K. McCarty, H. Thornton; Executive Director C. Wehle; District attorneys S. Wood, S. Echemendia, S. Nall, R. Panse, C. Linton, J. Nutt, E. Artau, M. Compagno, R. Olian.

Pursuant to Florida Law, the entire attorney-client session shall be recorded by a certified court reporter. No portion of the session shall be off the record. A copy of the transcript will be made part of the public record at the conclusion of the litigation.

A copy of the agenda may be obtained by contacting: District Clerk's office at (561)682-2087 or www.sfwmd.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting District Clerk's office at (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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For more information, you may contact: District Clerk's office at (561)682-2087.

The **South Florida Water Management District** announces a Private closed door attorney-client session.

DATE AND TIME: Wednesday, April 11, 2007, 1:00 p.m. – until completed

PLACE: PGA National Resort & Spa, British Ball Room, 400 Avenue of the Champions, Palm Beach Gardens, FL 33418

DATE AND TIME: Thursday, April 12, 2007, 9:00 a.m. – until completed

PLACE: South Florida Water Management District Headquarters, Building B-1, Auditorium, 3301 Gun Club Road West Palm Beach, Florida 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Closed door attorney-client session pursuant to Fla. Stat. Section 286.011(8)(2005) to discuss strategy related to litigation expenditures in Pietrucha v. South Florida Water Management District, 15th Judicial Circuit, Palm Beach County, Case No. 50-2005 CA 006879 XXXX AA-Kelley. The subject matter shall be confined to the pending litigation. (All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of governing Board members).

ATTENDEES: Governing Board Members I. Bague, M. Burt-Stewart, A. Carlson, M. Collins, N. Gutiérrez, L. Lindahl, K. McCarty, H. Thornton, M. Wade; Executive Director C. Wehle; District attorneys S. Wood, S. Echemendia, R. Panse, C. Linton, S. Nall, M. Compagno, S. Eisenberg, E. Gordon.

Pursuant to Florida Law, the entire attorney-client session shall be recorded by a certified court reporter. No portion of the session shall be off the record. A copy of the transcript will be made part of the public record at the conclusion of the litigation.

A copy of the agenda may be obtained by contacting District Clerk's office at (561)682-2087 or www.sfwmd.gov.

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For more information, you may contact: District Clerk's office at (561)682-2087.

Pursuant to Florida Law, the entire attorney-client session shall be recorded by a certified court reporter. No portion of the session shall be off the record. A copy of the transcript will be made part of the public record at the conclusion of the litigation.

A copy of the agenda may be obtained by contacting District Clerk's office at (561)682-2087 or www.sfwmd.gov.

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For more information, you may contact: District Clerk's office (561)682-2087.

The **South Florida Water Management District** announces a Private closed door attorney-client session.

DATE AND TIME: Wednesday, April 11, 2007, 1:00 p.m. – until completed

PLACE: PGA National Resort & Spa, British Ball Room, 400 Avenue of the Champions, Palm Beach Gardens, FL 33418

DATE AND TIME: Thursday, April 12, 2007, 9:00 a.m. – until completed

PLACE: South Florida Water Management District Headquarters, Building B-1, Auditorium, 3301 Gun Club Road, West Palm Beach, Florida 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Closed door attorney-client session pursuant to Fla. Stat. Section 286.011(8)(2005) to discuss strategy related to litigation expenditures in Gabriel v. South Florida Water Management District, 15TH Judicial Circuit, Palm Beach County, Case No. 502004 CA 004488 – Gerber. The subject matter shall be confined to the pending litigation. (All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of governing Board members).

ATTENDEES: Governing Board Members I. Bague, M. Burt-Stewart, A. Carlson, M. Collins, N. Gutiérrez, L. Lindahl, K. McCarty, H. Thornton, M. Wade; Executive Director C. Wehle; District attorneys S. Wood, S. Echemendia, R. Panse, S. Nall, C. Linton, A. Bowden.

The **South Florida Water Management District** announces a Private closed door attorney-client session.

DATE AND TIME: Wednesday, April 11, 2007, 1:00 p.m. – until completed

PLACE: PGA National Resort & Spa, British Ball Room, 400 Avenue of the Champions, Palm Beach Gardens, FL 33418

DATE AND TIME: Thursday, April 12, 2007, 9:00 a.m. – until completed

PLACE: South Florida Water Management District Headquarters, Building B-1, Auditorium, 3301 Gun Club Road, West Palm Beach, Florida 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Closed door attorney-client session pursuant to Fla. Stat. Section 286.011(8)(2005) to discuss strategy related to litigation expenditures in J & H Groves Holding, L. C. v. South Florida Water Management District, et al., Circuit Court, Twentieth Judicial Circuit, Hendry County, Case No. 06-631CA. The subject matter shall be confined to the pending litigation. (All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of governing Board members).

ATTENDEES: Governing Board Members I. Bague, M. Burt-Stewart, A. Carlson, M. Collins, N. Gutiérrez, L. Lindahl, K. McCarty, H. Thornton; M. Wade; Executive Director C. Wehle; District attorneys S. Wood, S. Echemendia, S. Nall, R. Panse, C. Linton, M. Dorta, A. Cooper, A. Ross.

Pursuant to Florida Law, the entire attorney-client session shall be recorded by a certified court reporter. No portion of the session shall be off the record. A copy of the transcript will be made part of the public record at the conclusion of the litigation.

A copy of the agenda may be obtained by contacting District Clerk's office at (561)682-2087 or www.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 5 days before the workshop/meeting by contacting District Clerk's office at (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: District Clerk's office (561)682-2087.

The **South Florida Water Management District** announces a Private closed door attorney-client session.

DATE AND TIME: Wednesday, April 11, 2007, 1:00 p.m. – until completed

PLACE: PGA National Resort & Spa, British Ball Room, 400 Avenue of the Champions, Palm Beach Gardens, FL 33418

DATE AND TIME: Thursday, April 12, 2007, 9:00 a.m. – until completed

PLACE: South Florida Water Management District Headquarters, Building B-1, Auditorium, 3301 Gun Club Road, West Palm Beach, Florida 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Closed door attorney-client session pursuant to Fla. Stat. Section 286.011(8)(2005) to discuss strategy related to litigation expenditures in *Roker v. South Florida Water Management District, et al.* United States District Court, Southern District of Florida, Case No. 06-80768 CIV-MIDDLEBROOKS/JOHNSON. The subject matter shall be confined to the pending litigation. (All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of governing Board members).

ATTENDEES: Governing Board Members I. Bague, M. Burt-Stewart, A. Carlson, M. Collins, N. Gutiérrez, L. Lindahl, K. McCarty, H. Thornton, M. Wade; Executive Director C. Wehle; District attorneys S. Wood, S. Echemendia, R. Panse, C. Linton, S. Nall, A. Aragona, P. Lopez.

Pursuant to Florida Law, the entire attorney-client session shall be recorded by a certified court reporter. No portion of the session shall be off the record. A copy of the transcript will be made part of the public record at the conclusion of the litigation.

A copy of the agenda may be obtained by contacting District Clerk's office at (561)682-2087 or www.sfwmd.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: District Clerk's office at (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact District Clerk's office at (561)682-2087.

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

Governing Board Strategic Planning Retreat, Workshop and Meeting

DATE AND TIME: Wednesday, April 11, 2007, 1:00 p.m. – completion of the business determined

PLACE: British Ball Room, PGA National Resort & Spa, 400 Avenue of the Champions, Palm Beach Gardens, FL 33418.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Governing Board action may be taken at the Governing Board Strategic Planning Retreat, Workshop or Meeting. All or part of these meetings may be conducted as a teleconference in order to permit maximum participation by Governing Board members. If Workshop items are not discussed on April 11, 2007, the items may be discussed on April 12, 2007.

Governing Board Meeting

DATE AND TIME: Thursday, April 12, 2007, 9:00 a.m.

PLACE: SFWMD Headquarters, Building B-1, 3301 Gun Club Road, West Palm Beach, Florida 33416

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board to discuss and consider District business, including regulatory and non-regulatory matters and may include an amendment to the District's Fiscal Year 2007 budget to revise revenues and expenditures.

A copy of the agenda may be obtained by contacting: Jacki McGorty, (561)682-2087, or https://my.sfwmd.gov/portal/page?_pageid=2574,13014318&_dad=portal&_schema=PORTAL

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 5 hours before the workshop/meeting by contacting the District Clerk's office (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact the District Clerk's office (561)682-2087.

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

Special meeting of the Everglades Technical Oversight Committee (TOC)

DATE AND TIME: April 17, 2007, 10:00 a.m.

PLACE: South Florida Water Management District Headquarters, 3301 Gun Club Road, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Special meeting of the Everglades Technical Oversight Committee (TOC).

A copy of the agenda may be obtained by contacting: <http://www.sfwmd.gov/org/ema/toc/draftagenda.html> or by writing to: South Florida Water Management District, Mail Stop 2130, P. O. Box 24680, West Palm Beach, FL 33416-4680.

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 5 days before the workshop/meeting by contacting the District Clerk's office, (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

Modeling Peer Workshop

DATE AND TIME: April 20, 2007, 9:00 a.m. – 4:30 p.m.

PLACE: Clay Hutcheson Bldg., 559 North Military Trail, West Palm Beach, Florida 33415

GENERAL SUBJECT MATTER TO BE CONSIDERED: Workshop 1 for the Kissimmee Basin Modeling and Operations Study peer review. The SFWMD has selected four experts to participate in the model peer review panel to evaluate the Kissimmee Basin Hydrologic Assessment, Modeling and Operations Study (KB MOS) model and application to identify alternative structure operating criteria to meet the flood control, water supply, aquatic plant management, and natural resource operations objectives of the Upper and Lower Kissimmee Basin and its associated water resource projects. The KB MOS Modeling Workshop 1 will focus on the Model Framework Science and Selection. As part of this meeting the Peer Review Panel will judge the quality and credibility of the science behind the selection of the modeling tools and their suitability for evaluating existing and proposed Kissimmee Basin Structure Operating Criteria along with the process developed for alternative plan selection.

An agenda for the Workshop 1 meeting will be posted seven (7) days before the meeting and can be access at the KB MOS website link, https://my.sfwmd.gov/portal/page?_pageid=2294_4946313,2294_4947316:2294_11158145&_dad=portal&_sch_ema=PORTAL

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 Bridgett Tolley at 1(800)250-4250, ext. 3806. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

REGIONAL UTILITY AUTHORITIES

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

DATE AND TIMES: Monday, April 16, 2007, 8:30 a.m., Budget Workshop; following immediately the Regular Board Meeting and an Attorney/Client Briefing Session, 11:00 a.m.

PLACE: 2575 Enterprise Road, Clearwater, FL 33763

GENERAL SUBJECT MATTER TO BE CONSIDERED: 2007/2008 Budget Workshop immediately followed by the Regular Board Meeting and an Attorney/Client Briefing to commence at 11:00 a.m. between the Tampa Bay Water Board of Directors and legal counsel pursuant to Section 286.011(8), Florida Statutes, to discuss possible settlement and litigation strategies in Tampa Bay Water v. Hydranautics, Fidelity of Maryland, Zurich American, King Engineering and Delaware Engineering, P.C.

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

The Board of Directors of Tampa Bay Water approved the Attorney/Client session at its regularly scheduled meeting on February 19, 2007. The entire Attorney/Client briefing session will be recorded by a certified court reporter, transcribed within a reasonable time after the meeting, and filed with Tampa Bay Water's Records Manager. The transcript of the private session shall be made part of the public record upon the conclusion of the litigation.

A copy of the agenda may be obtained by contacting Tampa Bay Water or can be accessed on the Web at www.tampabaywater.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 3 days before the workshop/meeting by contacting Holly Wells at (727)796-2355. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Peace River/Manasota Regional Water Supply Authority** announces the following Board of Directors meeting to which the public is invited.

DATE AND TIME: Wednesday, April 4, 2007, 9:30 a.m.

PLACE: Sarasota County Administration Center, 1660 Ringling Boulevard, Sarasota, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Directors will convene to conduct regular business of the Authority.

A copy of the agenda may be obtained by writing to: Peace River/Manasota Regional Water Supply Authority, 6311 Atrium Drive, Suite 100, Bradenton, Florida 34202.

Although Authority board meetings are normally recorded, affected persons are advised it may be necessary for them to ensure a verbatim record of the meeting is made, including testimony and evidence upon which an appeal is to be based.

Persons with disabilities who need assistance may call (941)316-1776, at least two business days in advance to make appropriate arrangements.

DEPARTMENT OF ELDER AFFAIRS

The **Long Term Care Ombudsman Program** announces a public meeting to which all persons are invited.

DATE AND TIME: April 19, 2007, 12:30 p.m.

PLACE: Haven Hospice, 4200 N. W. 90th Blvd., Gainesville, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: North Central Florida Long-Term Care Ombudsman Council, Haven Hospice of North Central Florida-Community Room, 4200 N. W. 90th Blvd., Gainesville, FL.

Open Agenda

OPEN SESSION, 12:30 p.m. – CALL TO ORDER

Consideration of March Minutes

PROGRAM – Mid-Florida Area Agency on Aging Consumer Services, Chrystal Holmes

Committee Reports

Chair Frank Robinson

State Council Representative JoAnna Emerson

Legislative Committee JoAnna Emerson

Membership Workgroup Micki Spangler

Quality Assurance Committee Frank Robinson & Micki Spangler

Media Rep/In-service & Training Committee JoAnna Emerson

Interim District Ombudsman Manager Lily Wilde

Agency Reports

AHCA Mennella/Hillhouse/Platt

APS Rich/Stover

CARES Sam Rutledge

MFAAA Chrystal Holmes

Veteran's Administration Townsend/Willkomm/Fookes

Inspections

Unfinished Business

New Business/Announcements

CLOSED SESSION

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 5 days before the workshop/meeting. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact Lily Wilde at (352)955-5015.

DEPARTMENT OF MANAGEMENT SERVICES

The Governor's Americans with Disabilities Act Working Group, which is administered by the **Department of Management Services**, announces a meeting of its Board to which all interested persons are invited.

BOARD MEETINGS

DATES AND TIMES: April 5, 2007, 9:00 a.m. – 3:30 p.m.;
April 6, 2007, 9 a.m. – 12:00 Noon

PUBLIC HEARING

DATE AND TIME: April 5, 2007, 4:00 p.m. – 6:00 p.m.
PLACE: The Best Western Gateway Grand, 4200 N. W. 97th Boulevard, Gainesville, FL 32606, (352)331-3336.
GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of the Governor's Americans with Disabilities Act Working Group is seeking input regarding our mission in conjunction with our future under the new administration. American Sign Language Interpreters, Certified Real Time Captioning, Audio/Visual Accommodations, and alternative formats will be available on site. Should you require a different accommodation than those being provided, please contact Stacia Woolverton by April 3, 2007 at 1(877)232-4968 toll free (Voice/TTY). A copy of the Board meeting agenda may also be obtained by calling this number.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The **Board of Accountancy**, Committee on Accounting Education, announces a public meeting to which all person are invited.

DATE AND TIME: Tuesday, April 17, 2007, 10:00 a.m.

PLACE: Conference call

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider applications for the 2007 CPA Examination and other items relating to the educational requirements to sit for the CPA Examination.

A copy of the agenda may be obtained by writing to: Veloria Kelly, Division Director, Division of Certified Public Accounting, 240 N. W. 76 Drive, Suite A, Gainesville, Florida 32607. Anyone wishing to participate in the meeting should notify Vy Hayes no later than April 6, 2007 at (352)333-2505, ext 204.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the agency at least 48 hours before the workshop/hearing/meeting by contacting Vy Hayes at (352)333-2505. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8711.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

The **Department of Environmental Protection, Division of Waste Management** announces a workshop to which all persons are invited.

DATES AND TIMES: April 16, 2007, 1:00 p.m. – 5:00 p.m. through April 17, 2007, 8:30 a.m. – 5:00 p.m.

PLACE: Room 170, Carr Building, 3800 Commonwealth Boulevard, Tallahassee, Florida

DATES AND TIMES: April 25, 2007, 1:00 p.m. – 5:00 p.m. through April 26, 2007, 8:30 a.m. – 5:00 p.m.

PLACE: The Resort & Club at Little Harbor, 611 Destiny Drive, Ruskin, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: These workshops are offered to provide training to the general public on Risk Based Corrective Action (RBCA) in accordance with Chapter 62-780, Florida Administrative Code (F.A.C.). Each 1 1/2 day workshop focuses primarily on RBCA under Chapter 62-780, F.A.C., but the concepts apply to RBCA under all Division of Waste Management cleanup rules (Chapters 62-770, 62-780, 62-782 and 62-785, F.A.C.). Each workshop will cover concepts from beginning to advanced in a presentation format that shows the application of the rule to real-world situations. The workshop is free but registration is required and limited to the first 75 people to register for each location. The course content is identical for both workshops.

A copy of the agenda may be obtained by contacting: Brian Dougherty, Department of Environmental Protection, 2600 Blair Stone Rd., MS 4535, Tallahassee, FL 32399-2400, (850)245-7503, Brian.Dougherty@dep.state.fl.us or on the Internet at http://dep.state.fl.us/waste/categories/wc/pages/global_rbca.htm. The registration form is also available from all of these sources.

Pursuant to the provisions of 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 Brian Dougherty at (850)245-7503. If you are 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 Brian Dougherty at (850)245-7503 or by e-mail at Brian.Dougherty@dep.state.fl.us

The **Department of Environmental Protection, Bureau of Mine Reclamation** announces a public meeting to which all persons are invited.

DATE AND TIME: May 11, 2007, 9:00 a.m.

PLACE: Hardee County Cooperative Extension Service, 507 Civic Center Drive, Wauchula, FL 33873

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is for the Peace River Basin management plan stakeholder group to discuss the implementation of the Peace River Basin Resource Management Plan.

A copy of the agenda may be obtained by contacting: Thu-Huong Clark, Department of Environmental Protection, 2051 E. Dirac Drive, Tallahassee, FL 32310.

Pursuant to the provisions of 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 Thu-Huong Clark at (850)488-8217. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF HEALTH

The **Board of Dentistry**, Examination Committee announces a public meeting to which all persons are invited.

Following disciplinary and licensing proceedings

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 discuss examination issues.

A copy of the agenda may be obtained by contacting: Sue Foster, Executive Director, Department of Health, Board of Dentistry, 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 at 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.

The Probable Cause Panel of the **Board of Massage Therapy** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, April 24, 2007, 6:00 p.m. or soon thereafter

PLACE: Jacksonville Marriott, 4670 Salisbury Road, Jacksonville, FL 32256, (904)296-2222

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review those cases on which a determination of existence of probable cause has already been made.

A copy of the PUBLIC portion of the agenda may be obtained by writing to: Samantha DiConcilio, Department of Health, Prosecution Services, 4052 Bald Cypress Way, Bin #C-65, Tallahassee, FL 32399

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the Practitioner Regulation Section no later than seven (7) days prior to the proceeding or meeting at which such special accommodation is required.

The Practitioner Regulation Section may be contacted at 4052 Bald Cypress Way, #C-06, Tallahassee, FL 32399, 1(800)955-8771 (TDD) or 1(800)955-8770 via Florida Relay Service.

The Florida **Board of Massage Therapy** announces a public meeting to which all persons are invited.

DATES AND TIMES: Wednesday, April 25, 2007, 9:00 a.m., or shortly thereafter; Thursday, April 26, 2007, 9:00 a.m. or shortly thereafter; Thursday, April 27, 2007, 9:00 a.m. or shortly thereafter.

PLACE: Jacksonville Marriott, 4670 Salisbury Road, Jacksonville, FL 32256, (904)296-2222

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board business.

A copy of any item on the agenda may be obtained by writing: Pamela King, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256, or you may call (850)488-0595. You will be charged seventeen cents per page for the number of copies desired.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he may need to ensure that a verbatim record of the proceedings is made, which records includes the testimony and evidence upon which the appeal is to be based.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Christy Robinson, (850)488-0595, at least five calendar days prior to the meeting. Persons who are hearing or speech impaired, can contact Christy Robinson using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Board of Medicine**, PCP South Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Friday April 13, 2007, 2:00 p.m.

PLACE: Meet-Me-Number: 1(888)808-6959, Conf. Code 2454131

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a private meeting to review cases for which a determination of probable cause is to be made and to conduct a public meeting to review cases on which probable cause has been made.

A copy of the agenda may be obtained by contacting the Board of Medicine at (850)245-4131.

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

For more information, you may contact the Board of Medicine at (850)245-4131.

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

DATES AND TIMES: April 24, 2007, 1:00 p.m.; April 25, 2007, 8:00 a.m.

PLACE: Tampa Airport Marriott, Tampa International Airport, Tampa, FL 33607, (813)879-5151

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board will meet to conduct disciplinary proceedings and general board business.

A copy of the agenda may be obtained by contacting: Board of Pharmacy, 4052 Bald Cypress Way, MS #C-04, Tallahassee, FL 32399 or (850)245-4292. The agenda will be available at www.doh.state.fl.us/mqa, two weeks prior to the meeting.

For more information, you may contact: Board of Pharmacy, 4052 Bald Cypress Way, MS #C-04, Tallahassee, FL 32399 or (850)245-4292.

The **Department of Health, Board of Psychology** announces a public meeting to which all persons are invited.

DATE AND TIME: April 13, 2007, 8:00 a.m. or soon thereafter

PLACE: Hampton Inn and Suites, 19 South Second Street, Fernandina Beach, FL 32034

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by contacting: Department of Health, Board of Psychology, 4052 Bald Cypress Way, Bin C05, Tallahassee, FL 32399-3255 or by calling the board office at (850)245-4373.

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: the board office at (850)488-0595. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Department of Health** announces a public meeting to Rules 64E-6.001, General, 64E-6.002, Definitions, 64E-6.003, Permits, 64E-6.004, Application for System Construction Permit, 64E-6.005, Location and Installation, 64E-6.006, Site Evaluation Criteria, 64E-6.008, System Size Determinations; 64E-6.009, Alternative Systems, 64E-6.010, Septage and Food Establishment Sludge, 64E-6.0101, Portable Restrooms and Holding Tanks, 64E-6.011, Abandonment of Systems, 64E-6.012, Standards for the Construction, Operation, and Maintenance of Aerobic Treatment Units, 64E-6.013, Construction Materials and Standards for Treatment Receptacles, 64E-6.014, Construction Standards for Drainfield Systems, 64E-6.015, Permitting and Construction of Repairs, 64E-6.0151, Additive Use, 64E6-016, U.S. Department of Agriculture Soil Textural Classification System, 64E-6.017, Definitions, 64E-6.018, System Location, Design and Maintenance Criteria, 64E-6.0181, Cesspit and Undocumented System Replacement and Interim System Use, 64E-6.0182, Coordinated Permitting, 64E-6.019, Requirements for Registration, 64E-6.020, Master Septic Tank Contractors, 64E-6.021, Issuance o Registration Certificates and Renewal, 64E-6.022, Standards of Practice and Disciplinary Guidelines, 64E-6.023, Certification of Partnerships and Corporations, 64E-6.025, Definitions, 64E-6.026, Applications for Innovative System Permits and System Construction Permits, 64E-6.027, Permits, 64E-6.028, Location and Installation, 64E-6.029, Monitoring, 64E-6.0295, Innovative System Reclassification, 64E-6.030, Fees, which all persons are invited.

DATE AND TIME: May 17, 2007, 9:00 a.m.

PLACE: Marriott Orlando Airport, 7499 Augusta National Drive, Orlando, FL 32822, (407)859-0552

GENERAL SUBJECT MATTER TO BE CONSIDERED: Identify and discuss issues relating to onsite sewage treatment and disposal systems and the Wekiva Study Area which may require changes to Chapter 64E-6, Florida Administrative Code.

A copy of the agenda may be obtained by contacting: Shirley Kugler, Department of Health, Bureau of Onsite Sewage Programs, 4052 Bald Cypress Way, Bin #A08, Tallahassee, Florida 32399-1713.

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 14 days before the workshop/meeting by contacting Shirley Kugler at (850)245-4070. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The **Council on Homelessness** announces a series of conference call meetings of its Barriers and Support Services, Data Collections, Supportive Housing Development, and Executive Committees, to which all persons are invited.

COMMITTEE: Barriers & Support Services

DATE AND TIME: 1st Tuesday, April 3, 2007, 2:00 p.m. – 3:00 p.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code 9229760

COMMITTEE: Data Collection

DATE AND TIME: 1st Wednesday, April 4, 2007, 10:00 a.m. – 11:00 a.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code 9229760

COMMITTEE: Planning/Executive

DATE AND TIME: 1st Monday, April 2, 2007, 3:00 p.m. – 4:00 p.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code 9229760

COMMITTEE: Supportive Housing

DATE AND TIME: 2nd Thursday, April 12, 2007, 2:00 p.m. – 3:00 p.m.

PLACE: Conference Call 1(888)808-6959, Conference Code 9229760

GENERAL SUBJECT MATTER TO BE CONSIDERED: These conference calls will address the committees' continued development of policy recommendations and work tasks to address the Council's Strategic Plan to reduce the number of persons who may be facing homelessness in Florida.

A copy of the agenda for the conference calls may be obtained by contacting: Tom Pierce, State Office on Homelessness, 1317 Winewood Boulevard, Tallahassee, FL 32399-0700, (850)922-9850, Tom_Pierce@dcf.state.fl.us.

Pursuant to Section 286.26, Florida Statutes, any disabled person wishing to access this meeting who may be in need of special assistance should contact the Office on Homelessness (850)922-4691, at least 48 hours in advance of this meeting.

NAVIGATION DISTRICTS

The **West Coast Inland Navigation District** announces the following Board of Commissioners meeting to which all interested parties are invited.

DATE AND TIME: Friday, April 6, 2007, 10:30 a.m.

PLACE: Venice City Hall, 401 West Venice Avenue, Venice, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Navigation District.

A copy of the agenda for this meeting may be obtained by writing: WCIND, P. O. Box 1845, Venice, FL 34284.

No verbatim record will be made of this meeting. Any person wishing to appeal decisions made at this meeting may need to ensure that a verbatim record is made.

FLORIDA HOUSING FINANCE CORPORATION

The **Affordable Housing Study Commission** announces a public meeting to which all persons are invited.

DATES AND TIMES: April 11, 2007, 2:00 p.m. – 6:00 p.m.; April 12, 2007, 8:30 a.m. – 12:00 Noon (Times subject to change)

PLACE: Tallahassee Holiday Inn, 2725 Graves Road, Tallahassee, FL 32303, (850)536-2000

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, Florida Housing Finance Corporation at (850)488-4197. For agendas and updates, please visit our website at www.floridahousing.org/ahs

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 5 days before the workshop/meeting by contacting Odetta MacLeish-White 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).

The **Florida Housing Finance Corporation** announces a public meeting to which all persons are invited.

DATES AND TIMES: Friday, April 13, 2007, 2:00 p.m., DST; Tuesday, April 17, 2007, 2:00 p.m., DST

PLACE: Rick Seltzer Conference Room, Suite 6000, Florida Housing Finance Corporation, 227 North Bronough Street, Tallahassee, Florida 32301-1329

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the evaluations of the Response(s) submitted for Florida Housing Finance Corporation's Request for Qualifications #2007-02 for Specialty Promotional Printing Services.

A copy of the agenda may be obtained by contacting: Robin Grantham, (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: Robin Grantham, (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.

FINANCIAL SERVICES COMMISSION

The **Financial Services Commission** announces a public hearing to which all persons are invited.

DATE AND TIME: April 17, 2007, 9:00 a.m., during a regular meeting of the Financial Services Commission

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed amendments to Rule 690-149.005, F.A.C., published on December 22, 2006 in Vol. 32, No. 51, of the F.A.W. A Notice of Change was published in the F.A.W. on March 9, 2007.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the contact person at least 5 calendar days before the program by contacting Tracie Lambright at 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 FULL TEXT OF THE PROPOSED RULE IS:

690-149.005 Reasonableness of Benefits in Relation to Premiums.

(1) through (13) No change.

(14) An insurer may issue multiple year rate guarantee or rating cap provisions subject to the following:

(a) The coverage is for annually rated group health insurance policies for which filing of rates is exempted by Section 627.410(6), F.S., and excluding disability income policies;

(b) The provision may not apply for greater than 24 months;

(c) The rate for the entire rating period reflects the increased risk of a rate guarantee with an increased premium or other consideration, is actuarially sound, includes claim costs projected at trend levels at least as high as those applicable to other groups with similar benefit structures in the rating area covered under the form(s) and is reasonably anticipated to meet the target loss ratio for the group;

(d) The provision is available to groups on a nondiscriminatory basis as determined by the insurer's underwriting standards; and

(e) The insurer uses experience rating in determining the group's rate consistently based on its rating and underwriting practices without regard to whether the rate is issued with or without a rate guarantee.

Specific Authority 624.308(1), 627.410(6)(b), (d), (e) FS. Law Implemented 626.9541(1), 627.410(6)(d), (e), 627.410(7), 627.411(1)(a), (e), 627.9175 FS. History—New 7-1-85, Formerly 4-58.05, 4-58.005, Amended 4-18-94, 11-20-02, Formerly 4-149.005, Amended 5-18-04.

A copy of the agenda may be obtained by contacting the Governor and Cabinet Website at <http://www.myflorida.com/myflorida/cabinet/mart.html>. The agenda should be available approximately one week before the cabinet meeting.

The **Financial Services Commission** announces a public hearing to which all persons are invited.

DATE AND TIME: April 17, 2007, 9:00 a.m., during a regular meeting of the Financial Services Commission

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

SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed amendments to Rule 690-191.054, F.A.C., published on December 22, 2006 in Vol. 32, No. 51, of the F.A.W. A Notice of Change was published in the F.A.W. on March 9, 2007.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the contact person at least 5 calendar days before the program by contacting Tracie Lambright at 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 FULL TEXT OF THE PROPOSED RULE IS:

690-191.054 Rates.

(1) through (10) No change.

(11) An HMO may issue multiple year rate guarantee or rating cap provisions subject to the following:

(a) The coverage is for annually rated group health insurance contracts for which filing of rates is exempted by Section 641.31(3)(d), F.S.:

(b) The provision may not apply for greater than 24 months:

(c) The rate for the entire rating period reflects the increased risk of a rate guarantee with an increased premium or other consideration, is actuarially sound, includes claim costs projected at trend levels at least as high as those applicable to other groups with similar benefit structures in the rating area covered under the form(s) and is reasonably anticipated to meet the target loss ratio for the group;

(d) The provision is available to groups on a nondiscriminatory basis as determined by the insurer's underwriting standards; and

(e) The HMO uses experience rating in determining the group's rate consistently based on its rating and underwriting practices without regard to whether the rate is issued with or without a rate guarantee.

Specific Authority 641.31, 641.36 FS. Law Implemented 641.21(1)(e), 641.22(2), (4), (6), 641.31(2), (3), 641.31074, 641.3922(3) FS. History—New 2-22-88, Amended 10-25-89, Formerly 4-31.054, Amended 10-8-96, 8-15-02, 1-19-03, Formerly 4-191.054, Amended.

A copy of the agenda may be obtained by contacting the Governor and Cabinet Website at <http://www.myflorida.com/myflorida/cabinet/mart.html>. The agenda should be available approximately one week before the cabinet meeting.

FLORIDA AUTOMOBILE JOINT UNDERWRITING ASSOCIATION

The **Florida Automobile Joint Underwriting Association** announces the following meetings to which all persons are invited.

FAJUA Finance Committee Meeting

DATE AND TIME: Monday, April 9, 2007, 3:00 p.m.

PLACE: Conrad Miami, 1395 Brickell Avenue, Miami, Florida
GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and discuss matters relating to FAJUA Financial Reporting and any other matters that may come before the committee.

Board of Governors Meeting

DATE AND TIME: Tuesday, April 10, 2007, 8:30 a.m.

PLACE: Conrad Miami, 1395 Brickell Avenue, Miami, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To receive reports of the general manager, committees, and counsel; to consider and take actions based on those reports; and consider any other matters that may come before the Board.

Annual Meeting of Members

DATE AND TIME: Tuesday, April 10, 2007, TBA

PLACE: Conrad Miami, 1395 Brickell Avenue, Miami, Florida
GENERAL SUBJECT MATTER TO BE CONSIDERED: To approve Annual Meeting minutes of April 12, 2006; receive Association's annual report; and consider any other matters that may come before the Members.

Additional information may be obtained from: Lisa Stoutamire, 1425 Piedmont Drive East, #201A, Tallahassee, FL, (850)681-2003, stoutamire@fajua.org.

FLORIDA BIRTH-RELATED NEUROLOGICAL INJURY COMPENSATION ASSOCIATION

The Finance Committee of the **Florida Birth-Related Neurological Injury Compensation Association**, Board of Directors announces a meeting to which all interested persons are invited.

DATE AND TIME: Friday, April 13, 2007, 9:00 a.m. – 10:00 a.m.

PLACE: Hampton Inn & Suites, 3388 Lonnbladh Road, Tallahassee, FL 32308

For conference call information, contact Minnie Patrick at (850)488-8191.

The Board of Directors of the **Florida Birth-Related Neurological Injury Compensation Association** announces a meeting to which all interested persons are invited.

DATE AND TIME: Friday, April 13, 2007, 10:00 a.m. – 11:00 a.m.

PLACE: Hampton Inn & Suites, 3388 Lonnbladh Road, Tallahassee, FL 32308

For conference call information, contact Minnie Patrick at (850)488-8191.

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: Monday, April 16, 2007, 9:30 a.m. (Please call to confirm date, time and location)

PLACE: City of New Port Richey, City Chambers, 5919 Main Street, New Port Richey, FL 34652

GENERAL SUBJECT MATTER TO BE CONSIDERED: Area Agency on Aging of Pasco-Pinellas, Inc. Board Meetings.

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.

FLORIDA SURPLUS LINES SERVICE OFFICE

The **Florida Surplus Lines Service Office**, Board of Governors’ announces public meetings to which all interested parties are invited.

FSLSO AUDIT COMMITTEE MEETING

DATE AND TIME: Monday, April 16, 2007, 10:00 a.m.
PLACE: 1441 Maclay Commerce Drive, Suite 200, Tallahassee, FL 32312
GENERAL SUBJECT MATTER TO BE CONSIDERED: Review of Reconciliation Process.

A copy of the agenda may be obtained by sending a faxed request to Georgie Barrett at (850)513-9624.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this meeting should contact Georgie Barrett a week prior to the meeting at (850)224-7676, ext. 101.

CITIZENS PROPERTY INSURANCE CORPORATION

The **Citizens Property Insurance Corporation** announces a Board of Governors meeting to which all interested persons are invited.

DATE AND TIME: Thursday, April 26, 2007, 8:00 a.m. (EDT)
PLACE: DoubleTree Hotel, Tallahassee, FL
GENERAL SUBJECT MATTER TO BE CONSIDERED: Items of discussion include, but are not limited to, the Finance and Investment Committee Report and the PCJUA Transition Plan.

For additional information, please call Barbara Walker at 1(800)807-7647, extension 3744.

Special Accommodations: In accordance with the Americans with Disabilities Act, people with disabilities or physical impairments who require assistance to participate in this meeting are requested to contact Barbara Walker at least five days prior to the meeting.

ENTERPRISE FLORIDA, INC.

The **Enterprise Florida, Inc.** announces a public meeting to which all persons are invited.

Meeting: Rural Economic Development Catalyst Project within Florida’s South Central Rural Area of Critical Economic Concern

DATE AND TIME: Friday, April 27, 2007, 8:30 a.m. – 4:30 p.m.

PLACE: Sebring Civic Center, 355 West Center Avenue, Sebring, FL 33870

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the fourth meeting within the South Central Rural Area of Critical Economic Concern for Enterprise Florida’s new marketing opportunity that will be conducted within Florida’s three Rural Areas of Critical Economic Concern. This catalyst project will lead to the identification of top industry clusters within each of the three rural regions, the identification of regional sites, the development of a template for dispersing increased revenue, and a targeted marketing campaign.

If an accommodation is needed for a disability or physical impairment, please contact April Money, (850)298-6622 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).

FLORIDA PATIENT SAFETY CORPORATION

The **Florida Patient Safety Corporation** announces a Health Care Provider Advisory Committee public teleconference meeting to which all persons are invited to participate.

DATE AND TIME: Wednesday, June 27, 2007, 12:00 Noon
PLACE: To access the call, dial 1(866)200-9760, Participant PIN Code: 8938936# at the above date and time

For further information contact: Florida Patient Safety Corporation, 2722 Waterford Glen Court, Tallahassee, Florida 32312, or call Susan Moore at (850)893-8936, or via email at susan.a.moore@comcast.net

Section VII
Notices of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF REVENUE

NOTICE IS HEREBY GIVEN that the Florida Department of Revenue declines to issue a declaratory statement to Robert D. Cohen, taxpayer. Mr. Cohen filed a Petition for Declaratory Statement with the Department on May 2, 2006, pursuant to Section 120.565. Florida Statutes. The Department declines to issue a declaratory statement because the Petition fails to meet the requirement that there be a demonstration of an actual, present and practical need for the declaration, and that the declaration deals with a present controversy as to a state of facts.

A copy of the Department’s statement may be obtained by contacting: Nancy Purvis, Agency Clerk, Office of General Counsel, Post Office Box 6668, Tallahassee, Florida 32399-6668, or by calling (850)488-0712.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT the Division of Florida 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 Bernard Ross representing a group of Condominium owners Cloister Beach Towers Association, Inc.; Docket Number 2007003592 on March 19, 2007. The following is a summary of the agency's disposition of the petition:

The Division ordered that Cloister Beach Towers Association, Inc.'s by law provision limiting a director's right to seek re-election is not consistent with Section 718.112(2)(d)3., Florida Statutes, which provided that all unit owners, except convicted felons whose right to vote has not been restored, are eligible to run for election to the board.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: the 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.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN THAT on March 13, 2007, the Board of Psychology has received the petition for declaratory statement from Gerald P. Koocher, Ph.D. The petition seeks the agency's opinion as to the applicability of Section 490.014(2)(e), F.S., as it applies to the petitioner.

The petition seeks the Board's interpretation of Section 490.014(2)(e), F.S., and whether Dr. Koocher's credentials meet the standards for a non-resident psychologist to qualify for an exemption from the requirement to be licensed in Florida.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Susan Love, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253.

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN THAT the Florida Department of Financial Services ("Department") has received the petition for declaratory statement from L. Daniel Ferrer, on behalf of Charles K. Bortell, Jr., on March 16, 2007. The petition seeks the agency's opinion as to the applicability of Sections 624.155(2) and 626.909(3), Florida Statutes (2005) as it applies to the petitioner.

The petition requests, "a declaratory statement from your office specifying that the DFS is charged with enforcement of the Florida Insurance Code, and that although the Department has respectfully declined to join in Mr. Bortell's civil action against these unauthorized insurers and their agents or representatives; pursuant to the authority to do so under §626.909(3), Fla. Stat. (2005); you have determined that Mr. Bortell is a proper party to bring such an action under §624.155(2), Fla. Stat. (2005). Such a declaratory statement holds authority under Fla. Wildlife Federation vs. Collier County, 819 So.2d 200 (Fla. 1st DCA 2002), and would argue favorably in Mr. Bortell's case against these unauthorized entities and individuals." The civil action referred to above is in the Circuit Court for Broward County, Florida, case number 06-013846-02: Charles K. Bortell, Jr. vs. White Mountains Insurance Group, LTD, Sirius International Insurance Corp., International Medical Group, Inc., MHG Services, Inc., and Andrew J. Dudzinski, Caroline Bassier, J.W. Haagenzen, Jr., and Donna M. MacPhail, individually.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Michael T. Ruff, Assistant General Counsel, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399.

Please refer all comments to Michael T. Ruff, at this same address.

**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:

Miguel Mora Rodriguez, by and through his best friend and guardian Maria Melendez vs. Department of Health; Case No.: 07-0689RX; Rule No.: 64I-1.001(1)(c)

Florida Society of Ambulatory Surgical Centers vs. Department of Financial Services, Division of Workers' Compensation; Case No.: 07-1042RP; Rule No.: 69L-7.100

Florida Hospital Association, Inc. vs. Department of Financial Services, Division of Workers' Compensation; Case No. 07-0978RP; Rule No.: 69L-7.501

HCA Health Services of Florida, Inc., d/b/a St. Lucie Medical Center, and Miami Beach Healthcare Group, Ltd., d/b/a Aventura Hospital and Medical Center vs. Department of Financial Services, Division of Workers' Compensation; Case No.: 07-0979RP; Rule No.: 69L-7.501

The Florida Insurance Council, Inc. vs. Office of Insurance Regulation and the Financial Services Commission; Case No.: 07-0746RE; Rule No.: 69OER07-1

Orlando Arrazola, M.D. vs. Agency for Health Care Administration; Case No.: 07-1053RU

Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:

D. Gregory Ruck vs. Board of Professional Engineers; Case No.: 06-5154RP; Rule No.: 61G15-20.006; Voluntarily Dismissed

Florida Power and Light Company vs. Department of Environmental Protection; Case No.: 06-2871RP; Rule No.: 62-296.470; Valid

The Florida Insurance Council, Inc. vs. Office of Insurance Regulation and the Financial Services Commission; Case No.: 07-0746RE; Rule No.: 69OER07-1; Voluntarily Dismissed

The Florida Insurance Council, Inc. vs. Department of Financial Services, Office of Insurance Regulation and Financial Services Commission; Case No.: 04-4490RP; Rule Nos.: 69O-175.003, 69O-170.005-.007, 69O-170.013, 69O-170.0135, 69O-170.014, 69O-170.0141, 69O-170.0142 and 69O-170.0155; Invalid

**Section IX
Notices of Petitions and Dispositions
Regarding Non-rule Policy Challenges**

NONE

**Section X
Announcements and Objection Reports of
the Joint Administrative Procedures
Committee**

NONE

**Section XI
Notices Regarding Bids, Proposals and
Purchasing**

DEPARTMENT OF EDUCATION

NOTICE TO PROFESSIONAL CONSULTANTS (RFQ)

For Annual Contract for Structural Engineering Services
The Office of Facilities Design and Construction announces that professional services are required for an annual contract for Structural Engineering Services for Duval County Public Schools. The firm(s) selected under an annual contract will be responsible for assigned projects having estimated construction costs and study fees not exceeding the threshold amounts of \$1,000,000 (construction) and \$50,000 (study fees) respectively, provided for in §287.055 Florida Statutes. This will be a multiple award contract for an initial period of one year with an option to renew for two additional one-year periods.

Applications are to be sent to:

James L. Womack, Director
Duval County Public Schools
Facilities Design and Construction
1701 Prudential Drive – 5th Floor
Jacksonville, FL 32207-8182

PROJECT MANAGER: James L. Womack
PHONE NO.: (904)390-2279

RESPONSE DUE DATE: RFQ's are due on or before April 24, 2007
 AND WILL BE ACCEPTED UNTIL 4:30 p.m.

MBE GOALS: Encouragement
 Information on the selection process can be found at www.dreamsbeginhere.org, go to about dcps, then dcps departments, then facilities design and construction then Selection Booklets.
 Applicants are advised that all plans, drawings and specifications for this project may be reused by the Owner as a prototype for future projects in the District.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

Notice of Bid/Request for Proposal
 For Construction Management Services

PROPOSALS ARE REQUESTED FROM QUALIFIED GENERAL CONTRACTORS BY THE DEPARTMENT OF HEALTH, HEREINAFTER REFERRED TO AS OWNER, FOR THE CONSTRUCTION OF:

PROJECT NO.: DOH #70545100
 SAMAS CODES: 64-39-45-98-506
 PROJECT NAME AND LOCATION:
 Nassau County Health Department
 Yulee Clinic Alterations and Additions
 86014 Pages Dairy Road
 Yulee, Florida, 32063-2698

FOR: State of Florida, Department of Health – Nassau County Health Department

PRE-QUALIFICATION: Each bidder whose field is governed by Chapter 399, 455, 489, and 633 of the Florida Statutes, for licensure or certification must submit pre-qualification data of their eligibility. Submit proposals five (5) calendar days prior to the bid opening date if not previously qualified by the Department of Management Services for the current biennium

(July 1 through June 30) of odd numbered years. Call (850)488-6233, for information on pre-qualification with the Department of Management Services. After the bid opening, the low bidder must qualify in accordance with Rule 60D-5.004, F.A.C. A copy of rule requirements is included in the Instructions To Bidders under Article B-2 "Bidders Qualification Requirements and Procedures."

PUBLIC ENTITY CRIME INFORMATION STATEMENT: A person or affiliate who has been placed on the convicted vendor list following a conviction for a public entity crime may not do the following:

1. May not submit a bid on a contract to provide any goods or services to a public entity.
2. May not submit a bid on a contract with a public entity for the construction or repair of a public building or public work.
3. May not submit bids on leases of real property to a public entity.
4. May not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity.
5. May not transact business with any public entity in excess of the threshold amount provided in Section 287.017, for Category Two, for a period of 36 months from the date of being placed on the convicted vendor list.

PROJECT DESCRIPTION: The project is to enclose 3 exterior courtyards at the Yulee Clinic, 86014 Pages Dairy Road, Yulee FL 32041 for the Nassau County Health Department, This Project adds approximately 900 Square Feet to the existing facility by enclosing three exterior courtyards. It is designed to match the existing health department building comprised of masonry, stucco and wood.

PERFORMANCE BOND AND LABOR MATERIAL PAYMENT BOND: If the construction contract award amount is \$100,000 or less, a Performance Bond and a Labor Material Payment Bond are not required. If the construction contract award amount is more than \$100,000, a Performance and a Labor and Material Payment Bond SHALL be required.

MINORITY BUSINESS ENTERPRISES: The Department of Health encourages minority businesses to participate in the bidding process including any bidder's conferences, pre-solicitation or pre-bid meetings that are scheduled. The Department of Health further encourages contractors to utilize certified minority enterprises as subcontractors or sub-vendors whenever possible. Certified vendors are those firms certified by the State of Florida Minority Business Advocacy & Assistance Office, 2012 Capital Circle, S. E., Hartman Building, Suite 100, Tallahassee, Florida 32399-2152, (850)487-0915.

Sealed bids will be received, publicly opened and read aloud on:

DATE AND TIME: Thursday, May 3, 2007, at 2:00 p.m. (Local Time)

PLACE: Department of Health, Administration Building, Conference Room, 30 South 4th St., Fernandina Beach, FL

PROPOSAL: Bids must be submitted in full in accordance with the requirements of the Drawings, Specifications, Addenda, Bidding Conditions, and Contractual Conditions, which may be examined and obtained from the following: Pond Junck & Walker Architects/Planners, Inc., Attention Roy Fluriach; e-mail: FuriachR@pondco.com for purchase of documents. Address: 10199 Southside Blvd. Suite 103 Jacksonville, FL 32256 Phone (904)543-0400, Fax (904)543-0203. The above bidding documents are currently available.

ARCHITECT-ENGINEER: Pond Junck & Walker Architects/Planner, Inc., 10199 Southside Blvd., Suite 103, Jacksonville, FL 32256

DEPOSITS: All contractors, sub-contractors, vendors, manufacturers, etc. can purchase required documents. Full set of Plans and Specifications \$60.00; or Plans only \$20.00; or Specifications only \$40.00.

CONTRACT AWARD: The Bid Tabulation and Notice of Award Recommendation will be posted no later than 4:00 p.m. (Local Time), on Friday, May 4, 2007, at the Department of Health, Administration Building, Conference Room, 30 South 4th St., Fernandina Beach, FL. In the event that the Bid Tabulation and Notice of Award Recommendation cannot be posted in this manner, then all bidders will be notified by certified United States Mail, return receipt requested. If no protest is filed per Section B-21 of the Instructions To Bidders, "Notice and Protests Procedures," the contract will be awarded to the qualified, responsive low bidder in accordance with Rule 60D-5, F.A.C. by the Owner. The qualified, responsive low bidder will be required to be registered with MyFloridaMarketPlace before a contract can be executed. However, they will be exempt from the one per cent "fee".

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 07246210
 PROJECT: RE-ROOFING OF BUILDINGS 71 THRU 82, 131, 132, and 133 TACACHALE CAMPUS 1621 N. E. WALDO ROAD GAINESVILLE, FLORIDA

PREQUALIFICATION: 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.

The work includes the re-roofing of 14 buildings. Remove the existing built-up and shingles roof systems, including any insulation, down to the existing decks, flashings and other miscellaneous items. Replace with a cold-applied modified bitumen roofing system at flat roof areas and new asphaltic shingles at sloped roofs.

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 Tacachale Campus, Building #126, Center Wide Maintenance Office, 1621 N. E. Waldo Road, Gainesville, Florida on April 26, 2007 until 2:00 p.m. (Local Time), at which time they will be publicly opened and read aloud.

PRE-BID INSPECTION: Pre-bid inspection of the on-site conditions shall be by appointment only. Bidders must contact Michael Crockrell, Maintenance Superintendent at (352)955-5671, with the Agency for Persons with Disabilities to arrange a site visit.

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 \$75.00 non-refundable from the architect:

SKINNER, VIGNOLA McLEAN, INC.
 1628 N. W. 6th Street
 Gainesville, Florida 32609
 (352)378-4400

CONTRACT AWARD: The bid tabulation and Notice of Award Recommendation will be posted at 2:00 p.m. (Local Time), on April 27, 2006, at the Center Wide Maintenance 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 Owner will award the contract to the qualified, responsive low bidder in accordance with Rule 60D-5, F.A.C.

SARASOTA COUNTY PUBLIC HOSPITAL DISTRICT

REQUEST FOR PROPOSALS # 07-030107

SALE AND DEVELOPMENT OF VACANT COMMERCIAL LAND AT INTERSTATE 75 AND LAUREL ROAD IN VENICE, FLORIDA

The Sarasota County Public Hospital District invites interested buyers/developers to submit proposals for the purchase and development of a 10.4 -acre tract of District-owned property at Interstate 75 and Laurel Road in Venice, Florida. Respondents must submit written proposals in strict accordance with the requirements outlined in the Request for Proposals packet, a complete copy of which is available at Sarasota Memorial Hospital’s web site at http://www.smh.com/sections/corporate/Construction_Renovations/rfps/laurel-road.html or by communicating with: Deborah Taylor, Operations Director, Corporate Business Development, 1991 Main Street, Suite 245, Sarasota, Florida 34236, (941)917-1426. The deadline for submission of proposals is April 11, 2007.

**Section XII
Miscellaneous**

DEPARTMENT OF COMMUNITY AFFAIRS

DCA Order No. DCA07-OR-051
STATE OF FLORIDA

In re: A LAND DEVELOPMENT REGULATION
ADOPTED BY ISLAMORADA, VILLAGE OF ISLANDS
ORDINANCE NO. 07-01

FINAL ORDER

The Department of Community Affairs (the “Department”) hereby issues its Final Order, pursuant to §§ 380.05(6), Fla. Stat., and § 380.0552(9), Fla. Stat. (2006), approving a land development regulation adopted by a local government within the Florida Keys Area of Critical State Concern as set forth below.

FINDINGS OF FACT

1. The Florida Keys Area is a statutorily designated area of critical state concern, and Islamorada, Village of Islands is a local government within the Florida Keys Area.
2. On January 22, 2007, the Department received for review Islamorada, Village of Islands Ordinance No. 07-01 (“Ord. No. 07-01”) adopted by the Village on January 11, 2007.
3. The purpose of the Ordinance is to extend an existing moratorium on the conversion or change of use of existing transient dwelling units/uses into non-transient dwelling units/uses for one year or until such time as new land development regulations become effective.

4. Ord. 07-01 is consistent with the Village Comprehensive Plan.

CONCLUSIONS OF LAW

5. The Department is required to approve or reject land development regulations or portions thereof that are enacted, amended, or rescinded by any local government in the Florida Keys Area of Critical State Concern. §§ 380.05(6), Fla. Stat., and § 380.0552(9), Fla. Stat. (2006).

6. Islamorada, Village of Islands is a local government within the Florida Keys Area of Critical State Concern. § 380.0552, Fla. Stat. (2006), and Rule 28-29.002 (superseding Chapter 27F-8), Fla. Admin. Code.

7. “Land development regulations” include local zoning, subdivision, building, and other regulations controlling the development of land. § 380.031(8), Fla. Stat. (2006). The regulations adopted by Ord. 07-01 are land development regulations.

8. All land development regulations enacted, amended or rescinded within an area of critical state concern must be consistent with the Principles for Guiding Development (the “Principles”) as set forth in § 380.0552(7), Fla. Stat. (2006). See *Rathkamp v. Department of Community Affairs*, 21 F.A.L.R. 1902 (Dec. 4, 1998), aff’d, 740 So. 2d 1209 (Fla. 3d DCA 1999). The Principles are construed as a whole and no specific provision is construed or applied in isolation from the other provisions.

9. Ord. 07-07 promotes and furthers the following Principles:

(a) To strengthen local government capabilities for managing land use and development so that local government is able to achieve these objectives without the continuation of the area of critical state concern designation.

(j) To make available adequate affordable housing for all sectors of the population of the Florida.

10. Ord. 07-01 is not inconsistent with the remaining Principles. Ord. 07-01 is consistent with the Principles for Guiding Development as a whole.

WHEREFORE, IT IS ORDERED that Ord. 07-01 is found to be consistent with the Principles for Guiding Development of the Florida Keys Area of Critical State Concern, and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is filed as described below.

DONE AND ORDERED in Tallahassee, Florida.

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY’S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR

PETITION REQUESTING AN ADMINISTRATIVE PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT'S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED PURSUANT TO SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA ADMINISTRATIVE CODE. IN AN INFORMAL ADMINISTRATIVE PROCEEDING, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT'S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, TO CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, TO SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND TO FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

IF YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY CLERK OF THE DEPARTMENT OF COMMUNITY AFFAIRS A WRITTEN PLEADING ENTITLED, "PETITION FOR ADMINISTRATIVE PROCEEDINGS" WITHIN 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY THE AGENCY CLERK, IN THE DEPARTMENT'S OFFICE OF GENERAL COUNSEL, 2555 SHUMARD OAK BOULEVARD, TALLAHASSEE, FLORIDA 32399-2100.

THE PETITION MUST MEET THE FILING REQUIREMENTS IN SUBSECTION 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION

SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH SUBSECTION 28-106.201(2), FLORIDA ADMINISTRATIVE CODE.

A PERSON WHO HAS FILED A PETITION MAY REQUEST MEDIATION. A REQUEST FOR MEDIATION MUST INCLUDE THE INFORMATION REQUIRED BY RULE 28-106.402, FLORIDA ADMINISTRATIVE CODE. CHOOSING MEDIATION DOES NOT AFFECT THE RIGHT TO AN ADMINISTRATIVE HEARING.

YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

 CHARLES GAUTHIER, AICP
 Director, Division of Community Planning
 Department of Community Affairs
 2555 Shumard Oak Boulevard
 Tallahassee, Florida 32399-2100

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned Agency Clerk of the Department of Community Affairs, and that true and correct copies have been furnished to the persons listed below by the method indicated this 20th day of March, 2007.

 Paula Ford, Agency Clerk

By U.S. Mail:
 Honorable Chris Sante, Mayor
 Islamorada, Village of Islands
 Post Office Box 568
 Islamorada, FL 33036

Beverly Raddatz, Village Clerk
 Islamorada, Village of Islands
 Post Office Box 568
 Islamorada, FL 33036

Nina Boniske, Esq.
 Nancy Stroud, Esq.
 Weiss Serota Helfman Pastoriza
 Guedes Cole & Boniske, P.A.
 3107 Stirling Drive, Suite 300
 Fort Lauderdale, FL 33312-8500

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), Jag Powersports, d/b/a CPI-USA, intends to allow the establishment of ADS-Auto Discount Sales, Inc., as a dealership for the sale of motorcycles manufactured by CPI Motor Co. at 3265 West New Haven Avenue, West Melbourne (Brevard County), Florida 32904, on or after March 8, 2007.

The name and address of the dealer operator(s) and principal investor(s) of ADS-Auto Discount Sales, Inc. are dealer operator(s): Art Stockdale, 3265 West New Haven Avenue, West Melbourne, Florida 32904; principal investor(s): Art Stockdale, 3265 West New Haven Avenue, West Melbourne, Florida 32904.

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: Patricia Wei, President, Jag Powersports d/b/a CPI-USA, 1875 Walnut Hill Lane, #120, Irving, Texas 75038.

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), Piaggio Group Americas, Inc., intends to allow the establishment of Beach Motorsports Corp. d/b/a Beach Motorsports, as a dealership for the sale of Aprilia motorcycles (APRI) and Moto Guzzi motorcycles (MOGU) at 15255 West Dixie Highway, North Miami Beach (Dade County), Florida 33162, on or after March 20, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Beach Motorsports Corp. d/b/a Beach Motorsports are dealer operator(s): Auturo Godoy, 15255 West Dixie Highway, North Miami Beach, Florida 33162; principal investor(s): Auturo Godoy, 15255 West Dixie Highway, North Miami Beach, Florida 33162.

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: Angellina Fraser-Lubin, Piaggio Group Americas, Inc., 140 East 45th Street, 17th Floor, New York, New York 10017.

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), Jag Powersports d/b/a CPI-USA, intends to allow the establishment of Charlie Dyches Power Sports, LLC, as a dealership for the sale of motorcycles manufactured by CPI Motor Co. (CPIU) at 2314 East Edgewood Drive, Lakeland (Polk County), Florida 33803, on or after March 21, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Charlie Dyches Power Sports, LLC are dealer operator(s): Charlie Dyches, 2314 East Edgewood Drive, Lakeland, Florida 33803; principal investor(s): Charlie Dyches, 2314 East Edgewood Drive, Lakeland, Florida 33803.

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: Patricia Wei, President, Jag Powersports d/b/a CPI-USA, 1875 Walnut Hill Lane #120, Irving, Texas 75038.

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), Jag Powersports, d/b/a CPI-USA, intends to allow the establishment of Discount Scooters, Inc., as a dealership for the sale of motorcycles manufactured by CPI Motor Co. at 5908 North Armenia Avenue, Tampa (Hillsborough County), Florida 33603, on or after March 13, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Discount Scooters, Inc. are dealer operator(s): Brooke Gentile and Tyde Gentile, 5908 North Armenia Avenue, Tampa, Florida 33603; principal investor(s): Brooke Gentile and Tyde Gentile, 5908 North Armenia Avenue, Tampa, Florida 33603.

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 US Mail to: Patricia Wei, President, Jag Powersports, d/b/a CPI-USA, 1875 Walnut Hill Lane, # 120, Irving, Texas 75038.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving

the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes (2005), notice is given that Piaggio Group Americas, Inc., intends to allow the establishment of Douglas Motors, Inc. d/b/a Douglas Mazda Vero Beach, as a dealership for the sale of Vespa motorcycles (VESPA), Piaggio motorcycles (PIAG), Aprilia motorcycles (APRI) and Moto Guzzi motorcycles (MOGU) at 999 U.S. Route 1, Vero Beach (Indian River County), Florida 32962, on or after March 13, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Douglas Motors Inc. d/b/a Douglas Mazda Vero Beach are dealer operator(s): Greg Douglas, 999 US Route 1, Vero Beach, Florida 32962 and John Cushman, 999 U.S. Route 1, Vero Beach, Florida 32962; principal investor(s): Greg Douglas, 999 U.S. Route 1, Vero Beach, Florida 32962.

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: Angellina Fraser-Lubin, Piaggio Group Americas, Inc., 140 East 45th Street, 17th Floor, New York, New York 10017.

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), Piaggio Group Americas, Inc., intends to allow the establishment of Douglas Power Sports of Sarasota, Inc., as a dealership for the sale of Aprilia motorcycles (APRI), at 6051 North Washington Boulevard, Sarasota (Sarasota County), Florida 34243, on or after March 1, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Douglas Power Sports of Sarasota, Inc. are dealer operator(s): Greg Douglas, 6051 North Washington Boulevard, Sarasota, Florida 34243; principal investor(s): Greg Douglas, 6051 North Washington Boulevard, Sarasota, Florida 34243.

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: Angellina Fraser-Lubin, Piaggio Group Americas, Inc., 140 East 45th Street, 17th Floor, New York, New York 10017.

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), Carter Brothers Manufacturing, intends to allow the establishment of Grandpa's Cycle Center, Inc., as a dealership for the sale of Sanyang Motorcycles at 3596 Fowler Street, Fort Myers (Lee County), Florida 33901, on or after March 12, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Grandpa's Cycle Center, Inc. are dealer operator(s): Marion and Lynda Stewart, 3955 Edgewood

Avenue, Fort Myers, Florida 33916; principal investor(s): Marion and Lynda Stewart, 3955 Edgewood Avenue, Fort Myers, Florida 33916.

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: Jack M. Mullinax, Sales Manager, Carter Brothers Manufacturing, 1871 Highway 231, Brundidge, Alabama 36010.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes (2005), Jag Powersports d/b/a CPI-USA, intends to allow the establishment of Grandpa's Cycle Center, Inc., as a dealership for the sale of motorcycles manufactured by CPI Motor Co. (CPIU) at 3596 Fowler Street, Fort Myers (Lee County), Florida 33901, on or after March 21, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Grandpa's Cycle Center, Inc. are dealer operator(s): Marion Stewart, 3596 Fowler Street, Fort Myers, Florida 33901; principal investor(s): Marion Stewart, 3596 Fowler Street, Fort Myers, Florida 33901.

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: Patricia Wei, President, Jag Powersports d/b/a CPI-USA, 1875 Walnut Hill Lane #120, Irving, Texas 75038.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes (2005), notice is given that Jag Powersports d/b/a CPI-USA, intends to allow the establishment of Island Watersports and Scooter Rentals, Inc., as a dealership for the sale of motorcycles manufactured by CPI Motor Co. (CPIU) at 1301 Gulf Drive North, Bradenton Beach (Manatee County), Florida 34217, on or after March 21, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Island Watersports and Scooter Rentals, Inc. are dealer operator(s): Victoria Sweeney, 1301 Gulf Drive North, Bradenton Beach, Florida 34217; principal investor(s): Victoria Sweeney, 1301 Gulf Drive North, Bradenton Beach, 34217.

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: Patricia Wei, President, Jag Powersports d/b/a CPI-USA, 1875 Walnut Hill Lane, #120, Irving Texas, 75038.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving

the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes (2005), notice is given that Piaggio Group Americas, Inc., intends to allow the establishment of Love Motorsports, Inc., as a dealership for the sale of Vespa motorcycles (VESP), Piaggio motorcycles (PIAG), Aprilia motorcycles (APRI) and Moto Guzzi motorcycles (MOGU) at 2081 South Suncoast Boulevard, Homosassa (Citrus County), Florida 34448, on or after March 15, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Love Motorsports, Inc. are dealer operator(s): Bob Halleen, 2081 South Suncoast Boulevard, Homosassa, Florida 34448; principal investor(s): Bob Halleen, 2081 South Suncoast Boulevard, Homosassa, Florida 34448.

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: Angellina Fraser-Lubin, Piaggio Group Americas, Inc., 140 East 45th Street, 17th Floor, New York, New York 10017.

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 the Establishment of a
Franchised Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that DaimlerChrysler Motors Company LLC ("DaimlerChrysler"), intends to permit the establishment of

Mahalak Enterprises, Inc., d/b/a Chrysler Jeep Dodge at Posner Park as a dealership for the sale of Chrysler motor vehicles at the southwest corner of U.S. Highway 27 and Minute Maid Ramp Two Road in Davenport, Polk County, Florida 33470. The property on which the dealership will be located is described as follows: Tracts 22, 23 and 24, Holly Hill Grove and Fruit Company, according to map or plat thereof as recorded in Plat Book 17, Page 36 of the Public Records of Polk County, Florida, less and except that portion of said tract 24 lying with the right-of-way of U.S. Highway 27 and less and except that portion lying within the North 40 feet of the East 993.02 feet of the South one-half of the Northeast one-quarter of Section 19, Township 26 South, Range 27 East, Polk County, Florida. This establishment is to take place on or after December 1, 2007.

The name and address of the dealer operator of the proposed dealership is Michael Mahalak, 299 Cypress Gardens Boulevard, Winter Haven, Florida 33880. The names and addresses of the principal investors who own 10% or more of the proposed dealership are Michael Mahalak, 299 Cypress Gardens Boulevard, Winter Haven, Florida 33880, John Mahalak, 299 Cypress Gardens Boulevard, Winter Haven, Florida 33880, Ralph Mahalak, 299 Cypress Gardens Boulevard, Winter Haven, Florida 33880, Alex Mahalak, 299 Cypress Gardens Boulevard, Winter Haven, Florida 33880.

The notice indicates intent to establish the dealership 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, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by mail to: Dave Englen, Dealer Network Development Manager, DaimlerChrysler Motors Company LLC, 10300 Boggy Creek Road, Orlando, Florida, 32824.

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 the Establishment of a
Franchised Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that DaimlerChrysler Motors Company LLC ("DaimlerChrysler"), intends to permit the establishment of Mahalak Enterprises, Inc., d/b/a Chrysler Jeep Dodge at Posner Park as a dealership for the sale of Dodge motor vehicles at the southwest corner of U.S. Highway 27 and Minute Maid Ramp Two Road in Davenport, Polk County, Florida 33470. The property on which the dealership will be located is described as follows: Tracts 22, 23 and 24, Holly Hill Grove and Fruit Company, according to map or plat thereof as recorded in Plat Book 17, Page 36 of the Public Records of Polk County, Florida, less and except that portion of said tract 24 lying with the right-of-way of U.S. Highway 27 and less and except that portion lying within the North 40 feet of the East 993.02 feet of the South one-half of the Northeast one-quarter of Section 19, Township 26 South, Range 27 East, Polk County, Florida. This establishment is to take place on or after December 1, 2007.

The name and address of the dealer operator of the proposed dealership is Michael Mahalak, 299 Cypress Gardens Boulevard, Winter Haven, Florida 33880. The names and addresses of the principal investors who own 10% or more of the proposed dealership are Michael Mahalak, 299 Cypress Gardens Boulevard, Winter Haven, Florida, 33880, John Mahalak, 299 Cypress Gardens Boulevard, Winter Haven, Florida 33880, Ralph Mahalak, 299 Cypress Gardens Boulevard, Winter Haven, Florida 33880, Alex Mahalak, 299 Cypress Gardens Boulevard, Winter Haven, Florida 33880.

The notice indicates intent to establish the dealership 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, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by mail to: Dave Englen, Dealer Network Development Manager, DaimlerChrysler Motors Company LLC, 10300 Boggy Creek Road, Orlando, Florida 32824.

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 the Establishment of a
Franchised Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that DaimlerChrysler Motors Company LLC ("DaimlerChrysler"), intends to permit the establishment of Mahalak Enterprises, Inc., d/b/a Chrysler Jeep Dodge at Posner Park as a dealership for the sale of Jeep motor vehicles at the southwest corner of U.S. Highway 27 and Minute Maid Ramp Two Road in Davenport, Polk County, Florida 33470. The property on which the dealership will be located is described as follows: Tracts 22, 23 and 24, Holly Hill Grove and Fruit Company, according to map or plat thereof as recorded in Plat Book 17, Page 36 of the Public Records of Polk County, Florida, less and except that portion of said tract 24 lying with the right-of-way of U.S. Highway 27 and less and except that portion lying within the North 40 feet of the East 993.02 feet of the South one-half of the Northeast one-quarter of Section 19, Township 26 South, Range 27 East, Polk County, Florida. This establishment is to take place on or after December 1, 2007.

The name and address of the dealer operator of the proposed dealership is Michael Mahalak, 299 Cypress Gardens Boulevard, Winter Haven, Florida 33880. The names and addresses of the principal investors who own 10% or more of the proposed dealership are Michael Mahalak, 299 Cypress Gardens Boulevard, Winter Haven, Florida 33880, John Mahalak, 299 Cypress Gardens Boulevard, Winter Haven, Florida, 33880, Ralph Mahalak, 299 Cypress Gardens Boulevard, Winter Haven, Florida 33880, Alex Mahalak, 299 Cypress Gardens Boulevard, Winter Haven, Florida 33880.

The notice indicates intent to establish the dealership 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, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by mail to: Dave Englen, Dealer Network Development Manager, DaimlerChrysler Motors Company LLC, 10300 Boggy Creek Road, Orlando, Florida, 32824.

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), American Lifan Industry, Inc., intends to allow the establishment of Michael Andres Gonzalez d/b/a Car Bay Auto Sales, as a dealership for the sale of motorcycles manufactured by Chongqing Lifan Industry Group (CHOL) at 209A East Columbus Drive, Tampa (Hillsborough County), Florida 33602, on or after March 7, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Michael Andres Gonzalez d/b/a Car Bay Auto Sales are dealer operator(s): Michael Andres Gonzalez, 209A East Columbus Drive, Tampa, Florida 33602; principal investor(s): Michael Andres Gonzalez, 209A East Columbus Drive, Tampa, Florida 33602.

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: Peter Xie, General Manager, American Lifan Industry, Inc., 10990 Petal Street, Suite 500, Dallas, Texas 75238.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes (2005), notice is given that Jag Powersports d/b/a CPI-USA, intends to allow the establishment of Moganda Corporation d/b/a Moped Hospital, as a dealership for the sale of motorcycles manufactured by CPI Motor Co. (CPIU) at 601 Truman Avenue, Key West (Monroe County), Florida 33040, on or after March 21, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Moganda Corporation d/b/a Moped Hospital are dealer operator(s): P.F. McDonnell, 601 Truman Avenue, Key West Florida 33040; principal investor(s): P.F. McDonnell, 601 Truman Avenue, Key West, Florida 33040.

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: Patricia Wei, President, Jag Powersports d/b/a CPI-USA, 1875 Walnut Hill Lane, #120, Irving, Texas 75038.

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), Big Dog Motorcycles, LLC, intends to allow the establishment of Motorsports of Orlando, LLC d/b/a Seminole Buell Shop, as a dealership for the sale of Big Dog motorcycles (BDMC) at 8155 South Highway 17-92, Fern Park (Seminole County), Florida 32730, on or after April 15, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Motorsports of Orlando, LLC are dealer operator(s): Rodin Younessi, 8155 South Highway

17-92 Fern Park, Florida 32730 and John C. Hamer, 8155 South Highway 17-92, Fern Park, Florida 32730; principal investor(s): Rodin Younessi, 8155 South Highway 17-92, Fern Park, Florida 32730 and John C. Hamer, 8155 South Highway 17-92, Fern Park, Florida 32730.

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: Nick Messer, President, Big Dog Motorcycles, LLC, 1520 East Douglas Avenue, Wichita, Kansas 67214.

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), Adly Moto, LLC, intends to allow the establishment of Randy's Cycle Sales, as a dealership for the sale of motorcycles manufactured by HerChee Industrial Co. Ltd. (HERH) at 423 Suwannee Avenue, Sarasota (Sarasota County), Florida 34243, on or after April 5, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Randy's Cycle Sales are dealer operator(s): Randy Pavlik, 423 Suwannee Avenue, Sarasota, Florida 34243; principal investor(s): Randy Pavlik, 423 Suwannee Avenue, Sarasota, Florida 34243.

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: Tony Abrams, Director of Sales, Adly Motto, LLC, 1725 Hurd Drive, Suite 108, Irving, Texas 75038.

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), New Era Trans, Inc., intends to allow the establishment of Roadpower USA, LLC, as a dealership for the sale of motorcycles manufactured by Shanghai Jmstar Motorcycle Co. Ltd. (JMST) at 927 North 3rd Street, Jacksonville (Duval County), Florida 32250, on or after March 1, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Roadpower USA, LLC are dealer operator(s): James H. Lee, 927 North 3rd Street, Jacksonville, Florida 32250; principal investor(s): James H. Lee, 927 North 3rd Street, Jacksonville, Florida 32250.

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: Zev Krallem, New Era Trans, Inc., 3350 Lawson Boulevard, Oceanside, New York 11572.

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 the Relocation of a
Franchised Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Lexus, a Division of Toyota Motor Sales, USA, Inc., ("Lexus") intends to allow the relocation of Countyline Auto Center, Inc. d/b/a Countyline Lexus as a dealership for the sale of Lexus vehicles, from its present location at 3805 South State Road 7, Hollywood, Florida 33023, to 14100 Biscayne Blvd., North Miami (Miami-Dade County), Florida 33181. Parcels at 1850 Northeast 142nd Street, and 1870 Northeast 142nd Street, both in North Miami (Miami-Dade County), Florida 33181, are contiguous to 14100 Biscayne Boulevard, and are also a part of the proposed location. The present location is on the east side of South State Road 7 in Hollywood, Florida, approximately 200 feet north of the intersection of South State Road 7 and SW 41st Street a/k/a County Line Road, and also on the north side of SW 41st Street a/k/a County Line Road approximately 200 feet east of the intersection of South State Road 7 and S. W. 41st Street a/k/a County Line Road, which location is more particularly described as follows: Lot 32, in block 2, of Miami Gardens Manor, according to the Plat thereof, recorded in Plat Book 49, Page 47, of the Public Records of Broward County, Florida; and Portions of Tracts "A" and "B", Miami Gardens Commercial Section, according to the Plat thereof, as recorded in Plat Book 37, Page 29, of the Public Records of Broward County, Florida, more fully described as follows: Commencing at the Northwest corner of said Tract "A"; thence due South along the West line of said Tract "A", a distance of 123.28 feet to the Point of Beginning, thence continuing due South along the said West line, a distance of 262.36 feet; thence due East, a distance of 150.0 feet; thence due South, a distance of 175.00 feet; thence due East along the South line of said Tract "A", a distance of 278.81 feet; thence North 0 degrees 11 minutes 5 seconds East, a distance of 216.24 feet; thence North 46 degrees 03 minutes 59 seconds West, along the Westerly boundary line of Miami Gardens Manor, according to the Plat thereof, as recorded in Plat Book 49, Page 47, of the Public Records of Broward County, Florida, a distance of 318.70 feet; thence due West, a distance of 200.0 feet to the Point of Beginning; less therefrom the parcel deeded to Broward County, a body corporate and political subdivision of the State of Florida, for Road Right-of-Way, recorded in Official Records Book 16178, Page 191, described as follows: A portion of Tract "A", Miami Gardens Commercial Section, according to the Plat thereof, as recorded in Plat Book 37, Page 29, of the Public Records of Broward County, Florida, more fully described as follows: commencing at the Northwest corner of said Tract "A"; thence due South along the West line of said Tract "A", a distance of 385.64 feet; thence due East, a distance of 150.0 feet; thence due South, a distance of 157.00 feet to the Point of Beginning; thence continuing due South a distance of 18.00 feet to the point on the South line of said

Tract "A", thence due East along said South line, a distance of 278.81 feet; thence North 0 degrees 11 minutes 05 seconds East, a distance of 18.00 feet; thence due West, along a line 18.00 feet North of and parallel with the South line of said Tract "A", a distance of 278.87 feet to the Point of Beginning. From the parcels described above, the following parcel is deleted: the property deeded to Broward County, Florida, for Road Right-of-Way, recorded in Official Records Book 16178, Page 194, described as follows: A portion of Tract "A", Miami Gardens Commercial Section, according to the Plat thereof, as recorded in Plat Book 37, Page 29, of the Public Records of Broward County, Florida, more fully described as follows: Commencing at the Northwest corner of said Tract "A"; thence due South along the West line of said Tract "A", a distance of 123.28 feet to the Point of Beginning; thence continuing due South along said West line, a distance of 262.36 feet, thence due East, a distance of 10.00 feet; thence due North, a distance of 262.36 feet; thence due West, a distance of 10.00 feet to the Point of Beginning. The proposed new location of the dealership is 14100 Biscayne Blvd., North Miami, Florida 33181, which is more particularly described as follows: That portion of Lot 16 and that portion of the North 115.00 feet of Lot 17, according to the Amended Plat of R.E. McDonald's Subdivision, recorded in Plat Book 2, Page 22, of the Public Records of Dade County, Florida, lying East of a line 297.92 feet East of and parallel with the West line of Section 21, Township 52 South, Range 42 East, less the Easterly 30 feet and the Northerly 25 feet of said Lot 16.

The dealership to be established will be Countyline Auto Center, Inc. d/b/a Countyline Lexus, a Florida corporation. It will be opened on or after May 10, 2007.

The name and address of the dealer operator of the proposed dealer is Craig M. Zinn, 3805 South State Road 7, Hollywood, Florida 33023.

The name and address of the principal investor of Countyline Auto Center, Inc. d/b/a Countyline Lexus is Craig M. Zinn, 3805 South State Road 7, Hollywood, Florida 33023. Lexus and Countyline Auto Center, Inc. d/b/a Countyline Lexus assert that the exemption provided in Section 320.642(5)(a)3., Florida Statutes, applies to this relocation because the relocation meets all three of the conditions of that subparagraph: (1) the proposed relocation is within six miles of the prior location, approximately 5.42 miles; (2) there is one existing motor vehicle dealer of the same line-make, Countyline Auto Center, Inc. d/b/a Lexus of Pembroke Pines, that is located at 16150 Pines Boulevard, Pembroke Pines, FL 33027, within fifteen miles of the former location, approximately 10.06 miles; and (3) the proposed location is no closer to any existing dealer of the same line-make that is within fifteen miles of the proposed location, because the only existing dealer of the same line-make that is within fifteen miles of the proposed location is Lexus of Pembroke Pines, which is approximately 14.38 miles from the proposed

location. The proposed relocation moves the relocating dealer from approximately 10.06 miles from Lexus of Pembroke Pines to a location approximately 14.38 miles from Lexus of Pembroke Pines.

Countyline Auto Center, Inc. also owns and operates Lexus of Pembroke Pines, located at 16150 Pines Boulevard, Pembroke Pines, FL 33027. To the extent that any dealer contends that Lexus of Pembroke Pines is not a distinct and separate dealership from Countyline Lexus or contends that it is not located at a distinct and separate location, the relocation would be exempt under Section 320.642(5)(a)4., Florida Statutes. Assuming purely for the sake of argument and without admitting, that Lexus of Pembroke Pines and Countyline Lexus are the same dealership or same location, the exemption provided in Section 320.642(5)(a)4., Florida Statutes, would apply to the proposed relocation because, in such circumstances treating Countyline Lexus and Lexus of Pembroke Pines as the same location and/or dealership, the relocation meets all three of the conditions of that subparagraph: (1) the proposed location is within six miles of the prior location, approximately 5.42 miles; (2) all existing motor vehicle dealers of the same line-make are beyond fifteen miles of the former location, the nearest being G.F.B. Enterprises, LLC d/b/a Lexus of Kendall, which is located at 10775 S. Dixie Highway, Miami, Florida 33156, approximately 22.10 miles from the prior location; and (3) the proposed location is further than fifteen miles from any existing motor vehicle dealer of the same line-make, because the nearest existing motor vehicle dealer of the same line-make would be G.F.B. Enterprises, LLC d/b/a Lexus of Kendall, which is approximately 19.10 miles from the proposed location.

Out of an abundance of caution, Lexus and Countyline Auto Center, Inc. d/b/a Countyline Lexus have requested that this notice be published in order to allow a protest to be filed by any dealer who asserts that the proposed relocation is not exempt from protest. Lexus and Countyline Auto Center, Inc. d/b/a Countyline Lexus reserve the right to contend that the exemption contained in Section 320.642(5)(a)3., Florida Statutes, does apply in the event any protests are filed, and further reserve the right to contend that the exemption contained in Section 320.642(5)(a)4., Florida Statutes, would apply in the event that a dealer asserts that Countyline Lexus and Lexus of Pembroke Pines are same dealership or same location.

The notice indicates intent to relocate the dealership to a location in a county of more than 300,000 in 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 claim to 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: Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by mail to: Mark G. Del Rosso, General Manager, Lexus Southern Area, Lexus, a Division of Toyota Motor Sales, USA, Inc., 11540 Great Oaks Way, Alpharetta, GA 30022, and Craig M. Zinn, Countyline Lexus, 3805 South State Road 7, Hollywood, Florida 33023.

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 relocation 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."

REGIONAL PLANNING COUNCILS

The District One Local Emergency Planning Committee (LEPC) maintains public records showing the types and amounts of certain hazardous chemicals that are stored at facilities throughout Northwest Florida. These records are maintained in compliance with the Emergency Planning and Community Right-To-Know Act of 1986 (EPCRA), also known as SARA Title III. The public records consist of forms naming the given hazardous materials present at a site, the hazard the substances pose if released, amounts stored and methods of storage.

The Committee serves Escambia, Santa Rosa, Okaloosa, Walton, Holmes, Washington and Bay counties. For more information contact the LEPC staff at the West Florida Regional Planning Council at (850)595-8910, ext. 217, 1(800)200-8914 (outside Pensacola) or visit the office at 3435 North 12th Avenue, Pensacola.

FLORIDA LAND AND WATER ADJUDICATORY COMMISSION

BRADDOCK COMMUNITY DEVELOPMENT DISTRICT
On January 4, 2007, the Florida Land and Water Adjudicatory Commission ("FLWAC" or "Commission") received a petition to establish the Braddock Community Development District (the "District"). A revision to the petition was submitted on January 22, 2007. The Commission will follow the requirements of Chapter 42-1, Florida Administrative Code (F.A.C.), as amended, and Chapter 190, Florida Statutes (F.S.), as amended, in ruling on this petition, as revised.

SUMMARY OF CONTENTS OF PETITION: The petition, as revised, filed by Crosswinds-Florida, LLC, requests the Commission establish a community development district located entirely within the City of Jacksonville, Florida. The land area proposed to be served by the District comprises approximately 2,346 acres. A general location map is contained as Exhibit 1 to the petition, as revised, to establish the District. The proposed land area is generally located east and northeast of U.S. Highway 1, southeast of Thomas Creek and Lannie Road, west of the Jacksonville International Airport, and north of Dunn Avenue and I-295. There is one out-parcel located within the external boundaries of the proposed District to be excluded from the District. The out-parcel consists of 30 parcels and a list of the current owners' names and addresses is contained in Exhibit 4 to the petition, as revised. The Petitioner has obtained written consent to establish the District from the owners of 100% of the real property located within the proposed District. The proposed development within the District may include single family units, multi-family units, commercial use, office use, community activities use and other uses. The District plans to finance certain master infrastructure improvements within the District boundaries. These improvements include complete construction of the master infrastructure including roadways, recreational facilities, linear park, wetland mitigation, and neighborhood infrastructure (paving, drainage, lighting and conduit).

SUMMARY OF ESTIMATED REGULATORY COSTS: The statement of estimated regulatory costs (SERC) supports the petition, as revised, to establish the District. The complete text of the SERC is contained as Exhibit 12 to the petition, as revised. The requirements for a SERC are found in Section 120.541(2), F.S. A SERC must contain (a) a good faith estimate of the number of individuals and entities likely to be required to comply with the rule, together with a description of the types of individuals likely to be affected by the rule; (b) a good faith estimate of the costs to the agency, and to any other state and local government entities, of implementing and enforcing the proposed rule, and any anticipated effect on state

or local revenues; (c) a good faith estimate of the transactional costs likely to be incurred by individuals and entities, including local governmental entities, required to comply with the requirements of the rule; (d) an analysis of the impact on small businesses as defined by Section 288.703, F.S., and an analysis of the impact on small counties and small cities as defined by Section 120.52, F.S.; (e) any additional information that the agency determines may be useful; and (f) any good faith written proposal submitted under section (a) and either a statement adopting the alternative or a statement rejecting the alternative in favor of the proposed rule. Addressing section (a), the District, the State of Florida, and the City of Jacksonville are principal entities that are likely to be required to comply with the rule. In addition, current and future property owners will be affected by the establishment of the proposed District. Under section (b), FLWAC and the State of Florida will incur administrative costs. The City of Jacksonville will incur costs resulting from the initial review and on-going costs resulting from the on-going administration of the District. There is a \$15,000 filing fee paid to the City of Jacksonville to offset any costs it may incur. Adoption of the proposed rule to approve the formation of the District will not have an adverse impact on State and local revenues. Addressing section (c), the District may levy non-ad valorem special assessments on properties within its boundaries to finance infrastructure that the District funds and to defray the costs of operating and maintaining the infrastructure and associated community facilities. The District may issue notes, bonds, or other indebtedness to fund its improvement program. Prospective future land owners would be required to pay off such indebtedness over time in the form of non-ad valorem special assessments or other rates, fees or charges. The District may also impose an annual levy for the operation and maintenance of the District. Under section (d), approval of the petition, as revised, to establish the District will have no impact or a positive impact on small businesses. The petition, as revised, to establish the District will not have an impact on small cities as defined by Section 120.52(17), F.S., as the City of Jacksonville is not defined as a small city. Under section (e), the analysis provided in the SERC was based on a straightforward application of economic theory. Input was received from the developer’s engineer and other professionals associated with the developer.

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

DATE AND TIME: Thursday, April 19, 2007, 9:30 a.m.

PLACE: City Hall at St. James
 Committee Room B
 117 West Duval Street
 Jacksonville, Florida

Any person requiring a special accommodation to participate in the hearing because of a disability should contact Chasity H. O’Steen, (850)877-6555, at least two (2) business days in advance in order to provide sufficient opportunity to make appropriate arrangements.

Copies of the petition, as revised, may be obtained by contacting: Chasity H. O’Steen, Rose, Sundstrom & Bentley, LLP, 2548 Blairstone Pines Drive, Tallahassee, Florida 32301, (850)877-6555; or Barbara Leighty, Florida Land and Water Adjudicatory Commission, Office of Policy and Budget, Executive Office of the Governor, The Capitol, Room 1801, Tallahassee, Florida 32399-0001, (850)487-1884.

**TIMUCUAN PRESERVE COMMUNITY
 DEVELOPMENT DISTRICT**

On January 4, 2007, the Florida Land and Water Adjudicatory Commission (“FLWAC” or “Commission”) received a petition to establish the Timucuan Preserve Community Development District (the “District”). A revision to the petition was submitted on January 23, 2007. The Commission will follow the requirements of Chapter 42-1, Florida Administrative Code (F.A.C.), as amended, and Chapter 190, Florida Statutes (F.S.), as amended, in ruling on this petition, as revised.

SUMMARY OF CONTENTS OF PETITION: The petition, as revised, filed by Barron Land Investments, LLC, requests the Commission establish a community development district located entirely within the City of Jacksonville, Florida. The land area proposed to be served by the District comprises approximately 1,013 acres. A general location map is contained as Exhibit 1 to the petition, as revised, to establish the District. The proposed land area is generally located north of the Jacksonville International Airport, west of Seaton Creek, south and southeasterly of Lannie Road, and northeast of Braddock Road. There is no land within the external boundaries of the proposed District, which is to be excluded from the District. The Petitioner has obtained written consent to establish the District from the owners of 100% of the real property located within the proposed District. The proposed development within the District may include single family units, multi-family units, commercial use, office use, community activities use and other uses. The District plans to finance certain master infrastructure improvements within the District boundaries. These improvements include complete construction of the master infrastructure including roadways, recreational facilities, linear park, wetland mitigation, and neighborhood infrastructure (paving, drainage, lighting and conduit).

SUMMARY OF ESTIMATED REGULATORY COSTS: The statement of estimated regulatory costs (SERC) supports the petition, as revised, to establish the District. The complete text of the SERC is contained as Exhibit 10 to the petition, as revised. The requirements for a SERC are found in Section 120.541(2), F.S. A SERC must contain (a) a good faith

estimate of the number of individuals and entities likely to be required to comply with the rule, together with a description of the types of individuals likely to be affected by the rule; (b) a good faith estimate of the costs to the agency, and to any other state and local government entities, of implementing and enforcing the proposed rule, and any anticipated effect on state or local revenues; (c) a good faith estimate of the transactional costs likely to be incurred by individuals and entities, including local governmental entities, required to comply with the requirements of the rule; (d) an analysis of the impact on small businesses as defined by Section 288.703, F.S., and an analysis of the impact on small counties and small cities as defined by Section 120.52, F.S.; (e) any additional information that the agency determines may be useful; and (f) any good faith written proposal submitted under section (a) and either a statement adopting the alternative or a statement rejecting the alternative in favor of the proposed rule. Addressing section (a), the District, the State of Florida, and the City of Jacksonville are principal entities that are likely to be required to comply with the rule. In addition, current and future property owners will be affected by the establishment of the proposed District. Under section (b), FLWAC and the State of Florida will incur administrative costs. The City of Jacksonville will incur costs resulting from the initial review and on-going costs resulting from the on-going administration of the District. There is a \$15,000 filing fee paid to the City of Jacksonville to offset any costs it may incur. Adoption of the proposed rule to approve the formation of the District will not have an adverse impact on State and local revenues. Addressing section (c), the District may levy non-ad valorem special assessments on properties within its boundaries to finance infrastructure that the District funds and to defray the costs of operating and maintaining the infrastructure and associated community facilities. The District may issue notes, bonds, or other indebtedness to fund its improvement program. Prospective future land owners would be required to pay off such indebtedness over time in the form of non-ad valorem special assessments or other rates, fees or charges. The District may also impose an annual levy for the operation and maintenance of the District. Under section (d), approval of the petition, as revised, to establish the District will have no impact or a positive impact on small businesses. The petition, as revised, to establish the District will not have an impact on small cities as defined by Section 120.52(17), F.S., as the City of Jacksonville is not defined as a small city. Under section (e), the analysis provided in the SERC was based on a straightforward application of economic theory. Input was received from the developer's engineer and other professionals associated with the developer.

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

DATE AND TIME: Thursday, April 19, 2007, 9:30 a.m.

PLACE: City Hall at St. James
Committee Room B
117 West Duval Street
Jacksonville, Florida

Any person requiring a special accommodation to participate in the hearing because of a disability should contact Jonathan Johnson, (850)222-7500, at least two (2) business days in advance in order to provide sufficient opportunity to make appropriate arrangements.

Copies of the petition, as revised, may be obtained by contacting: Jonathan T. Johnson, Hopping Green & Sams, P.A., P. O. Box 6526, Tallahassee, Florida 32314, (850)222-7500; or Barbara Leighty, Florida Land and Water Adjudicatory Commission, Office of Policy and Budget, Executive Office of the Governor, The Capitol, Room 1801, Tallahassee, Florida 32399-0001, (850)487-1884.

TIMUCUAN COMMUNITY DEVELOPMENT DISTRICT
On January 4, 2007, the Florida Land and Water Adjudicatory Commission ("FLWAC" or "Commission") received a petition to establish the Timucuan Community Development District (the "District"). A revision to the petition was submitted on January 23, 2007. The Commission will follow the requirements of Chapter 42-1, Florida Administrative Code (F.A.C.), as amended, and Chapter 190, Florida Statutes (F.S.), as amended, in ruling on this petition, as revised.

SUMMARY OF CONTENTS OF PETITION: The petition, as revised, filed by Timucuan-MLC, Inc., requests the Commission establish a community development district located entirely within the City of Jacksonville, Florida. The land area proposed to be served by the District comprises approximately 2,082.64 acres. A general location map is contained as Exhibit 1 to the petition, as revised, to establish the District. The proposed land area is generally located north of Pecan Park, Arnold Road and Jacksonville International Airport, west of I-95, south of the Nassau River and Thomas Creek, and east of Chapparell Road and the terminus of Lannie Road. There is no land within the external boundaries of the proposed District, which is to be excluded from the District. The Petitioner has obtained written consent to establish the District from the owners of 100% of the real property located within the proposed District. The proposed development within the District may include single family units, multi-family units, commercial use, office use, community activities use and other uses. The District plans to finance certain master infrastructure improvements within the District boundaries. These improvements include complete construction of the master infrastructure including roadways, recreational facilities, linear park, wetland mitigation, and neighborhood infrastructure (paving, drainage, lighting and conduit).

SUMMARY OF ESTIMATED REGULATORY COSTS: The statement of estimated regulatory costs (SERC) supports the petition, as revised, to establish the District. The complete text

of the SERC is contained as Exhibit 10 to the petition, as revised. The requirements for a SERC are found in Section 120.541(2), F.S. A SERC must contain (a) a good faith estimate of the number of individuals and entities likely to be required to comply with the rule, together with a description of the types of individuals likely to be affected by the rule; (b) a good faith estimate of the costs to the agency, and to any other state and local government entities, of implementing and enforcing the proposed rule, and any anticipated effect on state or local revenues; (c) a good faith estimate of the transactional costs likely to be incurred by individuals and entities, including local governmental entities, required to comply with the requirements of the rule; (d) an analysis of the impact on small businesses as defined by Section 288.703, F.S., and an analysis of the impact on small counties and small cities as defined by Section 120.52, F.S.; (e) any additional information that the agency determines may be useful; and (f) any good faith written proposal submitted under section (a) and either a statement adopting the alternative or a statement rejecting the alternative in favor of the proposed rule. Addressing section (a), the District, the State of Florida, and the City of Jacksonville are principal entities that are likely to be required to comply with the rule. In addition, current and future property owners will be affected by the establishment of the proposed District. Under section (b), FLWAC and the State of Florida will incur administrative costs. The City of Jacksonville will incur costs resulting from the initial review and on-going costs resulting from the on-going administration of the District. There is a \$15,000 filing fee paid to the City of Jacksonville to offset any costs it may incur. Adoption of the proposed rule to approve the formation of the District will not have an adverse impact on State and local revenues. Addressing section (c), the District may levy non-ad valorem special assessments on properties within its boundaries to finance infrastructure that the District funds and to defray the costs of operating and maintaining the infrastructure and associated community facilities. The District may issue notes, bonds, or other indebtedness to fund its improvement program. Prospective future land owners would be required to pay off such indebtedness over time in the form of non-ad valorem special assessments or other rates, fees or charges. The District may also impose an annual levy for the operation and maintenance of the District. Under section (d), approval of the petition, as revised, to establish the District will have no impact or a positive impact on small businesses. The petition, as revised, to establish the District will not have an impact on small cities as defined by Section 120.52(17), F.S., as the City of Jacksonville is not defined as a small city. Under section (e),

the analysis provided in the SERC was based on a straightforward application of economic theory. Input was received from the developer's engineer and other professionals associated with the developer.

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

DATE AND TIME: Thursday, April 19, 2007, 9:30 a.m.

PLACE: City Hall at St. James
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117 West Duval Street
Jacksonville, Florida

Any person requiring a special accommodation to participate in the hearing because of a disability should contact Jonathan Johnson, (850)222-7500, at least two (2) business days in advance in order to provide sufficient opportunity to make appropriate arrangements.

Copies of the petition, as revised, may be obtained by contacting: Jonathan T. Johnson, Hopping Green & Sams, P.A., P. O. Box 6526, Tallahassee, Florida 32314, (850)222-7500; or Barbara Leighty, Florida Land and Water Adjudicatory Commission, Office of Policy and Budget, Executive Office of the Governor, The Capitol, Room 1801, Tallahassee, Florida 32399-0001, (850)487-1884.

AGENCY FOR HEALTH CARE ADMINISTRATION

The Agency for Health Care Administration (Agency) announces the Florida Health Information Network (FHIN) Grants Program Requirements, 2007-2008. The Agency will accept applications for grants from eligible interested parties beginning April 2, 2007. Awards are contingent upon authorization of the Legislature, subject to the availability of funds.

PURPOSE: The program provides grants to health-related institutions and organizations that seek assistance to plan, deploy, and evaluate interoperable health information exchange projects in clinical settings. The program also provides grants to organizations that wish to implement outreach and technical assistance activities to encourage the rapid adoption of electronic health records by physicians and other practitioners. Implementing an information environment that crosses organizational boundaries is a complex task. The FHIN grants program does not provide support for the selection and installation of an electronic health record system, or laboratory reporting system, or another single-purpose information tool.

ELIGIBILITY:

Florida-based non-profit organizations and institutions, public health departments, and units of local government.

TO APPLY: Program requirements, the application format, and instructions will be posted at: http://ahca.myflorida.com/dhit/FHIN_grants_program.shtml beginning April 2, 2007. Letters of intent are due by April 16, 2007. Inquiries regarding program requirements must be submitted by April 16, 2007. Applications are due May 4, 2007.

INQUIRIES AND CONTACTS: All inquiries must be submitted by e-mail to FLHII@ahca.myflorida.com. Answers to inquiries received by April 16, 2007 will be made available on the grants program website as indicated in the Program Requirements. Applicants are responsible for checking the website regularly throughout the application, evaluation, and award process for any announcements. Applicants may not contact Agency personnel regarding advice in responding in this solicitation. Any violation of this requirement may result in applicant disqualification. All general correspondence relating to the grant program should be directed to: Florida Health Information Network Grants Program, Florida Center for Health Information and Policy Analysis, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #16, Tallahassee, FL 32308.

The Agency for Healthcare Administration has received an application for services exemption from Winter Haven Hospital, Winter Haven, Florida pursuant to Section 395.1041 (3), Florida Statutes and Rule 59A-3.255, Emergency Care, Florida Administrative Code. The service category requested is Urology and Neurosurgery. Comments received within 15 days of publication will be considered by the Agency prior to making a determination of exemption status.

Additional information may be obtained by writing to: Agency for Health Care Administration, Attention: Donna Sharp, 2727 Mahan Drive, MS #31, Tallahassee, Florida 32308, by phone at (850)414-0360 or e-mail sharpd@ahca.myflorida.com.

**NOTICE OF BATCHED APPLICATION RECEIPT AND
NOTICE OF TENTATIVE PUBLIC HEARINGS
NOTICE OF BATCHED APPLICATION RECEIPT
AND
NOTICE OF TENTATIVE PUBLIC HEARINGS**

The Agency for Health Care Administration has received and accepted the following Certificate of Need applications for review in the batched Hospital Beds and Facilities review cycle with an application due date of March 14, 2007

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|---|-------------------------------------|
| County: Escambia | District: 1 |
| CON # 9973 | Application Receipt Date: 3/12/2007 |
| Facility/Project: Baptist Hospital, Inc. | |
| Applicant: Baptist Hospital, Inc. | |
| Project Description: Establish a Class I acute care hospital of up to 100 beds | |
| County: Pasco | District: 5 |
| CON # 9974 | Application Receipt Date: 3/13/2007 |
| Facility/Project: University Community Hospital Wesley Chapel, Inc. | |
| Applicant: University Community Hospital Wesley Chapel, Inc. | |
| Project Description: Establish a Class I acute care hospital of up to 100 beds | |
| County: Pasco | District: 5 |
| CON # 9975 | Application Receipt Date: 3/12/2007 |
| Facility/Project: Pasco-Pinellas Hillsborough Community Health System, Inc. | |
| Applicant: Pasco-Pinellas Hillsborough Community Health System, Inc. | |
| Project Description: Establish a Class I acute care hospital of up to 100 beds | |
| County: Pasco | District: 5 |
| CON # 9976 | Application Receipt Date: 3/13/2007 |
| Facility/Project: Florida Hospital Wesley Chapel, Inc. | |
| Applicant: Florida Hospital Wesley Chapel, Inc. | |
| Project Description: Establish an 80-bed Class I acute care hospital | |
| County: Pasco | District: 5 |
| CON # 9977 | Application Receipt Date: 3/13/2007 |
| Facility/Project: BayCare of Southeast Pasco, Inc. | |
| Applicant: BayCare of Southeast Pasco, Inc. | |
| Project Description: Establish a Class I acute care hospital of up to 150 beds | |
| County: Orange | District: 7 |
| CON # 9978 | Application Receipt Date: 3/14/2007 |
| Facility/Project: The Nemours Foundation | |
| Applicant: The Nemours Foundation | |
| Project Description: Establish a Level II NICU of up to 10 beds | |
| County: Orange | District: 7 |
| CON # 9979 | Application Receipt Date: 3/14/2007 |
| Facility/Project: The Nemours Foundation | |
| Applicant: The Nemours Foundation | |
| Project Description: Establish a Class II acute care hospital of up to 120 beds | |

County: Orange District: 7
 CON # 9980 Application Receipt Date: 3/14/2007
 Facility/Project: The Nemours Foundation
 Applicant: The Nemours Foundation
 Project Description: Establish a Level III NICU of up to 15 beds

County: St. Lucie District: 9
 CON # 9981 Application Receipt Date: 3/13/2007
 Facility/Project: Martin Memorial Medical Center, Inc.
 Applicant: Martin Memorial Medical Center, Inc.
 Project Description: Establish a Class I acute care hospital of up to 80 beds

County: Miami-Dade District: 11
 CON # 9982 Application Receipt Date: 3/13/2007
 Facility/Project: Mount Sinai Medical Center of Florida, Inc.
 Applicant: Mount Sinai Medical Center of Florida, Inc.
 Project Description: Establish a Class I acute care hospital of up to 120 beds

Also, IF REQUESTED, tentative public hearings have been scheduled as follows:

PROPOSALS: District 1
 DATE/TIME: Thursday, April 26, 2007 at 11:00 a.m. Central
 PLACE: Northwest Florida Health Council, Inc.
 431 Oak Ave
 Panama City, Florida 32401

PROPOSALS: District 5
 DATE/TIME: Tuesday, April 24, 2007 from 9:00 a.m. until 12:00 p.m.
 PLACE: Pasco County Health Department
 13941 15th Street
 Dade City, Florida 33525

PROPOSALS: District 7
 DATE/TIME: Monday, April 23 from 1-4 p.m.
 PLACE: Orange County Health Department
 6101 Lake Ellenor Drive
 Orlando, Florida 32809

PROPOSALS: District 9
 DATE/TIME: Wednesday, April 25, 2007 at 10:00 a.m.
 PLACE: Treasure Coast Health Council, Inc.
 4152 West Blue Heron Blvd, Suite 229
 Riviera Beach, Florida 33404

PROPOSALS: District 11
 DATE/TIME: Tuesday, April 24, 2007 at 9:00 a.m.
 PLACE: Health Council of South Florida
 8095 N.W. 12th Street, Suite 300
 Miami, Florida 33126

Public hearing requests must be in writing and be received at the Agency for Health Care Administration, CON Office, 2727 Mahan Drive, Mail Stop 28, Tallahassee, Florida 32308, attention Karen Rivera, by 5:00 p.m., April 13, 2007. In lieu of requesting and attending a public hearing, written comments submitted to the department relative to the merits of these applications will become part of the official project application file. Pursuant to subsection 59C-1.010(3), F.A.C., written comments must be received by April 18, 2007.

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 AVAILABILITY

FLORIDA FINDING OF NO SIGNIFICANT IMPACT

The Florida Department of Environmental Protection has determined that Chipley's proposed Wastewater Treatment Facilities will not have a significant adverse affect on the environment. The project consists of improvements to the wastewater treatment, collection, and disposal facilities. The potential amount of the loan is estimated at \$21,325,100. 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 Finding of No Significant Impact 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 or by calling (850)245-8358.

NOTICE OF AVAILABILITY

FLORIDA CATEGORICAL EXCLUSION NOTICE

The Department of Environmental Protection has determined that Clay County Utility Authority's proposed project for the construction of Ridaught Landing wastewater facilities expansion will not have a significant adverse affect on the environment. The total project cost is estimated at \$11,182,000. The project is expected to qualify for a State Revolving Fund loan composed of federal and state matching funds.

A full copy of the Florida Categorical Exclusion Notice can be obtained by writing to: Pankaj Shah, Bureau of Water Facilities Funding, Department of Environmental Protection, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400 or by calling (850)245-8358.

NOTICE OF INTENT TO GRANT EXEMPTION

The Department of Environmental Protection gives notice that it intends to grant an exemption request from the Peace River/Manasota Regional Public Water Supply Authority for its Peace River Facility. The exemption is under Rule 62-560.520, F.A.C., so that the secondary maximum contaminant level for sulfate and total dissolved solids of 250 mg/L and 500 mg/L, respectively, will not have to be met in the water served to its customers for a period not to exceed 36 months, after which time the petitioner will have completed the Authority's Regional Expansion Program. The Regional Expansion Program is projected to resolve secondary MCL water quality concerns for the Peace River Facility at that time. Respective alternative levels of 400 mg/L for sulfate and 1000 mg/L for TDS will be required during those months.

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 of the 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 Boulevard, 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 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, 3900 Commonwealth Boulevard, 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) of the Florida Statutes, 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, Southwest District, 13051 North Telecom Parkway, Temple Terrace, Florida 33637. Please contact Gwen Shofner, Drinking Water Program Manager at (813)632-7600, ext. 306.

NOTICE OF AVAILABILITY

FLORIDA CATEGORICAL EXCLUSION NOTICE

The Department of Environmental Protection has determined that the Town of Penney Farm's proposed project for the construction of wastewater collection and transmission facilities will not have a significant adverse affect on the environment. The total project cost is estimated at \$5,656,000. 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 Categorical Exclusion Notice can be obtained by writing to: Pankaj Shah, Bureau of Water Facilities Funding, Department of Environmental Protection, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400 or by calling (850)245-8358.

DEPARTMENT OF HEALTH

On March 19, 2007, Ana M. Viamonte Ros, M.D., M.P.H., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Ronald Paul Belin, D.P.M., license number PO 3267. 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 March 13, 2007, Ana M. Viamonte Ros, M.D., M.P.H., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Cynthia Dianne Brewer, R.N., license number RN 9178475. 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 March 13, 2007, Ana M. Viamonte Ros, M.D., M.P.H., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Abigail Sue Dimler, R.N., license number RN 9168510. 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 March 19, 2007, Ana M. Viamonte Ros, M.D., M.P.H., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Jeanne M. Lillis, R.N., license number RN 9167216. 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 March 13, 2007, Ana M. Viamonte Ros, M.D., M.P.H., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Julie Patricia Palhof, R.N., license number RN 3201872. 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 March 15, 2007, Ana M. Viamonte Ros, M.D., M.P.H., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Ginny Lee Raulerson, R.N., license number RN 9171140. 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 March 15, 2007, Ana M. Viamonte Ros, M.D., M.P.H., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of James Ronald Newby, R.Ph., license number PS 18015. 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

NOTICE OF FILINGS

Office of Financial Regulation

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institution, has received the following applications. Comments may be submitted to the Director, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing. However, pursuant to provisions specified in Chapter 69U-105, Florida Administrative Code, any person may request a public hearing by filing a petition with the Clerk, Legal Services Office, Office of Financial Regulation, Division of Financial Institutions, 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., April 20, 2007):

APPLICATION FOR A NEW FINANCIAL INSTITUTION
 Applicant and Proposed Location: First Colony Bank of Florida, Winter Park, Orange County, Florida 32789
 Correspondent: John P. Greeley, Esquire, 255 South Orange Avenue, Suite 800, Orlando, Florida 32801
 Received: March 15, 2007

APPLICATION TO MERGE

Constituent Institutions: Florida Choice Bank, Mt. Dora, Florida and Public Bank, St. Cloud, Florida
 Resulting Institution: Florida Choice Bank
 Received: March 20, 2007

APPLICATION TO MERGE

Constituent Institutions: Florida Central Credit Union, Tampa, Florida and St. Petersburg Municipal Employees Credit Union, St. Petersburg, Florida
 Resulting Institution: Florida Central Credit Union
 Received: March 21, 2007.

Section XIII
Index to Rules Filed During Preceding Week

**RULES FILED BETWEEN March 12, 2007
 and March 16, 2007**

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF REVENUE

12-6.0015	3/16/07	4/5/07	32/52	
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Sales and Use Tax

12A-1.097	3/16/07	4/5/07	32/52	
12A-14.001	3/16/07	4/5/07	32/47	
12A-14.002	3/16/07	4/5/07	32/47	
12A-14.003	3/16/07	4/5/07	32/47	
12A-16.008	3/16/07	4/5/07	32/52	
12A-19.030	3/16/07	4/5/07	32/52	
12A-19.100	3/16/07	4/5/07	32/52	

Miscellaneous Tax

12B-4.013	3/16/07	4/5/07	32/47	
12B-8.003	3/16/07	4/5/07	32/52	

Corporate, Estate and Intangible Tax

12C-1.0187	3/16/07	4/5/07	32/52	
12C-1.0191	3/16/07	4/5/07	32/52	
12C-1.051	3/16/07	4/5/07	32/52	33/3

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid Program Office

59G-4.210	3/15/07	4/4/07	32/49	33/6
59G-4.340	3/15/07	4/4/07	32/49	33/6

DEPARTMENT OF ENVIRONMENTAL PROTECTION

62-296.470	3/12/07	4/1/07	32/21	32/29
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Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF HEALTH

Board of Medicine

64B8-1.007	3/13/07	4/2/07	33/5	
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Board of Pharmacy

64B16-26.2032	3/12/07	4/1/07	30/52	33/6
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Board of Physical Therapy Practice

64B17-7.001	3/16/07	4/5/07	33/3	33/8
64B17-8.001	3/16/07	4/5/07	33/3	33/8

FLORIDA HOUSING FINANCE CORPORATION

67-21.002	3/12/07	4/1/07	33/5	
67-21.003	3/12/07	4/1/07	33/5	
67-21.0035	3/12/07	4/1/07	33/5	
67-21.004	3/12/07	4/1/07	33/5	
67-21.0045	3/12/07	4/1/07	33/5	
67-21.006	3/12/07	4/1/07	33/5	
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67-21.008	3/12/07	4/1/07	33/5	
67-21.009	3/12/07	4/1/07	33/5	
67-21.010	3/12/07	4/1/07	33/5	
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67-21.015	3/12/07	4/1/07	33/5	
67-21.017	3/12/07	4/1/07	33/5	
67-21.018	3/12/07	4/1/07	33/5	
67-21.019	3/12/07	4/1/07	33/5	
67-48.001	3/12/07	4/1/07	33/5	
67-48.002	3/12/07	4/1/07	33/5	
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67-48.005	3/12/07	4/1/07	33/5	
67-48.007	3/12/07	4/1/07	33/5	
67-48.0072	3/12/07	4/1/07	33/5	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.	Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
67-48.0075	3/12/07	4/1/07	33/5		FISH AND WILDLIFE CONSERVATION COMMISSION				
67-48.009	3/12/07	4/1/07	33/5		Freshwater Fish and Wildlife				
67-48.0095	3/12/07	4/1/07	33/5		68A-1.004	3/12/07	4/1/07	33/1	
67-48.010	3/12/07	4/1/07	33/5		68A-4.0071	3/12/07	7/1/07	33/1	
67-48.0105	3/12/07	4/1/07	33/5		68A-11.005	3/12/07	7/1/07	33/1	
67-48.013	3/12/07	4/1/07	33/5		68A-11.0051	3/12/07	7/1/07	33/1	
67-48.014	3/12/07	4/1/07	33/5		68A-15.005	3/12/07	5/1/07	33/1	
67-48.015	3/12/07	4/1/07	33/5		68A-15.061	3/12/07	7/1/07	33/1	
67-48.017	3/12/07	4/1/07	33/5		68A-15.062	3/12/07	7/1/07	33/1	
67-48.018	3/12/07	4/1/07	33/5		68A-15.063	3/12/07	7/1/07	33/1	
67-48.019	3/12/07	4/1/07	33/5		68A-15.064	3/12/07	7/1/07	33/1	
67-48.020	3/12/07	4/1/07	33/5		68A-15.065	3/12/07	7/1/07	33/1	
67-48.0205	3/12/07	4/1/07	33/5		68A-17.005	3/12/07	7/1/07	33/1	
67-48.022	3/12/07	4/1/07	33/5		68A-20.005	3/12/07	4/1/07	33/1	
67-48.023	3/12/07	4/1/07	33/5		Marine Fisheries				
67-48.027	3/12/07	4/1/07	33/5		68B-4.009	3/12/07	4/1/07	33/1	
67-48.028	3/12/07	4/1/07	33/5						
67-48.029	3/12/07	4/1/07	33/5						
67-48.030	3/12/07	4/1/07	33/5						
67-48.031	3/12/07	4/1/07	33/5						