Section I
Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES
Division of Standards

RULE NOS.: RULE TITLE:
5F-5.001 Specifications, Tolerances, and Other Technical Requirements for Commercial Weighing and Measuring Devices

PURPOSE AND EFFECT: The purpose of this rule is to amend Rule 5F-5.001, F.A.C., to adopt the most recent national standards for weighing and measuring devices developed by the National Conference on Weights and Measures and published in the 2007 edition of National Institute of Standards and Technology Handbook 44. Adoption of the current national standards will make Florida’s requirements uniform with the national requirements and facilitate interstate commerce and trade.

SUBJECT AREA TO BE ADDRESSED: The requirements, including tolerances, specifications and other technical requirements for weighing and measuring devices used for commercial transactions and law enforcement use in the state.

SPECIFIC AUTHORITY: 531.40, 531.41(3) FS.

LAW IMPLEMENTED: 531.40 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: Monday, April 30, 2007, 10:00 a.m.
PLACE: Bureau of Weights and Measures, Doyle Conner Laboratory Complex, 3125 Conner Boulevard, Bldg. #2, Room 206, Tallahassee, Florida 32399-1650

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: Max Gray, Bureau Chief, Bureau of Weights and Measures, 3125 Conner Blvd., Bldg. #2, Tallahassee, FL 32399-1650, phone: (850)488-9140. 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: Max Gray, Bureau Chief, Bureau of Weights and Measures, 3125 Conner Blvd., Bldg. #2, Tallahassee, FL 32399-1650, phone: (850)488-9140

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

5F-5.001 Specifications, Tolerances, and Other Technical Requirements for Commercial Weighing and Measuring Devices.


(2) The violation of any of the provisions of these rules and regulations is subject to the penalties and remedies provided in the Weights, Measures, and Standards Law, Chapter 531, Florida Statutes.

Specific Authority 531.40, 531.41(3) FS. Law Implemented 531.40 FS. History–New 1-1-73, Amended 7-1-74, 4-18-75, 1-25-76, 1-17-77, 3-29-78, 2-15-79, 6-4-80, 4-5-81, 5-2-82, 6-30-83, 7-15-84, 8-11-85, Formerly 5F-5.01, Amended 7-7-86, 4-5-87, 4-27-88, 5-31-89, 8-21-90, 6-5-91, 12-10-92, 6-21-94, 8-16-95, 10-8-96, 8-27-98, 8-19-99, 7-3-00, 9-3-01, 6-23-02, 6-29-03, 6-21-04, 6-2-05, 5-23-06,________.

DEPARTMENT OF EDUCATION
State Board of Education

RULE NO.: RULE TITLE:
6A-1.09401 Student Performance Standards

PURPOSE AND EFFECT: The purpose of this public meeting is to provide an opportunity for the public (including educators, administrators, students and parents) to provide input revisions to the K-12 Mathematics Sunshine State Standards. The workshop will give an opportunity for DOE personnel and members of the standards writing team to explain and describe the revision process as well as allow for questions from the audience on the revised Mathematics standards. The effect of the meeting will be a better informed public on how the mathematics standards revision process was conducted as well as answered questions attendees may have regarding the revised mathematics standards.

SUBJECT AREA TO BE ADDRESSED: Revised Sunshine State Standards – Mathematics.

SPECIFIC AUTHORITY: 1001.02 FS.

LAW IMPLEMENTED: 1001.03 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: Monday, April 30, 2007, 10:00 a.m.
PLACE: Bureau of Weights and Measures, Doyle Conner Laboratory Complex, 3125 Conner Boulevard, Bldg. #2, Room 206, Tallahassee, Florida 32399-1650

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: Max Gray, Bureau Chief, Bureau of Weights and Measures, 3125 Conner Blvd., Bldg. #2, Tallahassee, FL 32399-1650, phone: (850)488-9140. 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: Max Gray, Bureau Chief, Bureau of Weights and Measures, 3125 Conner Blvd., Bldg. #2, Tallahassee, FL 32399-1650, phone: (850)488-9140

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:
DATE AND TIME: May 3, 2007, 5:00 p.m. – 7:00 p.m.
PLACE: Jones High School Auditorium, 801 S. Rio Grande Ave., Orlando, FL 32805

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Keith Sheets Jr, Standards and Program Analyst, Department of Education, 325 West Gaines Street, Room 432, (850)245-9361, keith.sheets@fldoe.org

- or -
Todd Clark, Deputy Director, Florida’s Office of Mathematics and Science, Department of Education, 325 West Gaines Street, Room 501, (850)245-0764, todd.clark@fldoe.org

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

DEPARTMENT OF EDUCATION
State Board of Education
RULE NOS.: RULE TITLES:
6A-6.03018 Special Programs for Students with Specific Learning Disabilities

PURPOSE AND EFFECT: The purpose of this rule development is to incorporate the revisions required for programs for students with disabilities by the amendments to the federal law, the Individuals with Disabilities Education Act (IDEA) 20 U.S.C. Chapter 33, and its implementing regulations and to update rule language to reflect current knowledge in the field. The effect of these revisions will be consistency with the federal requirements and current knowledge in the field.

SUBJECT AREA TO BE ADDRESSED: Federal and state requirements for programs for students who are homebound or hospitalized, prekindergarten children with disabilities, and procedures related to the identification and determination of eligibility for exceptional students.

SPECIFIC AUTHORITY: 1001.02(1), 1003.57(1) FS.
LAW IMPLEMENTED: 1001.03, 1003.57(1), 1003.01(3), 1011.62(1)(c) FS., Individuals with Disabilities Education Act 20

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:
DATES AND TIME: April 27, 2007 and May 30, 2007, 8:00 a.m. – 5:00 p.m.
PLACE: Florida Department of Education, 325 West Gaines Street, Room 1703, Tallahassee, Florida 32399-0400

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Bambi Lockman, Chief, Bureau of Exceptional Education and Student Services, Florida Department of Education, 325 West Gaines Street, Room 601, Tallahassee, Florida 32399-0400, (850)245-0475

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.”

STATE BOARD OF ADMINISTRATION
RULE NO.: RULE TITLE:
19-8.010 Reimbursement Contract
PURPOSE AND EFFECT: To address proposed amendments to Rule 19-8.010, F.A.C., the annual Reimbursement Contract,
SUBJECT AREA TO BE ADDRESSED: The proposed amendment to this rule prohibits a participant in the Florida Hurricane Catastrophe Fund from selling, assigning, or transferring to a third party any right to receive sums from the Florida Hurricane Catastrophe Fund. To accomplish this, the Reimbursement Contract, Article II, would be amended to add the following language: The Company shall not, without the prior approval of the Office of Insurance Regulation, sell, assign, or transfer to any third party, in return for a fee or other consideration, any sums the Florida Hurricane Catastrophe Fund pays under this Contract or the right to receive such sums.

SPECIFIC AUTHORITY: 215.555(3) FS.
LAW IMPLEMENTED: 215.555 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: Donna Sirmons, (850)413-1349. 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: Tracy Allen, Senior FHCF Attorney, State Board of Administration, P. O. Box 13300, Tallahassee, Florida 32317-3300; telephone (850)413-1341

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE ON THE STATE BOARD OF ADMINISTRATION OF FLORIDA WEBSITE www.sbafla.com/fhcf or may be obtained at no charge from Tracy Allen, Senior FHCF Attorney, State Board of Administration, P. O. Box 13300, Tallahassee, FL 32317-3300; telephone (850)413-1341.

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-601.307
RULE TITLE: Disciplinary Hearings
PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to amend the rule to specify that an inmate shall be present at disciplinary hearings unless a confirmed medical condition makes the inmate unable to attend, the inmate demonstrates disruptive behavior, either before or during the hearings, that impedes the process or poses a threat to the safety of others or the security of the institution, or the inmate waives his right to be present and to clarify that inmates who waive the right to be present at the hearing may not submit a written closing statement to the disciplinary team or hearing officer in place of the oral closing statement permitted in paragraph (1)(g).

SUBJECT AREA TO BE ADDRESSED: Disciplinary hearings.

SPECIFIC AUTHORITY: 944.09 FS.
LAW IMPLEMENTED: 944.09, 945.04 FS.

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

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:
33-601.307 Disciplinary Hearings.

1(a) No change.

(b) The inmate charged shall be present at the disciplinary hearing unless a confirmed medical condition makes the inmate unable to attend, the inmate demonstrates disruptive behavior, either before or during the hearing, that impedes the process or poses a threat to the safety of others or the security of the institution, substantial reasons precluding the inmate's presence exist or the inmate has waived his right to be present. If the inmate waives the right to be present or refuses to be present, the 24 Hour/Refusal to Appear, Form DC6-112D, shall be signed by the inmate and witnessed by an employee. If the inmate refuses to sign the form, this shall be noted and signed by the employee. When an inmate waives the right to be present at the hearing, the inmate may not submit a written closing statement to the disciplinary team or hearing officer in place of the oral closing statement permitted in paragraph (1)(g). If the inmate's disruptive conduct makes it necessary to remove the inmate from the hearing, the hearing shall be conducted in the inmate's absence. The reason for the inmate's absence shall be explained in the basis of decision section of the disciplinary report.

c) through (i) No change.

(2) through (5) No change.

Specific Authority 944.09 FS. Law Implemented 944.09, 944.44, 945.04 FS. History–New 3-12-84, Formerly 33-22.06, Amended 12-30-86, 10-01-95, 12-10-97, 5-19-98, Formerly 33-22.006, Amended 5-21-00, 2-11-01, 3-22-05, 10-12-05, 5-19-06.

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-601.602

RULE TITLE: Community Release Programs

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to amend the rule to provide that inmates assigned to contract facilities for paid employment shall be required to pay 55% subsistence which shall be computed by factoring .55 (55%) times the inmate's net earnings and incorporate revisions to DC6-127, Checklist for Transfers to Work Release Centers. Form DC6-127 is revised to correct titles, delete obsolete information and amend some criteria for eligibility.

SUBJECT AREA TO BE ADDRESSED: Community work release.

SPECIFIC AUTHORITY: 945.091, 946.002 FS.

LAW IMPLEMENTED: 945.091, 946.002 FS.

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

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-601.602 Community Release Programs.

1) No change.

2) Inmate Conduct While On Community Release.

(a) During the inmate orientation process, which shall occur within three days of arrival at a community work release center, inmates will be instructed of the following conduct requirements. Upon completion of the orientation program, the inmate shall be given a Certificate of Orientation, Form DC6-126. Form DC6-126 is incorporated in subsection (16) of this rule.

1. through 7. No change.

8. Contact the officer in charge when unusual circumstances arise.

9. through 10. No change.

(b) through (e) No change.

3) through (9) No change.

10) Disbursement of Earnings.

(a) through (c) No change.

(b) The inmate shall be required to disburse such funds to pay the facility for subsistence at the following rates:

1. Inmates assigned to contract facilities for paid employment shall be required to pay 55% subsistence which shall be computed by factoring .55 (55%) times the inmate's net earnings.

2. No change.

(e) through (l) No change.

11) through (15) No change.

16) Forms. The following forms are hereby incorporated by reference. Copies of these forms are available from the Forms Control Administrator, Office of Research, Planning and Support Services, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

(a) through (h) No change.

(i) DC6-127, Checklist for Transfers to Work Release Centers, effective 2-22-07.

(j) No change.

Specific Authority 945.091, 946.002 FS. Law Implemented 945.091, 946.002 FS. History–New 12-7-97, Amended 4-13-98, 10-20-98, 3-14-01, 9-2-01, 10-27-03, 3-2-04, 10-28-04, 2-7-05, 2-22-07.
DEPARTMENT OF CORRECTIONS

RULE NO.: RULE TITLE: 33-601.721 Visiting Operations

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to amend the rule to permit wardens to accept donations of games, small toys and other suitable items from individuals or the community to ensure that these items are available for small children during visitation.

SUBJECT AREA TO BE ADDRESSED: Visitation.

SPECIFIC AUTHORITY: 944.09, 944.23 FS.

LAW IMPLEMENTED: 944.09, 944.23, 944.8031 FS.

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

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-601.721 Visiting Operations.

(1) No change.

(2) Wardens shall ensure that games, small toys and other suitable activities are available for small children to assist visitors with keeping their children occupied during visitation. Purchases to replenish toys and items for other activities are authorized from the General Revenue Fund. Wardens may also accept donations of games, small toys and other suitable items from individuals or the community. Visitors shall not be charged for damaged or broken games or toys.

(3) through (11) No change.

Specific Authority 944.09, 944.23 FS. Law Implemented 20.315, 944.09, 944.23, 944.8031 FS. History—New 11-18-01, Amended 5-27-02, 9-16-03.

DEPARTMENT OF CORRECTIONS

RULE NO.: RULE TITLE: 33-601.731 Revocation or Suspension of Visiting Privileges

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to amend the rule to clarify that an inmate’s visiting privileges may be suspended for up to two-years for possessing or using drugs; correct grammatical errors and revise language for consistency throughout the rule; and correct a reference to another rule.

SUBJECT AREA TO BE ADDRESSED: Visitation privileges.

SPECIFIC AUTHORITY: 944.09, 944.23 FS.

LAW IMPLEMENTED: 944.09, 944.23, 944.47, 944.8031 FS.

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

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-601.731 Revocation or Suspension of Visiting Privileges.

(1) No change.

(2) Indefinite suspension of an inmate’s visiting privileges shall be considered by the ICT as a management tool by the ICT is available as a management tool by the ICT when an inmate is found guilty of the following offenses:

(a) through (b) No change.

(3) Suspension of an inmate’s visiting privileges for up to two-years shall be considered shall be considered by the ICT for the following disciplinary offenses are authorized up to two-years when an inmate is found guilty of the following disciplinary offenses:

(a) No change.

(b) Possessing drugs or money.

(c) Possessing or using drugs.

(d) Possessing Possession of any article or instrument that aids in escape or attempted escape.

(4) Suspension of an inmate’s visiting privileges for three months for a first offense, six months for a second offense and two years for a third or subsequent offense, shall be considered by the ICT as a management tool by the ICT for the following disciplinary offenses are limited to three months for a first offense, six months for a second offense and two years for a third or subsequent offense when an inmate is found guilty of possessing possession of any of the following contraband or illegal items:

(a) through (c) No change.

(5) Suspension of an inmate’s visiting privileges for three months shall be considered by the ICT as a management tool when an inmate is rated “unsatisfactory” for the work or program performance rating, including part-time assignment or security assessment. Such three month suspension and shall begin be considered for suspension of visiting privileges for three months beginning with the month the rating was entered and run running consecutively for each unsatisfactory rating.

(6) Refusing to participate or is removed from a mandatory program due to negative behavior. Inmates The inmate shall be suspended from receiving visits for three
months beginning with the next visiting period for refusing to participate or being removed from a mandatory program due to negative behavior following the removal or refusal.

(7) No change.

(8) In lieu of suspending an inmate’s visiting privileges, the ICT shall be authorized to consider placement of an inmate in non-contact visitation status as provided in paragraph 33-601.735(2)(c), F.A.C., for offenses listed in subsections 33-601.731(1) through (6), F.A.C.

(9) Suspension of Visitor’s Visiting Privileges.

(a) A visitor’s visiting privileges shall be revoked by the warden or designee when the visitor:
1. through 3. No change.
4. Commits repeated visiting rule or procedure infractions.
5. through 6. No change.

(b) Visiting privileges shall be suspended by the warden or designee for up to two years when the visitor:
1. through 3. No change.
4. Commits criminal activity, serious rule violations or infractions or any security breach.
5. No change.

(c) Visitors found in violation of paragraph 33-601.717(5)(f), F.A.C. – falsifying information to obtain visiting privileges, subsections 33-601.723(3) and (5), F.A.C., falsifying information at visitor registration and falsifying documents of guardianship, subsection 33-601.724(2), F.A.C. – visitor attire, Rule 33-601.726, F.A.C. – visitor searches, or visitor conduct standards as outlined in paragraphs 33-601.727(1)(a) through (h), F.A.C., shall have visiting privileges suspended by the warden or designee supervisor for up to one year.

(10) No change.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Rule No.: 61-5.007

Disciplinary Guidelines for Unlicensed Activity

PURPOSE AND EFFECT: The purpose and effect of the proposed rule will be to set disciplinary guidelines for violations of the unlicensed activity statutes articulated by Chapters 455 the professional practice acts administered by DBPR.

SUBJECT AREA TO BE ADDRESSED: The subject area to be addressed in this rule is the standards for imposing discipline for violations of the unlicensed activity statutes articulated by Chapters 455, F.S., and the professional practice acts administered by DBPR.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

Rule No.: 61G4-15.005

Requirements for Certification and Registration

PURPOSE AND EFFECT: The Board proposes the rule amendment for consideration of rule incorporating financial responsibility based upon credit history, ability to be bonded and history of bankruptcy or assignment.

SUBJECT AREA TO BE ADDRESSED: Requirements for certification and registration.

SPECIFIC AUTHORITY: 489.115(5), (6), 489.129(1), 489.132(5) FS.

LAW IMPLEMENTED: 489.113(6), 489.129(1), 489.132(5) 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: Monday, April 30, 2007, 9:00 a.m. – 11:00 a.m.

PLACE: Department of Business and Professional Regulation, Northwood Centre, Professions Board Room, 1940 North Monroe Street, Tallahassee, Florida 32399

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Jennifer A. Tschetter at (850)488-0062. 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: Jennifer A. Tschetter, Assistant General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)488-0062

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
Harrell, Executive Director, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-1039

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: RULE TITLE:
64B16-26.103 Continuing Education Credits; License Renewal; Consultant Pharmacist License Renewal; Nuclear Pharmacist License Renewal

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify the requirements for continuing education credits and license renewal.

SUBJECT AREA TO BE ADDRESSED: Continuing Education Credits; License Renewal; Consultant Pharmacist License Renewal; Nuclear Pharmacist License Renewal.

SPECIFIC AUTHORITY: 456.033, 465.009 FS.

LAW IMPLEMENTED: 456.013(7), (9), 456.033, 465.009 FS.

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

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B16-26.103 Continuing Education Credits; License Renewal; Consultant Pharmacist License Renewal; Nuclear Pharmacist License Renewal.

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

(c) Prior to renewal, a licensee must complete, within the 24 month period prior to the expiration date of the license, a two-hour continuing education course approved in advance by an Accreditation Council for Pharmacy Education (ACPE) approved provider the Board or the Accreditation Council for Pharmacy Education (ACPE) on medication errors that covers the topics set forth in subsection 64B16-26.6011(2), F.A.C. Hours obtained pursuant to this section may be applied by the licensee to the requirements of subsection (1).

(d) through (j) No change.
(k) All programs accredited approved by an ACPE provider for continuing education for pharmacists are deemed accredited approved by the Board for general continuing education hours for pharmacists. Any course necessary to meet the continuing education requirement for HIV/AIDS, consultant pharmacist license renewal or nuclear pharmacist license renewal shall be Board approved.

(l) No change.

(2)(a) through (c) No change.

(3)(a) Prior to renewal a nuclear pharmacist shall complete no less than 24 hours of Board approved continuing education in the course work specified in Rule 64B16-26.304, F.A.C., within the 24 month period prior to the expiration date of the nuclear pharmacist license. A nuclear program or course accredited by an ACPE approved provider shall be deemed approved by the Board for nuclear pharmacist continuing education hours. The hours earned to satisfy this requirement cannot be used to apply toward the 30 hours required in subsection (1) above. However, if nuclear pharmacist license renewal hours are earned and not used to meet the requirements of this paragraph, they may be applied by the licensee to the 30 hours required in subsection (1).

(b) through (c) No change.

Specific Authority 456.033, 465.009 FS. Law Implemented 456.013(7), (9), 456.033, 465.009 FS. History–New 3-19-79, Formerly 21S-6.07, Amended 1-7-87, Formerly 21S-6.007, Amended 7-31-91, 10-14-91, Formerly 21S-26.103, 61F10-26.103, Amended 7-1-97, Formerly 59X-26.103, Amended 7-1-00, 10-14-01, 1-2-02, 1-12-03, 4-12-05.

DEPARTMENT OF HEALTH
Board of Pharmacy

RULE NO.: RULE TITLE:
64B16-26.600 Tripartite Continuing Education Committee

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify the requirements for the Tripartite Continuing Education Committee.

SUBJECT AREA TO BE ADDRESSED: Tripartite Continuing Education Committee.

SPECIFIC AUTHORITY: 465.005, 465.009(5) FS.

LAW IMPLEMENTED: 465.009 FS.

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

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B16-26.600 Tripartite Continuing Education Committee.

(1) The Tripartite Continuing Education Committee will be composed of equal representation from the Board of Pharmacy, each College of Pharmacy in the State, and practicing pharmacists within the State. The members of the Committee shall be selected by the Board of Pharmacy and serve for a period of two years. The chairman of the Committee shall be selected by the Chair of the Board.

(2) The Board delegates to the Tripartite Continuing Education Committee the authority to perform the following duties: act upon applications submitted pursuant to Rule 64B16-26.601, F.A.C., to become an approved continuing education provider, the approval of individual programs or courses submitted by providers, and

(a) Approve continuing education providers.

(b) Approve continuing education course or program for organizations or individuals that are non-approved providers for the following:

1. General;
2. Initial Consultant Pharmacist Certification;
3. Consultant Recertification;
4. Nuclear Recertification;
5. Medication Errors;
6. HIV/AIDS;
7. Laboratory Tests;
8. Laws and Rules;
9. Misfill Course.

(c) Penalties can be from probation to termination of provider status and the Board will be advised of such action.

(3) The Board delegates to the Tripartite Continuing Education Committee the authority to perform auditing and monitoring activities pursuant to Rule 64B16-26.601, F.A.C., to become an approved continuing education provider, the approval of individual programs or courses submitted by providers, and

(a) Approve continuing education providers.

(b) Approve continuing education course or program for organizations or individuals that are non-approved providers for the following:

1. General;
2. Initial Consultant Pharmacist Certification;
3. Consultant Recertification;
4. Nuclear Recertification;
5. Medication Errors;
6. HIV/AIDS;
7. Laboratory Tests;
8. Laws and Rules;
9. Misfill Course.

(c) Penalties can be from probation to termination of provider status and the Board will be advised of such action.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B16-26.600 Tripartite Continuing Education Committee.

(1) The Tripartite Continuing Education Committee will be composed of equal representation from the Board of Pharmacy, each College of Pharmacy in the State, and practicing pharmacists within the State. The members of the Committee shall be selected by the Board of Pharmacy and serve for a period of two years. The chairman of the Committee shall be selected by the Chair of the Board.

(2) The Board delegates to the Tripartite Continuing Education Committee the authority to perform the following duties: act upon applications submitted pursuant to Rule 64B16-26.601, F.A.C., to become an approved continuing education provider, the approval of individual programs or courses submitted by providers, and

(a) Approve continuing education providers.

(b) Approve continuing education course or program for organizations or individuals that are non-approved providers for the following:

1. General;
2. Initial Consultant Pharmacist Certification;
3. Consultant Recertification;
4. Nuclear Recertification;
5. Medication Errors;
6. HIV/AIDS;
7. Laboratory Tests;
8. Laws and Rules;
9. Misfill Course.

(c) Penalties can be from probation to termination of provider status and the Board will be advised of such action.

(3) The Board delegates to the Tripartite Continuing Education Committee the authority to perform auditing and monitoring activities pursuant to Rule 64B16-26.601, F.A.C., to become an approved continuing education provider, the approval of individual programs or courses submitted by providers, and

(a) Approve continuing education providers.

(b) Approve continuing education course or program for organizations or individuals that are non-approved providers for the following:

1. General;
2. Initial Consultant Pharmacist Certification;
3. Consultant Recertification;
4. Nuclear Recertification;
5. Medication Errors;
6. HIV/AIDS;
7. Laboratory Tests;
8. Laws and Rules;
9. Misfill Course.

(c) Penalties can be from probation to termination of provider status and the Board will be advised of such action.
DEPARTMENT OF HEALTH
Board of Pharmacy

RULE NO.: RULE TITLE:
64B16-26.601 Standards for Approval of Continuing Education Courses and Providers

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify the standards for approval of continuing education courses and providers.

SUBJECT AREA TO BE ADDRESSED: Standards for Approval of Continuing Education Courses and Providers.

SPECIFIC AUTHORITY: 465.005, 465.009 FS.

LAW IMPLEMENTED: 456.025(7), 465.009 FS.

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

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

(Substantial rewording of Rule 64B16-26.601 follows. See Florida Administrative Code for present text.)

64B16-26.601 Standards for Approval of Continuing Education Courses and Providers.

(1) Providers seeking board approval shall meet each of the following:

(a) Complete the application (DOH/MQA/PH109) and submit a fee of $150.00.

(b) There shall be a visible, continuous, and identifiable authority charged with the administration of continuing education programs. The person or persons in whom the administrative function is vested shall be qualified by virtue of background, education, training and/or experience.

(c) All continuing education offerings conducted by the provider shall meet the standards outlined in subsection (3).

(d) Submit licensee continuing education course completion credits in the electronic continuing education tracking system in accordance with Florida Statute 456.025(7).

(2) Organizations or individuals seeking approval of a single course or program shall meet each of the following:

(a) Complete the application (DOH/MQA/PH 111) and submit a fee of $50.00.

(b) All continuing education offerings under this section shall meet the standards outlined in subsection (3).

(c) All continuing education offerings shall be submitted to the Tripartite Committee for review and approval at least 45 days in advance of the program or course.

(3) Each continuing education offering shall contain a detailed outline of the content and shall build upon Standards of Practice and a basic course or courses offered in the curricula of accredited colleges or schools of pharmacy. Continuing education may consist of post-baccalaureate degree programs offered by accredited colleges or schools of pharmacy, post-graduate studies, institutes, seminars, lectures, conferences, workshops, correspondence courses, or other such committee-approved educational methods. All offerings shall meet the following standards:

(a) Education Content Development.

1. Continuing education offerings shall involve advance planning that includes a statement of measurable educational goals and behavioral objectives.

2. Continuing education offerings shall be designed to reflect the educational needs of the pharmacist and build on the standards of practice and courses in the curricula of accredited colleges or schools of pharmacy.

3. Each continuing education offering shall be designed to explore one subject or a group of closely related subjects or standards.

(b) Methods of Delivery.

1. The method of delivery of a course shall be determined by giving appropriate consideration to such factors as educational content, objectives, and composition of the audience.

2. The method of delivery shall encourage active participation and involvement on the part of the pharmacist.

(c) Program Faculty Qualifications.

1. The program faculty for a particular continuing education offering shall be competent in the subject matter and qualified by experience.

2. An appropriate number of program faculty for each activity shall be utilized.

3. There shall be adequate personnel to assist with administrative matters and personnel with competencies outside content areas in cases where the method of delivery requires technical or other special expertise.

(d) Facilities.

The facilities to be utilized shall be appropriate and adequate to the content, method of delivery, size of the audience and promote the attainment of the objectives of the offering.

(e) Evaluation.

1. The provider shall make provision for evaluation of the participants’ attainment of the stated learner objectives through in-process activities that provide a measurable demonstration of the learner’s achievement(s).
2. The provider shall develop and employ an evaluation mechanism for the purpose of allowing the participant to assess his/her achievement of personal objectives.

3. The provider shall develop and employ an evaluation mechanism that shall assess the effectiveness of the learning experiences, instructional methods, facilities, and resources used for the offering.

(f) Contact Hour Criteria.
1. The number of contact hours or Continuing Education Units (CEU) shall be determined by the provider in advance of the offering subject to approval by the committee and awarded upon the successful completion of the entire planned education experience.

2. Providers shall adhere to a uniform quantitative system of measurement for continuing education credit based on the contact hour which is defined as 50-60 minutes of participation or its equivalent and the CEU which is defined as 10 contact hours in an organized continuing pharmacy education activity under responsible sponsorship, capable direction and qualified instruction.

(g) Record Keeping.
1. Records of single course offerings shall be maintained by the provider for inspection by the Board. The records shall be adequate to serve the needs of the participants and to permit the Board to monitor for adherence to the standards for continuing education offerings as outlined in the rules.

2. An individual certificate of attendance specifying title of offering, provider number, date of offering, and number of contact hours earned shall be furnished to each participant by the provider.

3. Records shall be maintained by the provider for a minimum of four (4) years.

(4) All programs issued an Accreditation Council for Pharmacy Education (ACPE) Universal Program number from an ACPE approved provider may be deemed approved by this Board for general continuing education hours for pharmacists.

(5) Approved providers shall pay a renewal fee of $150 which shall run concurrent with the pharmacist licensure renewal period.


DEPARTMENT OF HEALTH
Board of Physical Therapy Practice
RULE NO.: 64B17-3.002
RULE TITLE: Licensure Examination Subjects and Passing Score; Additional Requirements After Third Failure; Florida Jurisprudence Examination

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify the time limit for obtaining a passing score on the National Physical Therapy Examination for an applicant for licensure by examination.

SUBJECT AREA TO BE ADDRESSED: The time limit for application for licensure by examination after obtaining a passing score on the National Physical Therapy Examination.

SPECIFIC AUTHORITY: 456.017, 486.025, 486.051 FS.
LAW IMPLEMENTED: 456.017, 486.051 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: Susan Love, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin C05, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B17-3.002 Licensure Examination Subjects and Passing Score; Additional Requirements After Third Failure; Florida Jurisprudence Examination.

(1) The licensure examination shall be the National Physical Therapy Examination (NPTE) for Physical Therapists developed by the Federation of State Boards of Physical Therapy. An applicant for licensure by examination must have obtained a passing score on the NPTE examination within the five (5) years immediately prior to the filing of the application.

(2) through (4) No change.

Specific Authority 456.017, 486.025, 486.051 FS. Law Implemented 456.017, 486.051 FS. History–New 8-6-84, Formerly 21M-7.22, Amended 3-16-88, 6-20-89, Formerly 21M-7.022, Amended 6-6-90, 6-3-92, 3-24-93, Formerly 21MM-3.002, 61F11-3.002, Amended 12-22-94, Formerly 59Y-3.002, Amended 2-14-02, 4-23-02, 12-5-04, 4-9-06, 1-7-07, ________.
DEPARTMENT OF HEALTH
Board of Physical Therapy Practice

RULE NO.: RULE TITLE:
64B17-4.002 Licensure Examination Subjects and Passing Score; Additional Requirements After Third Failure; Florida Jurisprudence Examination

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify the time limit for obtaining a passing score on the National Physical Therapy Examination for an applicant for licensure by examination.

SUBJECT AREA TO BE ADDRESSED: The time limit for application for licensure by examination after obtaining a passing score on the National Physical Therapy Examination.

SPECIFIC AUTHORITY: 456.017(1)(b), 486.025, 486.104 FS.
LAW IMPLEMENTED: 456.017, 486.104 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: Susan Love, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin C05, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B17-4.002 Licensure Examination Subjects and Passing Score; Additional Requirements After Third Failure; Florida Jurisprudence Examination.

(1) The licensure examination shall be the National Physical Therapy Examination (NPTE) for Physical Therapists Assistants developed by the Federation of State Boards of Physical Therapy. An applicant for licensure by examination must have obtained a passing score on the NPTE examination within the five (5) years immediately prior to the filing of the application.

(2) through (4) No change.

Specific Authority 456.017(1)(b), 486.025, 486.104 FS. Law Implemented 456.017, 486.104 FS. History–New 8-6-84, Formerly 21M-10.22, Amended 4-12-87, 3-16-88, 6-20-89, Formerly 21M-10.022, Amended 6-3-92, 3-24-93, Formerly 21MM-4.002, 61F11-4.002, Amended 12-22-94, Formerly 59Y-4.002, Amended 2-14-02, 4-23-02, 12-5-04, 4-9-06.

DEPARTMENT OF HEALTH
Board of Physical Therapy Practice

RULE NO.: RULE TITLE:
64B17-7.001 Disciplinary Guidelines

PURPOSE AND EFFECT: The Board proposes to add a new penalty regarding disciplinary guidelines used for a licensee who is practicing on a delinquent, inactive, or retired status license.

SUBJECT AREA TO BE ADDRESSED: Disciplinary Guidelines.

SPECIFIC AUTHORITY: 456.036, 456.072, 456.079, 486.025 FS.
LAW IMPLEMENTED: 456.072, 456.073, 456.079, 486.125 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: Susan Love, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin C05, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B17-7.001 Disciplinary Guidelines.

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

(bb) Sections 456.036(1), F.S. and 486.125(1)(k), F.S. or Section 456.072(1)(dd), F.S.: Practicing on a delinquent license, inactive status license and retired status license – from a minimum fine of $1,000 and/or a letter of concern up to a maximum fine of $5,000, and/or suspension of license for two years followed by two years of probation. For a second offense, from a minimum fine of $5,000 and/or two years of probation up to a maximum fine of $10,000 and/or revocation of license. After the second offense, from a minimum fine of $7,500 and/or six months of suspension followed by probation up to a maximum fine of $10,000 and/or revocation.

(cc) No change.

(2) No change.

FINANCIAL SERVICES COMMISSION
OIR – Insurance Regulation

RULE NO.: RULE TITLE:
69O-142.200 Military Sales (EX) WG

PURPOSE AND EFFECT: The purpose of this regulation is to set forth standards to protect active duty service members of the United States Armed Forces from dishonest and predatory insurance sales practices by declaring certain identified practices to be false, misleading, deceptive or unfair.

SUBJECT AREA TO BE ADDRESSED: Unfair Trade Practices.

SPECIFIC AUTHORITY: 624.308, 626.6911 FS.
LAW IMPLEMENTED: 624.307, 626.9611, 626.9541 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:
DATE AND TIME: Tuesday, May 1, 2007, 9:30 a.m.
PLACE: Room 116, 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 Sam Binnun, Market Investigation, Office of Insurance Regulation, E-mail Sam.Binnun@fldfs.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sam Binnun, Market Investigation, Office of Insurance Regulation, E-mail Sam.Binnun@fldfs.com
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF EDUCATION
Proposed Rules

State Board of Education

RULE NO.: RULE TITLE:
6A-4.0081 Florida School Leaders Certification

PURPOSE AND EFFECT: This rule is amended to revise the certification levels for Educational Leadership and School Principals and to align requirements to the new principal leadership standards adopted by the State Board of Education.

SUMMARY: The rule is revised to reflect two levels of certification for school leaders and to align the rule to the principal leadership standards approved by the State Board of Education. Technical changes are also made.

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: 1001.02, 1012.55, 1012.56 FS.
LAW IMPLEMENTED: 1001.02, 1012.55, 1012.56 FS.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:
DATE AND TIME: May 15, 2007, 1:00 p.m.
PLACE: Orlando World Center Marriott, 8701 World Center Drive, Orlando, 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 7 days before the workshop/meeting by contacting: Office of Equity and Access, (850)245-0513. 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: Beverly Gregory, (850)245-0606

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-4.0081 Florida School Leaders Certification. The Florida school leaders principal certification program shall be performance-based and shall include two three (3) levels of certification based on demonstrated knowledge, performance, and results. The subject area examination required for issuance of the professional certificate as specified in Section 1012.56(4)(c), Florida Statutes, subparagraph 6A-4.004(1)(a)11., F.A.C., shall be a requirement for Level 1 Certification.

(1) Level 1 Certification shall be designated Educational Leadership. Requirements for certification in educational leadership are listed in Rule 6A-4.0082, F.A.C., and include successful demonstration of knowledge in each of the principal leadership standards eight (8) areas of public school administration as described in subparagraph 6A-4.0082 (2)(a), F.A.C. Documentation of knowledge in each of the areas shall be by comprehensive written examination administered under the direction of the Department.

(2) Level 2 Certification shall be designated School Principal. Requirements for certification as school principal are listed in Rule 6A-4.0083, F.A.C., and include successful performance of the duties of the school principalship as
described in Rule 6A-4.0083, F.A.C. Documentation of successful performance shall be by a comprehensive performance appraisal system approved by the district school board and the Department.

(3) Level 3 Certification shall be designated Professional School Principal. Requirements for certification as professional school principal are listed in Rule 6A-4.0084, F.A.C., and require the applicant to achieve superior results for a period of three (3) years or more in the same district as described in Rule 6A-4.0084, F.A.C. Documentation of superior results shall be by a comprehensive performance appraisal system approved by the district school board and the Department.

(4) The term principal as used in Rules 6A-4.0081 through 6A-4.0085, F.A.C., means a person assigned responsibility for administrative direction and instructional leadership and supervision at an individual school as prescribed in Section 1012.01(3)(c)1., 228.041(10)(b)1., Florida Statutes. This does not include persons assigned these responsibilities in the role of assistant, intern, or interim principal.

(5) Educational Leadership may be shown on a temporary or professional certificate. School Principal and Professional School Principal may be shown on a professional certificate with other areas of certification or shown individually without other areas of certification.

(6) Certification coverage of school principal and professional school principal shall cover all positions covered by certification in administration, supervision, administration and supervision and educational leadership.

(6) This rule shall become effective July 1, 2007.

Specific Authority 1001.02, 1012.55, 1012.56 FS. Law Implemented 1001.02, 1012.55, 1012.56 FS. History–New 7-1-86, Formerly 6A-4.081, Amended 7-1-07.
(2)(a) Successful completion of the Florida Educational Leadership Core Curriculum.

(a) The Educational Leadership core curriculum consists of the following principal leadership standard areas: eight (8) areas of educational administration specified below:

1. Instructional leadership, Public School Curriculum and Instruction.
2. Managing the learning environment, Organizational Management and Development.
4. Decision making strategies, Leadership Skills
5. Technology, Communication Skills
6. Human resource development, Technology.
7. Ethical leadership, Educational Law
9. Community and stakeholder partnerships, and
10. Diversity.

(b) Documentation of successful completion of the Florida Educational Leadership Core Curriculum shall be by one (1) of the following plans:

1. Successful completion of a Department of Education approved Florida preservice program in educational leadership offered by an acceptable standard institution as defined in subsection 6A.4.003(1), F.A.C. A newly-created state institution that meets approval requirements described in Rule 6A-4.003, F.A.C. shall be considered as having met the accreditation requirement.

2. A graduate degree major in educational administration, administration and supervision, or educational leadership awarded by an acceptable standard institution as defined in Rule subsection 6A-4.003(4), F.A.C.

3. A graduate degree with a major in a subject other than educational administration, administration and supervision or educational leadership, and successful completion of a Department of Education approved modified Florida program in educational leadership offered by an acceptable standard institution as defined in subsection 6A-4.003(1), F.A.C. A newly-created state institution that meets approval requirements described in Rule 6A-4.003, F.A.C. shall be considered as having met the accreditation requirement.

4. A graduate degree with a major in a subject other than educational administration, administration and supervision, or educational leadership awarded by an acceptable institution as defined in Rule 6A-4.003, F.A.C., and thirty (30) semester hours of graduate credit which includes credit in each of the principal leadership standard areas eight areas of educational administration specified in paragraph (2)(a) of this rule and an internship or a course with associated field experience in educational leadership.

5. Successful completion of an Educational Leadership training program approved by the Department of Education and offered by a Florida public school district.

4. Using the objective screening, selection, and appointment procedures of the district school board approved under Section 231.0861(2), Florida Statutes, persons holding certification in educational leadership, administration, or administration and supervision may be appointed to perform the duties of an intern assistant principal, assistant principal, intern principal or interim principal. A person holding the certification coverages listed above, school principal or professional school principal, may be appointed under district school board procedures to administrative positions which are not assigned to a school.

5. Out of state experienced educational administrators who have a master’s degree or higher in educational administration and supervision from a standard institution and who are employed for a district level position by a Florida school board shall be eligible for a temporary certificate covering educational leadership.

(3) This rule shall become effective July 1, 2007.

NAME OF PERSON ORIGINATING PROPOSED RULE: Beverly Gregory, Bureau Chief

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Pam Stewart, Deputy Chancellor

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 4, 2007

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

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-4.0083

RULE TITLE: School Principal – Administrative Class

PURPOSE AND EFFECT: The rule revisions are necessary in order to implement new requirements for School Principal certification that are based on the principal leadership standards adopted by the State Board of Education.

SUMMARY: The rule amendment is proposed to update the requirements for School Principal certification to align to the new principal leadership standards. The current language and requirements are obsolete and based on repealed statutes.

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: 1001.02, 1012.55, 1012.56 FS.

LAW IMPLEMENTED: 1001.02, 1012.55, 1012.56 FS.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Beverly Gregory, Chief Bureau of Educator Certification, Department of Education, 325 West Gaines Street, Room 201, Tallahassee, Florida 32399-0400, (850)245-0431

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-4.0083 School Principal – Administrative Class.

To be eligible to receive certification as a school principal, an individual shall satisfy each of the following requirements:

(1) Hold a valid professional certificate covering educational leadership, administration, or administration and supervision.

(2) Document successful performance of the duties of the school principalship. These duties shall be performed in a Department of Education approved district school principal certification program pursuant to Rule 6A-5.081, F.A.C. management training and development program designed and implemented consistent with the principal leadership standards approved by the State Board of Education with the program described in the publication titled, Preparing New Principals, 1985, approved by the Florida Council on Educational Management, which is hereby incorporated and made a part of this rule. In addition, these duties shall:

(a) Be performed as a full-time employee of a district school board in a leadership position through which the candidate can fully demonstrate the competencies associated with the Florida Principal Leadership Standards, and assigned to perform the duties of an assistant principal, intern principal, or an interim principal for a period of not less than one (1) full school year which is ten (10) months or more in length.

(b) Be a formally planned professional development program designed and implemented to prepare the individual to effectively perform as a school principal.

(c) Be comprehensive of all the duties of the school principalship.

(d) Be performed under the direct supervision of a currently practicing school principal or district manager who has been appointed by the district school board to serve as the supervising principal or manager for this program.

(3) Demonstrate successful performance of the competencies of the school principalship standards which shall be documented by the Florida district school superintendent based on a performance appraisal system approved by the district school board and the Department pursuant to Rule 6A-5.081, F.A.C. The performance appraisal system shall be consistent with Guidelines for District Performance Appraisal Systems, January, 1985, approved by the Florida Council on Educational Management, which is hereby incorporated and made a part of this rule. A comprehensive performance appraisal system:

(a) Has clearly stated purposes.

(b) Promotes individual and organizational growth.

(c) Is used for personnel decisions.

(d) Is fair, equitable and legally sound.

(e) Provides for negotiation of expectations in relation to situations.

(f) Values appraisee input.

(g) Requires planning, feedback, and coaching.

(h) Has procedures for collection and retrieval of data for decision making.

(i) Links rewards to performance.

(j) Establishes criteria for assessment.

(k) Provides training and orientation of participants.

(4) An individual who holds a valid Florida Educator’s Certificate covering administration or administration and supervision issued prior to July 1, 1986 and served as a school principal prior to July 1, 1986 for not less than one (1) school year may apply for certification as a school principal under the provisions of Rule 6A-4.0085, F.A.C.

(5) Only individuals who meet the requirements for certification as a school principal shall be appointed by a district school board to the position of school principal; however, when deemed by the school board to be necessary and in the best interests of the students of the school, an individual who holds a certificate in educational leadership, administration or administration and supervision, including experienced out-of-state principals as provided by Section 231.0861(4), Florida Statutes, may, on the basis of objective screening and appointment procedures as provided in Section 231.0861, Florida Statutes, be appointed as an interim principal for a period not to exceed one (1) year during which the individual must successfully demonstrate performance of the duties of the principalship as provided in subsection 6A-4.0083(2), F.A.C.

(6) Individuals who do not meet the requirements for certification as school principal but who hold valid certificates covering educational leadership, administration, or administration and supervision may, subject to the procedures established by each district school board, apply for vacancies of intern assistant principal, assistant principal, intern principal, intern principal, and other positions for which this certification coverage is valid.

(7) All principals, intern principals, and assistant principals appointed by each district school board shall be selected and appointed using an objective based process which documents that the applicant possesses the competencies necessary for successful performance of the duties as required.
by Section 231.0861, Florida Statutes. The objective-based process for screening, selection, and appointment shall be consistent with Criteria for School District Screening, Selection, and Appointment Process for Principals and Assistant Principals, September, 1984, approved by the Florida Council on Educational Management, which is hereby incorporated and made a part of this rule.

(5) This rule shall become effective July 1, 2007.

Specific Authority 1001.02, 1012.55, 1012.56 FS. Law Implemented 231.02, 231.0861, 231.087(3)(e), 231.15, 231.17 FS. History—New 7-1-86, Formerly 6A-4.083, Amended 10-31-88.

NAME OF PERSON ORIGINATING PROPOSED RULE: Beverly Gregory, Chief Bureau of Educator Certification, Department of Education

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Pam Stewart, Deputy Chancellor, K-12 Educator Quality, Department of Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 4, 2007

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

DEPARTMENT OF EDUCATION
State Board of Education

RULE NO.: 6A-4.0243
RULE TITLE: Specialization Requirements for Certification in Foreign Language (Grades K-12) – Academic Class

PURPOSE AND EFFECT: The rule amendment is proposed to provide for acceptance of military foreign language education and training.

SUMMARY: It is proposed that completion of the Basic Program of the Defense Language Institute of the United States Department of Defense in a foreign language in which Florida offers certification be accepted for the specialization requirements for certification in the foreign language.

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: 1001.02, 1012.55, 1012.56 FS.
LAW IMPLEMENTED: 1001.02, 1012.55, 1012.56 FS.
A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:
DATE AND TIME: May 15, 2007, 1:00 p.m.
PLACE: Orlando World Center Marriott, 8701 World Center Drive, Orlando, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Beverly Gregory, Chief Bureau of Educator Certification, Department of Education, 325 West Gaines Street, Room 201, Tallahassee, Florida 32399-0400, (850)245-0431

THE FULL TEXT OF THE PROPOSED RULE IS:
6A-4.0243 Specialization Requirements for Certification in Foreign Language (Grades K-12) – Academic Class.

(1) Specialization requirements for the following modern languages: Chinese, French, German, Greek, Hebrew, Italian, Japanese, Portuguese, Russian, and Spanish.

(a) Plan One. A bachelor's or higher degree with an undergraduate or graduate major in one of the modern languages listed in subsection (1) of this rule, or

(b) Plan Two. A bachelor's or higher degree with thirty (30) semester hours in one of the modern languages listed in subsection (1) of this rule to include credit in the areas specified below:
   1. History or culture of the people who speak the language as their native language,
   2. Literature in the language, and
   3. Applied linguistics or second language acquisition, or

   (c) Plan Three. A bachelor's or higher degree with specialization requirements completed in one (1) of the modern languages as specified in paragraph (1)(a) or (b) of this rule, and twenty-one (21) semester hours in another one of the modern languages listed in subsection (1) of this rule to include credit in the areas specified below:
   1. History or culture of the people who speak the language as their native language,
   2. Literature in the language, and
   3. Applied linguistics or second language acquisition, or

   (d) Plan Four. A bachelor’s or higher degree and official documentation of successful completion of the Basic Program of the Defense Language Institute of the United States Department of Defense in one of the modern languages listed in subsection (1) of this rule.

(2) No change.

Specific Authority 1001.02, 1012.55, 1012.56 FS. Law Implemented 1001.02, 1012.54, 1012.55, 1012.56 FS. History–New 7-1-90, Amended 7-17-00, 4-17-02.

NAME OF PERSON ORIGINATING PROPOSED RULE: Pam Stewart, Deputy Chancellor K-12 Educator Quality, Department of Education

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Cherie Pierson Yeeke, Ph.D., Chancellor K-12 Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 18, 2007

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

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-14.030

RULE TITLE: Instruction and Awards in Community Colleges

PURPOSE AND EFFECT: The purpose of the rule amendment is to define and formalize the Certificate of Professional Preparation as the appropriate credential for Educator Preparation Institute (EPI) program completers. Also to adopt the Florida Community College System Program Length Document as updated. The effect is a rule which incorporates the new credential for Educator Preparation Institute.

SUMMARY: Section 1004.85(3)(c), Florida Statutes, requires that a credential be provided to Educator Preparation Institute participants who successfully complete their programs of study. There is currently no existing credential or certificate that may be issued to baccalaureate degree holders who are preparing for a professional license such as the Florida Professional Teaching Certificate. The proposed amendment would define and formalize this 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: 1001.02(9)(c), (d), 1001.02(1), 1001.03(12), 1004.02 FS.

LAW IMPLEMENTED: 1001.03(12), 1004.93, 1004.91 FS.

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

DATE AND TIME: May 15, 2007, 1:00 p.m.
PLACE: Orlando World Center Marriott, 8701 World Center Drive, Orlando, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Ian Neuhard, Director of Academic Programs, Division of Community Colleges, Department of Education, 325 West Gaines Street, Tallahassee, Florida, (850)245-9468

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-14.030 Instruction and Awards in Community Colleges.

Community colleges are authorized to provide instruction and to confer degrees, certificates, and diplomas only as prescribed herein. Any degree program, certificate, or diploma program offered at a community college shall be offered at the established standard credit hour length. Revisions to the standard credit hour lengths and the lengths of new programs added to the Statewide Program Inventory list must be approved by the Division of Community Colleges.
(2) Associate in science degree. Each community college is authorized to provide programs of instruction consisting of college-level courses to prepare for entry into employment. The courses shall be based in theory and of sufficient complexity, rigor, and theory to be college level. The courses shall be classified in the Community College Management Information System as advanced and professional courses or postsecondary vocational courses. The programs shall not include courses classified as postsecondary adult vocational courses. Satisfactory completion of courses within the programs shall be recognized by the award of units of measure called college credit. **Effective with the Fall Term 2000.** The associate in science degree shall be awarded upon satisfactory completion of a planned program of study comprised of the standard credit hour length established, including demonstration of the attainment of predetermined and specific performance requirements, and subject to law and rule. Courses not accepted in the State University System shall not be included in the general education core required for the degree. Associate in science degrees that articulate with baccalaureate degrees under the provisions of paragraph 6A-10.024(6)(c), F.A.C., shall meet the specific provisions contained therein. The standard credit hour length of all associate in science degree programs shall be kept according to the Department of Education publication **2006-2007 Community College Programs with Standard Program Length Document: 2003** incorporated herein by reference. Copies may be obtained through the Division of Community Colleges, Department of Education, Tallahassee, Florida 32399-0400.

(3) Associate in Applied Science Degree. Each community college is authorized to provide programs of instruction consisting of college-level courses to prepare for entry into employment. The courses shall be based in theory and of sufficient complexity, rigor, and theory to be college level. The courses shall be classified in the Community College Management Information System as advanced and professional courses or postsecondary vocational courses. The programs shall not include courses classified as postsecondary adult vocational courses. Satisfactory completion of courses within the programs shall be recognized by the award of units of measure called college credit. **Effective with the Fall Term 2000.** The associate in applied science degree shall be awarded upon satisfactory completion of a planned program of study comprised of the standard credit hour length established, including demonstration of the attainment of predetermined and specific performance requirements, and subject to law and rule. The standard credit hour length of all associate in applied science degree programs shall be kept according to the Department of Education publication **2006-2007 Community College Programs with Standard Program Length Document: 2003** incorporated herein by reference. Copies may be obtained through the Division of Community Colleges, Department of Education, Tallahassee, Florida 32399-0400. **(4) through (6) No change.**

(7) Certificate of Professional Preparation. Community colleges may provide college level professional instruction, consisting of not less than nine (9) and not more than thirty (30) credit hours of courses and course equivalent modules, to prepare baccalaureate degree holders for licensure, certification, credentialing, examinations, or other demonstrations of competency necessary for entry into professional occupations. Satisfactory completion of these courses and modules shall be recognized by the award of units of measure called institutional credit. **Institutional credit is postsecondary credit that is competency-based and has been assigned an instructional level of zero. Institutional credit is not intended for transfer outside of the Florida Community College System. Upon satisfactory completion of a planned program that has been approved by the Department of Education, including the demonstration of competencies and the attainment of predetermined and specific performance requirements, and subject to law and rule, the certificate of professional preparation shall be awarded. If a community college is authorized to award a baccalaureate degree in the subject area of the certificate of professional preparation, then the college may award upper division college credit for such instruction in lieu of institutional credit.**

Specific Authority 1001.02(1), (9)(c), (d), 1001.03(12), 1004.02 FS. Law Implemented 1001.03(12), 1004.91, 1004.93 FS. History—Formerly 6A-8.50, Repromulgated 12-19-74, Amended 8-27-84, 8-29-85, Formerly 6A-14.30, Amended 5-14-91, 5-2-95, 2-13-96, 12-30-99, 5-3-01, 7-20-04, 2003.”

NAME OF PERSON ORIGINATING PROPOSED RULE: Ian Neuhard, Director of Academic Programs, Division of Community Colleges

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Dr. Judith Bilsky, Division of Community Colleges

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 2, 2007

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

DEPARTMENT OF EDUCATION
State Board of Education

RULE NO.: 6A-14.0716

RULE TITLE: Community College Budgets

PURPOSE AND EFFECT: The purpose of this rule amendment is to provide authority for community college boards of trustees to delegate approval of budget amendments for reallocation of funds between organizational units of a fund
and between general ledger object and class codes. The effect is to streamline administrative tasks at the community college level should the board of trustees choose to do so.

SUMMARY: This rule is amended to provide authority for community college boards of trustees to delegate approval of budget amendments for reallocation of funds between organizational units of a fund and between general ledger object and class codes.

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: 1001.02(1), (9), 1011.01, 1011.30 FS.

LAW IMPLEMENTED: 1010.01, 1010.02, 1011.30, 1011.84, 1013.61 FS.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Maybelle Montford, Community College Budgets, Division of Community Colleges, Department of Education, 325 West Gaines Street, Tallahassee, Florida; (850)245-9468

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-14.0716 Community College Budgets.

Each fiscal year, each community college shall prepare a budget in such form as prescribed by the State Board of Education for the Current Unrestricted Fund. Two copies of the budget approved by the board of trustees shall be submitted to the Chancellor, as designee of the Commissioner of Education, by June 30 or on a later date established by the Chancellor. The original or facsimile signature of the president on both copies shall certify board approval.

(1) The Chancellor, as designee of the Commissioner of Education, shall approve the operating budget for each community college after an examination for completeness, correctness, conformity with law and rule, State Board of Education rules, guidelines and preparation according to accepted accounting standards. Anticipated budgeted revenues shall be reasonable and transfers from general current funds shall not handicap current operations. A contingency reserve is authorized in the general current fund.

(2) No change.

(3) Boards of trustees are authorized to amend budgets. Amended budgets are required to be in compliance with laws, rules and accepted educational accounting standards. Boards of trustees may, by rule, delegate authority for approval of budget amendments except as provided in subparagraphs (3)(b)1.,2., of this rule.

(a) Budget amendments approved pursuant to the authority granted in this subsection by the board of trustees may reallocate funds between organizational units of a fund and between general ledger object and class codes.

(b) through (4) No change.

Specific Authority 1001.02(1), (9), 1011.01, 1011.30 FS. Law Implemented 1010.01, 1010.02, 1011.30, 1011.84, 1013.61 FS. History—New 9-30-96, Amended 7-20-04, ________.
6A-14.072 Financial Records and Reports.


(2) through (3) No change.

Specific Authority 1001.02(1), (9), 1010.01(1) FS. Law Implemented 1001.02(9), 1010.01 FS. History–Formerly 6A-8.11, Repromulgated 12-19-74, Amended 12-26-77, 7-2-79, 5-14-85, Formerly 6A-14.72, Amended 11-12-91, 7-7-92, 2-16-94, 12-18-94, 11-27-95, 11-13-96, 12-9-97, 5-18-99, 2-29-00, 7-30-01, 5-19-03, 7-20-04.


NAME OF PERSON ORIGINATING PROPOSED RULE: Everett Condry, Division of Community Colleges

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Dr. Judith Bilsky, Division of Community Colleges

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 2, 2007

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

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-14.0734

RULE TITLE: Procurement Requirements

PURPOSE AND EFFECT: The purpose of this rule amendment is to provide community college boards of trustees with the flexibility to increase competitive solicitation thresholds for the purchase of goods and services other than professional services as defined in Florida Statute 287.055, if they desire. It also allows them to exempt the requirement to solicit competitive offers for the purchase of services and commodities from buying cooperatives, if the contract was competitively bid.

SUMMARY: Current rule requires community colleges to solicit competitive offers from at least three (3) sources when purchasing commodities exceed the Category Two level of $25,000. The Category Two level has not been changed since 1999. This rule amendment will allow community college boards to consider amending their local Board Rules to only require the solicitation of competitive offers from three sources, if the amount of the commodity or service purchase exceeds the Category Three level of $50,000. In addition, current rule also only allows community colleges to exempt the requirement to solicit competitive offers from units or government established by law or from non-profit buying cooperative contracts that were competitively bid. This rule amendment will allow purchases to be made by allowing community colleges to buy from cooperative competitively bid contracts.

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: 287.017 FS.

LAW IMPLEMENTED: 287.017 FS.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Maybelle Montford, Division of Community Colleges, Department of Education, 325 West Gaines Street, Tallahassee, Florida, (850)245-9372

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-14.0734 Procurement Requirements.

(1) Colleges shall, as the circumstances require, publicly solicit the submittal of competitive offers from at least three (3) sources, when purchasing services or commodities exceeding the amount as specified in Section 287.017, Florida Statutes, for Category Three Two. Solicitations of competitive offers are defined as:

(a) “Competitive sealed bids”, “competitive sealed proposals” or “competitive sealed replies”, means the process of receiving competitive offers transmitted by secured electronic means or written bids, proposals, or replies.

(b) “Competitive solicitations” or “solicitations” means an invitation to bid, a request for proposal, request for quote, or an invitation to negotiate.

Boards of trustees may adopt smaller amounts beyond which to require the solicitation of competitive offers. The college president or designee reserves the right to reject any or all offers submitted in response to the college's solicitation, and/or solicit new offers as deemed in the college's best interest. When accepting responsive offers to the college’s solicitations, colleges shall accept the lowest or best responsive offer. If other than the lowest or best offer meeting specifications is accepted, the college shall maintain a public record of the justification. Recommendation for awards not exceeding the Category Five threshold as specified in Section 287.017, Florida Statutes, may be approved or rejected by the president or a designee if such authority is delegated in policy adopted by the board of trustees. Recommendation for awards exceeding the Category Five threshold as specified in Section 287.017, Florida Statutes, shall be approved or rejected by the board of trustees.

(2) Exceptions to the requirement to solicit competitive offers are:
(a) Educational tests, textbooks, instructional materials and equipment, films, filmstrips, video tapes, disc or tape recordings or similar audio-visual materials, graphic and computer based instructional software.

(b) Library books, reference books, periodicals, and other library materials and supplies.

(c) Purchases at the unit or contract prices established through competitive solicitations by any unit of government established by law or non-profit buying cooperatives.

(d) through (4) No change.


(1) Alignment with college Mission. Prior to receipt of state appropriations for this program, each community college board of trustees receiving state appropriations under this program shall approve each gift to ensure alignment with the unique mission of the community college.

(2) Eligibility.

(a) Contributions which have been approved by the board of trustees must have been received by February 1. Contributions are defined as “an unconditional transfer by another entity.” Exchange transactions, in which each party receives goods or services of approximately equal value, are not contributions.

(b) For the purpose of Section 1011.85(6), Florida Statutes, “local funds” are defined as contributions from local government.

(c) Auxiliary funds are not contributions and are not eligible to be matched.

(d) The direct support organization must be in current compliance with Section 1004.70(6), Florida Statutes, regarding annual financial audits and their submission.

(3) Contributions. Contributions must be in cash defined as follows:

(a) Cash includes currency on hand, demand deposits with financial institutions, and other deposit accounts with similar characteristics (that is, the ability to deposit additional funds at any time and withdraw at any time without prior notice or penalty).

(b) All other types of contributions such as pledges that have not been paid, equipment, land, building, and art, must be converted to cash in order to be used for matching purposes.

(4) Unmatched Contributions. Contributions received in prior years that remain unmatched may be submitted for matching if evidence can be provided that the funds have not been matched previously.

(5) Certification Process.

(a) Community college foundations requesting state appropriations under this program shall certify in an annual report to the State Board of Education the eligible cash contributions received by February 1 and previously unmatched by the state. Designations shall be included in the report identifying which funds are carry-forward and which are new contributions.

(b) Use of designations shall be included in the report certifying the following uses:

1. Scholarships, student loans, or need-based grants one hundred (100) percent match.
2. First Generation in College Scholarships one hundred (100) percent state match.
3. Other Eligible Uses. Match four (4) dollars state funds to six (6) dollars contributed funds.
(c) Certification form must include a statement of alignment with the college mission.

(d) As specified in Section 1011.85(4)(c), Florida Statutes, the audit for each foundation receiving state funds from this program must include a certification of accuracy in the amount reported for matching funds.

(6) Expenditures. Uses of proceeds under this program shall be in accordance with Section 1011.85(11), Florida Statutes. A foundation may spend the contributions after the use is approved by their board of trustees and before the state matching funds are receipted. Funds for the First Generation in College Scholarships shall not be endowed.

(7) Expenditure Report. Section 1011.85(4)(b), Florida Statutes, requires the colleges to submit to the State Board of Education an annual expenditure report tracking the use of all matching funds. The Community College Office of Budget and Financial Services annually provides the format for submission of this expenditure report.

Specific Authority 1011.85 FS. Law Implemented 1011.85 FS. History–New.

NAME OF PERSON ORIGINATING PROPOSED RULE: Maybelle Montford, Division of Community Colleges
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Dr. Judith Bilsky, Division of Community Colleges
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 2, 2007
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 9, 2007

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

STATE BOARD OF ADMINISTRATION

RULE NO.: 19-8.028
RULE TITLE: Reimbursement Premium Formula
PURPOSE AND EFFECT: This rule is promulgated to implement Section 215.555, Florida Statutes, regarding the Florida Hurricane Catastrophe Fund, for the 2007-2008 contract year.


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

Any person who wishes to provide information regarding 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: 215.555(3) FS.
LAW IMPLEMENTED: 215.555(2), (3), (4), (5), (6), (7) FS.
A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:
DATE AND TIME: May 14, 2007, 1:00 p.m. – 4:00 p.m. (ET)
PLACE: Room 116 (Hermitage Conference Room), 1801 Hermitage Blvd., 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: Donna Sirmons, (850)413-1349. 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: Jack E. Nicholson, Senior FHCF Officer of the Florida Hurricane Catastrophe Fund, State Board of Administration, P. O. Box 13300, Tallahassee, FL 32317-3300; telephone (850)413-1340

THE FULL TEXT OF THE PROPOSED RULE IS:

19-8.028 Reimbursement Premium Formula.

(1) through (3)(i) No change.


Specific Authority 215.555(3) FS. Law Implemented 215.555(2), (3), (4), (5), (6), (7) FS. History—New 9-20-99, Amended 7-3-00, 9-17-01, 7-17-02, 7-02-03, 7-29-04, 7-17-05, 7-06-06, ________.
NAME OF PERSON ORIGINATING PROPOSED RULE:  
Jack E. Nicholson, Senior FHCF Officer, Florida Hurricane 
Catastrophe Fund, State Board of Administration of Florida 

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

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT 
PUBLISHED IN FAW: January 5, 2007, Vol. 33, No. 1 

STATE BOARD OF ADMINISTRATION 

RULE NO.: RULE TITLE: 
19-15.001 Insurance Capital Build-Up Incentive 
Program 

PURPOSE AND EFFECT: This rule is promulgated to 
implement Section 215.5595, Florida Statutes. 

SUMMARY: The amendments to Rule 19-15.001, F.A.C., 
address the changes made to the Insurance Capital Build-Up 
Incentive Program during the 2007 Special Legislative 
Session, to provide a street address for delivery of documents, 
to clarify the due date for the quarterly net written premium 
report and to remind applicants of the public records laws. 

SUMMARY OF STATEMENT OF ESTIMATED 
REGULATORY COST: The regulatory costs are as outlined in 
the application and in section 5 of CS/CS/SB 1980. 

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: 215.5595(6) FS. 

LAW IMPLEMENTED: 215.5595(2), (3), (4), (5), (6), (7) 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 5 days before the workshop/meeting by 
contacting Donna Sirmons, (850)413-1349. 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: Jack E. Nicholson, Senior FHCF 
Officer of the Florida Hurricane Catastrophe Fund, State Board 
of Administration, P. O. Box 13300, Tallahassee, FL 
32317-3300; telephone (850)413-1340 

THE FULL TEXT OF THE PROPOSED RULE IS: 

19-15.001 Insurance Capital Build-Up Incentive Program. 

(1) through (2)(d) No change. 

(e) An Insurer may qualify and be eligible for 
consideration under this Program provided that the Insurer 
contributes New Capital and commits to meeting the Minimum 
Writing Ratio for the term of the Surplus Note. Additionally, 
the Insurer’s Surplus, New Capital contribution, and Surplus 
Note must total at least $14 million for those Insurers writing 
only manufactured housing policies, must total at least $50 
million for other Insurers, and all the Insurers must submit the 
application as adopted under this Rule within the time frames 
referred to in Section 215.5595(2)(b), F.S. 

(f) The Board may Approve an application by an eligible 
and qualifying Insurer for a Surplus Note, unless the Board 
determines that the financial condition of the Insurer and its 
business plan for writing residential property insurance in 
Florida places an unreasonably high level of financial risk to 
the state of nonpayment in full of the interest and principal. 
The Board shall consult with the Office and may contract with 
independent financial and insurance consultants in making this 
determination. 

(g) If the amount of Surplus Notes requested by Insurers 
exceeds the amount of funds available, the Board may 
proritize Insurers that are approved and approved, regardless of 
the date of application within the application time frames. 
Consideration shall be given to the type of insurance written, 
with preference given to Insurers writing only manufactured 
housing policies, financial strength of the Insurer, the viability 
of the Insurer’s proposed business plan for writing additional 
residential property insurance, and the effect on competition. 

(3) through (3)(g) No change. 

(h) “Minimum Required Surplus” means, for purposes of 
this Program, that the Insurer’s total Surplus, after the issuance 
of the Surplus Note and New Capital contribution equals at 
least $14 million for Insurers writing only manufactured 
housing policies and $50 million for all other Insurers. 

(i) “Minimum Writing Ratio” means a 2:1 ratio of Net 
Written Premium to Surplus except as to a newly formed 
Insurer writing only manufactured housing policies. The 
“Minimum Writing Ratio” for an Insurer writing only 
manufactured housing policies shall be the ratio provisions 
provided in Section 624.4095, F.S. 

(j) through (5)(b) No change. 

(c) Insurers must submit a completed application including 
supplying all the required documentation to the Board. The 
application Form, SBA 15-1, rev. 07new 2/07, is hereby 
adopted and incorporated by reference into this Rule. This 
Form is available on the Board’s website, www.sabfla.com, 
under “Insurance Capital Build-Up Incentive Program,” then 
“Application.” 

(d) Prior to the time the application, Form SBA 15-1, rev. 
07new, 2/07, is submitted, the Insurer must review and 
accept the terms of the Surplus Note, Form SBA 15-2, 
rev.07new 2/07, which is hereby adopted and incorporated
by reference into this Rule. The Surplus Note is available on
the Board’s website, www.sbafla.com, under “Insurance
Capital Build-Up Incentive Program,” then “Surplus Note.”

(e) The principal amount of the Surplus Note issued to any
Insurer or Insurer group, other than an insurer writing only
manufactured housing policies may not exceed $50 million.
The principal amount of the Surplus Note issued to any Insurer
or Insurer group writing only manufactured housing policies
may not exceed $7 million.

(f) For Insurers, other than those writing only
manufactured housing policies, an Insurer’s Surplus, New
Capital, and the Surplus Note must total at least $50 million as
a result of participating in the Program. For an Insurer writing
only manufactured housing policies, the Insurer’s Surplus,
New Capital, and the Surplus Note must total at least $14
million as a result of participating in the Program.

(g) through (h) No change.

(i) The Insurer must commit to meeting the Minimum
Writing Ratio of Net Written Premium for the term of the
Surplus Note and must submit quarterly filings to the Office
and the Board. The quarterly filings shall be on Form SBA
15-3, rev. __/07new 2/07, which is hereby adopted and
incorporated by reference into this Rule. This Form is available
on the Board’s website, www.sbafla.com, under “Insurance
Capital Build-Up Incentive Program,” then “Quarterly Net
Written Premium Report.”

(j) through (6)(a) No change.

(b) The type of insurance written. All other prioritization
factors being equal, preference will be given to Insurers writing
only manufactured housing policies.

(c) The amount of an Insurer’s New Capital
contributions in excess of the minimum requirement.

(d) An Insurer’s financial strength.

(e) The Insurer’s ability to timely and expeditiously
meet the Minimum Writing Ratio requirement as described in
the Insurer’s business plan.

(f) The viability and the level of detail and specificity
associated with the Insurer’s proposed business plan for
writing additional residential property insurance covering the
peril of wind.

(g) The effect on competition in the residential property
insurance market including the number of new policies which
the Insurer contemplates writing as a result of the Program.

(h) Whether the repayment of the Surplus Note will be
guaranteed by a financially strong guarantor.

(i) Whether the Insurer is willing to pledge any assets as
collateral for the repayment of the Surplus Note.

(j) Any other concessions an Applicant is willing to
make that would enhance the purposes and effectiveness of the
Program.

(7) Additional Information.

(a) In addition to Insurers submitting the Surplus Note
application, SBA Form 15-1, rev. __/07new 2/07, the Board
may request additional information and data prior to the time
the Surplus Note is executed. Such additional information may
consist of additional documentation, answers to questions that
arise as a result of the review process, and additional
information solicited through oral interviews.

(b) through (9)(a)1. No change.

(9)(a)2. Failure to submit quarterly filings of Form SBA
15-3, rev. __/07new 2/07, to the Office.

3. through (9)(c) No change.

Specific Authority 215.5595 FS. Law Implemented 215.5595(2),
(2)(c), (d), (e), (g) FS. History–New 2-22-07, Amended_______.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Jack E. Nicholson, Senior FHCF Officer, Florida Hurricane
Catastrophe Fund, State Board of Administration of Florida
NAME OF SUPERVISOR OR PERSON WHO APPROVED
THE PROPOSED RULE: The Trustees of the State Board of
Administration of Florida
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: April 3, 2007
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: February 2, 2007, Vol. 33, No. 5

DEPARTMENT OF CORRECTIONS

RULE NO.: RULE TITLE:
33-103.019 Inmate Grievances – Forms
PURPOSE AND EFFECT: The purpose and effect of the
proposed rule is to modify Form DC2-901, Training
Attendance Report, to add a column for an employee
identification number.

SUMMARY: Amends the rule to modify Form DC2-901,
Training Attendance Report, to add a column for an employee
identification number.

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: 944.09 FS.
LAW IMPLEMENTED: 944.09 FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:
33-103.019 Inmate Grievances – Forms.
The following forms relevant to this chapter are hereby incorporated by reference. A copy of any of these forms is available from the Bureau of Inmate Grievance Appeals, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

(1) through (3) No change.

(4) Form DC2-901, Training Attendance Report, effective 12-17-06.

(5) No change.

Specific Authority 944.09 FS. Law Implemented 944.09 FS. History—New 10-12-89, 4-10-95, 12-7-97, Formerly 33-29.018, Amended 8-1-00, 10-11-00, 2-9-05, 12-17-06,________.

NAME OF PERSON ORIGINATING PROPOSED RULE: Trisha Redd, Bureau Chief, Bureau of Policy Development

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Laura E. Bedard, Ph.D., Deputy Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 2, 2007

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

DEPARTMENT OF MANAGEMENT SERVICES
Division of Facilities Management

RULE NOS.: RULE TITLES:
60H-1.003 Standard Lease Agreement Form
60H-1.015 Leases of 5,000 Square Feet or More
60H-1.017 Turnkey (Lease) Construction Program
60H-1.022 Prior Approval of Space Need

PURPOSE AND EFFECT: These rule amendments are intended to modify the rules to meet the Joint Administrative Procedures Committee objections. No agency may lease a building or any part thereof unless prior approval of the lease conditions and of the need therefore is first obtained from the Department of Management Services. See, Section 255.249(4), F.S. This rule amendment corrects subsections 60H-1.003(3), 60H-1.017(2), and 60H-1.022(2), F.A.C., which currently permit agencies to enter leases without receiving active approves by the Department of Management Services. Also this rule amendment corrects subparagraph 60H-1.015(1)(b)5., F.A.C., to ensure that extensions are approved by the Department of Management Services when in the best interest of the state. See, Section 255.25(3)(b), F.S.

SUMMARY: Subsections 60H-1.003(3), 60H-1.017(2), and 60H-1.022(2), F.A.C., are being amended to remove the 10 day passive approval provisions contained therein so as to require active approvals by the Department of Management Services prior to the leasing of space. Also subsection 60H-1.015(1), F.A.C., is being amended to provide for approval by the Department of Management Services of lease extensions for leases 5,000 square feet or more, if such extensions are determined to be in the best interest of the state.

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: 255.249(4) FS.
LAW IMPLEMENTED: 255.249, 255.25 FS.

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

DATE AND TIME: May 14, 2007, 9:00 a.m.
PLACE: Department of Management Services, 4050 Esplanade Way, Room 360K, Tallahassee, Florida 32399-0950

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Spencer Kraemer, Department of Management Services, 4050 Esplanade Way, Suite 360, Tallahassee, Florida 32399-0950, (850)488-8440, spencer.kraemer@dms.state.fl.us

THE FULL TEXT OF THE PROPOSED RULES IS:

60H-1.003 Standard Lease Agreement Form.

(1) All agency leases shall be on the Department of Management Services’ Standard Lease Form (FM Form 4054, effective August 11, 1975, as revised May, 2001, incorporated by reference in this rule).

(2) No provision of the Standard Lease Agreement may be changed or additional covenants or conditions added thereto without the prior written approval of the Division’s director except for articles relating to lessor furnishing janitorial services, replacing light bulbs, and paying utility charges. Any agency request for changes or additions to the Standard Lease Agreement shall be submitted to the Bureau in writing and state with reasonable particularity why the change or addition is necessary and in the best interest of the State. Unless the Division director’s approval has been obtained in accordance with this rule, any such change or addition shall be null and void.

(3) Certificate of Compliance. Within 30 days after executing a lease of less than 5,000 square feet of space within a privately or publicly owned building, the agency head shall file with the Bureau on a form provided by the Bureau (FM 4113, effective May 1996, as revised January, 2003 and January, 2004, incorporated by reference in this rule) a certificate stating that the lease is in compliance with all leasing criteria provided by Chapter 255, Florida Statutes. The
certificate shall further state that the agency has determined that the lease is in the best interest of the State. As used in this section the phrase “the best interest of the state” shall mean:

(a) The agency has filed a Request for Prior Approval of Space Need pursuant to Rule 60H-1.022, Florida Administrative Code, and either:
   1. The Division has approved the Request or has not responded to the agency’s request within 10 working days of receipt of the request, and or
   2. If state owned space is available in the same geographic region, the agency has enunciated reasons why such space would not enable the agency to fulfill its statutory duties;

(b) The rental rate for the space in the privately owned building is within the rental rate guidelines established by the Bureau;

(c) The space to be leased is the most cost effective space available to meet the agency’s needs.

(4) Exceptions. This rule shall not apply to:

(a) Any agency lease having a term of less than 120 consecutive days for the purpose of securing the one-time special use of the leased property.

(b) Any agency lease for nominal or no consideration. As used herein, “nominal consideration” means consideration for $1.00 or less. Nominal or no consideration leases shall be filed with the Bureau on a form provided by the Bureau (FM Form No. 4108, effective July 1995, as revised January, 2003, incorporated by reference in this rule).

(5) Change of Ownership. If ownership of a leased facility changes during the term of the lease, the Bureau of Property Management must be furnished certain pertinent information; i.e., a copy of the deed or other legal document effecting transfer of facility and disclosure form (FM Form No. 4114, effective June 1995, as revised January, 2003, incorporated by reference in this rule).

(6) Trailer, Mobile Unit or Hangar Space. A lease of any square footage for any purpose in a “trailer” or mobile unit must have prior approval of the Division of Motor Pool, Department of Management Services. Prior to leasing privately owned hangar space, an agency must provide the Bureau with a statement from the Division of Motor Pool that no state owned hangar space is available.

Specific Authority 255.249(5), 255.25(2) FS. Law Implemented 255.249(2)(j), (k), (3), 255.25(2)(a), (b) FS. History–New 8-11-75, Amended 4-25-79, Formerly 13D-7.03, Amended 3-18-86, Formerly 13M-1.003, Amended 9-30-96, 5-13-03, 4-27-04, ________.

60H-1.015 Leases of 5,000 Square Feet or More.

(1)(a) No agency shall enter into a lease for 5,000 square feet or more of space in a privately owned building except upon advertisement of competitive solicitations. No agency shall enter into, within any 12-month period, more than one lease for space of a total of 5,000 square feet or more in the same privately owned facility or complex except upon the solicitation of competitive responses.

(b) Exceptions:
   1. This rule shall not apply to renewal of leases pursuant to Article XX of the Standard Lease Agreement.
   2. This rule shall not apply to any lease having a term of less than 120 consecutive days for the purpose of securing the one-time special use of the leased property.
   3. This rule shall not apply to any lease for nominal or no consideration. As used herein, “nominal consideration” means consideration for $1.00 or less per year.
   4. This rule shall not apply to buildings or facilities of any size leased for the purpose of providing care and living space for persons, provided the agency has filed with the Bureau a certificate of exemption demonstrating that the lease is exempt from competitive solicitation under Section 255.249 or 255.25, Florida Statutes.
   5. The Division will may approve extensions of an existing lease of 5,000 square feet or more space if such extensions are determined by the Division to be in the best interest of the state fit the needs of the agency, but in no case shall the total of such extensions exceed 11 months. If at the end of the period granted by the extension(s), the time of such extension(s) equal(s) 11 months, and the agency still needs space, the agency shall solicit competitive responses in accordance with this chapter. All agency requests for an extension under this clause shall be submitted in writing to the Bureau within a reasonable period of time before a lease is to end. The agency shall furnish a statement of justification for the extension. The Division Director shall review the request and issue a written decision.
   6. An agency may enter into a modification of a lease for less than 5,000 square feet to increase the square footage if the modification is upon the same terms and conditions of the approved lease, provided the total additional square footage of the lease modification is less than 5,000 square feet. An agency may enter into, within any 12-month period, more than one modification of a lease for 5,000 square feet or more to increase the square footage, provided the total space acquired by modification within the 12-month period is less than 5,000 square feet.
   7. Notwithstanding subparagraph 5. above, an agency may enter into a replacement lease or may renegotiate the terms and conditions of an existing lease for more than 5,000 square feet upon approval by the Division Director, if the replacement lease or modification is in the best interests of the state and complies with the requirements established in Section 255.25(3)(b), Florida Statutes.

(2) Solicitation.
(a) A public solicitation for responses will be widely publicized using newspapers (a minimum of twice, with a week between notices) and personal contact with owners, developers or licensed real estate brokers in the city or area in which space is desired.

(b) Solicitation shall set forth the following:
1. Approximate net square footage required.
2. General area in which space must be located.
3. Date space must be available.
4. Name and address where specifications may be obtained.

(3) Specifications.
(a) Specifications shall be drawn in general terms. They shall afford each prospective lessor interested in submitting a response, knowledge of the agency’s space requirements. They shall not be structured with the intent to favor any specific location or lessor.

(b) Specifications provided to each prospective lessor should set forth the following:
1. Approximate net square footage required, to be measured in compliance with the Department of Management Services’ Standard Method of Space measurement, pursuant to subsection 60H-2.003(2), Florida Administrative Code, and taking into consideration the Department of Management Services’ Space Allocation and Configuration Standards provided in Rule 60H-2.0022, Florida Administrative Code.
2. An approximate floor plan of space needed showing partitioning and other physical requirements.
3. General location of required space.
4. Date space must be available.
5. Term of lease with option to renew, if desired.
6. Services required to include parking, dining and transportation requirements.
7. Acceptable Energy Performance Index as defined in Section 255.253, Florida Statutes.
(c) Specifications shall also set forth that the prospective lessor will agree to:
1. Enter into a contract on a Department of Management Services’ Standard Lease Agreement form.
2. Provide a scaled floor plan showing present configurations and measurements that equate to net rentable square footage offered.
3. Comply with the requirements of Chapter 60D-1, Florida Administrative Code, Design Standards for Special Facilities for the Physically Disabled, if awarded lease.
4. Be an Equal Opportunity Employer and certify same.
5. Provide Full Disclosure Statements of Ownership if awarded lease (Rules 60H-1.025 and 60H-1.026, Florida Administrative Code).
6. Validate the response for a minimum of thirty (30) days following the public response due date.
7. Provide a Life Cycle Analysis with the response if space is for 20,000 or more square feet in any one structure, with the understanding that the analysis shall be acceptable before an award can be made (Section 255.254, Florida Statutes).
8. Ensure that the facility will comply with the minimum stated level of acceptable energy performance index.
9. Comply with the uniform fire safety standards of the Division of the State Fire Marshal if awarded lease.
10. Ensure that any renovations required will comply with the uniform fire safety standards of the Division of the State Fire Marshal before renovations are commenced (Section 255.25(5), Florida Statutes).
11. Propose a rental rate per square foot per year that will include all renovations and other special requirements necessary to accommodate the program at the time of initial occupancy.
12. Provide the legal description (metes and bounds; plat; Government Survey System) of property being offered (subject to award) as well as the general description (that type of description, room number, building name, street address, currently being provided on the Lease Agreement) of the facility.

(d) Specifications shall provide a date and time in which responses are to be submitted to a designated individual. An announcement of award shall be posted following negotiations with respondents.

(e) Suggested formats and guidelines for specifications may be obtained from Bureau of Property Management, Department of Management Services.

(4) Responses.
(a) Responses shall specifically respond to each item included in the specifications.

(b) Each response shall be signed by the owner(s), or corporate officers, or legal representative(s). The corporate, trade, or partnership name must be either stamped, written or typewritten, beside the actual signature(s). If the response is signed by an agent, written evidence of his authority must accompany the response. If a corporation foreign to the State of Florida is the owner, written evidence of authority to conduct business in Florida must accompany the response. Lessor must include proof of the lessor’s authority to offer the facility, i.e., copy of lessor’s option to purchase (if the lessor is not the owner or owner’s representative). This option must be valid through the time period stated in the solicitation for which responses may not be withdrawn.

(5) Evaluation.
(a) The user agency, in conjunction with its designated representative, shall reserve the right to accept or reject any or all responses submitted and if necessary reinitiate procedures for soliciting competitive responses. The user agency, in conjunction with its designated representative, shall reserve the right to negotiate with competing lessors.
(b) The user agency, in conjunction with its designated representative, in preparing specifications, shall develop evaluation criteria which shall be included in the competitive solicitation. Rental, using total present value methodology for basic term of lease and applying the present value discount rate pursuant to Rule 60H-1.029, Florida Administrative Code; the cost of relocation, if any; consolidation of activities, if desirable; and any other factor deemed necessary should be considered.

(c) The evaluation shall be made by the user agency in conjunction with its designated representative.

(d) Selection shall be made by the user agency, in conjunction with its designated representative.

(e) Documentation to support the selection shall be maintained by the user agency, in conjunction with its designated representative, and shall include the following:
   1. A copy of all advertisements and solicitations.
   2. A copy of the proposed specifications.
   3. A copy of all proposals received.
   4. A synopsis of the user agency’s findings for each response.

(f) Selection shall be publicly announced by the user agency, in conjunction with its designated representative at the time and manner designated in the solicitation.

(6) Lease preparation and approval.
(a) After the selection has been announced, a lease shall be properly executed by the lessor and the user agency and submitted to the Bureau for approval.
(b) Documentation to be submitted for lease approval shall include:
   1. A copy of the competitive solicitation and a copy of the response made by successful lessor.
   2. A synopsis of the user agency’s findings made in conjunction with its designated representative for all responses received.
   3. Present value calculations for all responses.


1. Concept. The turnkey system is a concept whereby the builder is usually a commercial developer and the procedure should provide for design of the building by the developer’s architect on the basis of performance specifications, concurrent design review, use of a developer-owned site and private financing.

2. The turnkey system may include several features which can be expected to motivate effective performance. Under this system, the entire design and construction effort is usually carried out by a developer. A major motivation is the requirement that he finance the project until the building is accepted. This provides an incentive to expedite construction in order to minimize the cost of financing. A further motivation is the fact that the State will not accept the building if it does not meet the requirements of the performance specifications. It is recommended that the turnkey (lease) construction system be used whenever and wherever State User Agency need arises and a determination has been made that existing space is not available. To implement use of this system, the Department of Management Services requires the User Agency or its designated representative to set forth its program construction requirements in a competitive solicitation, which will then be used by the User Agency or its designated representative in the solicitation of responses from Developers. A public solicitation of responses from Developers will be made by the User Agency or its designated representative. This solicitation will be widely publicized using newspapers, trade papers, and personal contact with leading Developers in the project city or area. In carrying out the public solicitation, all parties should be clearly informed that the User Agency, in conjunction with its designated representative, may conduct extensive negotiations with each Developer submitting a response within a competitive range, prior to the selection of Approved Developer.

2. Criteria. The State User Agency in conjunction with its designated representative will perform the program in accordance with the Department of Management Services’ guidelines, as presented herein.

User Agency Responsibilities:

(a)1. Agency shall determine and then establish the functional and staff need for a given facility;

2. Agency shall certify that it has filed a Request for Prior Approval of Space Need pursuant to Rule 60H-1.022, Florida Administrative Code, and either:
   a. The Division has approved the request or has not responded to the agency’s request within 10 working days of receipt of the request, and or
   b. If state owned space is available in the same geographic region the agency has enunciated reasons such space does not satisfy the need.

3. Agency notifies the Department of Management Services, in a letter of transmittal, of their intent to seek lease-build proposal(s), based on subparagraphs 1. and 2. above.

(b) Agency prepares performance specifications, optimum site and building requirements, unique planning information, Standard Lease Agreement form (FM Form No. 4054), and the intended User’s program to be submitted (distributed) to all Developers.

(c) Agency advertises, setting forth pertinent means by which Developers may obtain building specifications. (The following two (2) paragraphs exemplify a suggested advertisement.) Responses are requested from responsible Developers interested in developing a site and building.
containing ___ net usable square feet, for the purpose of leasing the building and its site to the State of Florida, the site of the building which is to be located in the ___(Delineated Area), ___(City), ___(State). All program requirements and instructions shall be furnished to all interested Developers at ___(Location or Street Address), ___(City), ___(State). The building is to be used as: ___(User Agency/Function).

(d) Agency will advise Developers that responses submitted should be based on private financing and that no State payments for use of space being developed will be made to the Developer prior to final acceptance and approval of the completed building and its site, in accordance with the terms and conditions set forth in the Department of Management Services’ Standard Lease Agreement form.

(e) Agency will advise that if a Developer is interested in developing a structure for the purpose indicated and in leasing the building and its site to the State of Florida, the Developer should submit his best response or responses by ___(Time), ___(Date), to the ___(Department), ___(Location or Street Address), ___(City), ___(State).

(f) The User Agency will set the response period depending upon the complexity of the needed facility. The Developer’s requirements as requested by the User Agency and the Department of Management Services:

1. Agreement to enter into a lease-build contract on the Department of Management Services’ Standard Lease Agreement form setting forth the terms and conditions therein.

2. Intent to furnish 100% Performance Bond if response is accepted.

3.a. Complete and satisfactory evidence of ownership;
   b. Local tax assessor’s appraisal of the site;
   c. A site survey; and
   d. The Developer’s estimated valuation cost of construction $___ per square foot, for ___ gross square feet, and provide a statement of rental rate per square foot, including necessary maintenance and operations costs.

4. Completion date (the date that the building will be offered to the State for acceptance), contingent upon Developer’s Authorization to Proceed.

5. Developers shall indicate the period of time that a response will remain open; such period shall be a minimum of 60 days.

6. Site improvement information shall include the following:
   a. Grading outside buildings;
   b. Sanitary and storm sewers;
   c. Landscaping;
   d. Paving and retaining walls;
   e. Water;
   f. Gas and electric distribution systems; and
   g. Extraordinary excavation and/or foundations.

7. Building information which will enable the Division of Facilities Management to review both the functional and aesthetic aspects of the building including:
   a. Floor plans showing proposed utility core, office space, public space, corridors and parking areas (scale 1” equals 8”).
   b. Elevations and cross sections of buildings indicating exterior material and colors (scale 1” equals 8”).

8. A response submitted by a Developer shall be signed by the Developer or his duly authorized representative. Corporate, trade, or partnership titles may be stamped, written or type-written, but the actual signature of the authorized representative must appear on the response. If the response is signed by an agent, evidence of authority of the agent to sign must accompany the response. Evaluation of responses will be made by the User Agency in conjunction with its designated representative on the basis of price, design, characteristics of construction, completion date, location (including environment or characteristics of surrounding neighborhood), public transportation availability, availability of parking facilities, and availability of satisfactory dining facilities, and conformance to the User Agency program, performance specifications, and floor layout plan, and any other subjective criteria. The User Agency or its designated representative then presents the entire “project review package” to the Division of Facilities Management.

The project review package shall contain:
   a. A letter of transmittal setting forth:
      (i) The fact that “this is a lease-build response,” and
      (ii) Functional and staff justification as to the facility’s necessity.
   b. Proof of Advertisement.
   c. A list of the responses to the advertisements.
   d. Set of the User Agency’s program, any unique planning information, performance specifications (building and site). Site description and/or delineated area, floor layout plan, and property appraisal.

9. All responses submitted to the User Agency must be in accordance to guidelines developed.

10. User Agency’s recommendation with justification. The Division of Facilities Management will review the project. If it concurs with the User Agency’s recommendation, it will give approval and return to the User Agency for execution. The User Agency and the Department of Management Services must be in joint agreement on the response before approval is granted. A physical inspection of completed buildings and sites will be made by the various User Agencies who will, in turn, supply the Division of Facilities Management with a Certificate of Acceptance, and a certificate citing the date of occupancy.

Specific Authority 255.249, 255.25 FS. Law Implemented 255.25(1), (2)(a) FS. History–New 8-11-75, Formerly 13D-7.10, Amended 3-18-86, Formerly 13M-1.017, Amended 2-21-96, 4-27-04.
60H-1.022 Prior Approval of Space Need.
The Division shall not authorize any agency to enter into a lease agreement in a privately owned building when suitable space is available in a state owned or other publicly owned building located in the same geographic region, unless the agency files with the Bureau a statement explaining why the public space does not fit the needs of the agency. If the Division director approves the request, or does not respond to the agency’s request within 10 working days of receipt of the request, the agency may then proceed to:

(1) Negotiate a lease for space in a state owned or other publicly owned building.

(2) Negotiate a lease for private sector space of less than 5,000 square feet.

(3) Issue competitive solicitations in accordance with Chapter 255, Florida Statutes, and this chapter, in a privately owned building. The term “state owned or other publicly owned building” as used in this section means any state owned or other publicly owned facility regardless of use or control.

(4) Negotiate a lease of any size for the purpose of providing care and living space for persons.

Specific Authority 255.249, 255.25 FS. Law Implemented 255.25(2)(b), (3), (4) FS. History–New 3-18-86, Formerly 13M-1.022, Amended 2-21-96, 5-13-03, 4-27-04, 6-1-05.

NAME OF PERSON ORIGINATING PROPOSED RULE: Spencer Kraemer

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Linda H. South, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 23, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 2, 2007

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Electrical Contractors’ Licensing Board

RULE NO.: 61G6-5.002

RULE TITLE: Application for Certification by Examination; Reexamination

PURPOSE AND EFFECT: The Board proposes to amend the rule in order to delete language concerning the deadlines for receiving correspondence, requests, information or other documents pertinent to the application.

SUMMARY: Language concerning deadlines for receiving correspondence, requests, information, or other documents pertinent to the application, will be removed from 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: 489.507(3) FS.

LAW IMPLEMENTED: 489.511 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony Spivey, Executive Director, Electrical Contractors’ Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G6-5.002 Application for Certification by Examination; Reexamination.

(1) An applicant for certification by examination or by endorsement shall submit the complete application form together with all supporting data (including information required to be submitted under Rules 61G6-5.004 and 61G6-5.003, F.A.C., if applicable) to the Department of Business and Professional Regulation. The application shall be accompanied by the application fee. All initial applications for examination must be completed and filed with the Department at least ninety (90) days prior to the date of the Technical/Safety examination that is administered by the Department. All applications not completed by the deadline will be automatically scheduled for the next examination. Correspondence, requests, information, or other documents pertinent to the application must be postmarked twenty one (21) days or received fourteen (14) days prior to any scheduled meeting of the Board. Items received after the fourteen (14) day period may not be considered until the next meeting of the Board. Any application that is not complete within one year from date of initial filing will be closed. The form is entitled “Examination Application,” DBPR ECLB 4451, Effective Date: November 12, 2004, and incorporated herein by reference. Applicants shall also complete the following forms: DBPR 0010, Master Individual Application, Effective Date: November 12, 2004, DBPR ECLB 4454, Work Experience, Effective Date: November 12, 2004, DBPR 0050, Explanatory Information for Background Questions, Effective Date: November 12, 2004, DBPR 0060, General Explanatory Description, Effective Date: November 12, 2004 and DBPR 0030-1, Attest Statement, Effective Date: November 12, 2004, incorporated herein by reference. Copies of the application and other forms required by this rule can be obtained by contacting the Department at the following address: Electrical Contractors’ Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0771, or at: http://www.state.fl.us/dbpr/pro/forms/elboard/index.shtml.

(2) through (3) No change.
Specific Authority 489.507(3) FS. Law Implemented 489.511 FS. History–New 1-2-80, Amended 10-30-80, Formerly 21GG-5.02, Amended 10-30-88, 11-3-92, Formerly 21GG-5.002, Amended 4-5-95, 5-13-03, 1-23-05, 10-10-05.

NAME OF PERSON ORIGINATING PROPOSED RULE: Electrical Contractors' Licensing Board

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Electrical Contractors' Licensing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 19, 2007

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NOS.: RULE TITLES:
61G15-22.005 Non-Qualifying Activities
61G15-22.011 Board Approval of Continuing Education Providers

PURPOSE AND EFFECT: For Rule 61G15-22.005, F.A.C., it is to add an additional category of activities that do not qualify as Professional Development Hours. For Rule 61G15-22.011, F.A.C., it is to eliminate the requirement of no financial or commercial interest for continuing education providers in technology which is the subject of instruction.

SUMMARY: In Rule 61G15-22.005, F.A.C., an additional category of activities that do not qualify as Professional Development Hours is added. In Rule 61G15-22.011, F.A.C., the requirement of no financial or commercial interest for continuing education providers in technology which is the subject of instruction is eliminated.

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: 455.213(6), 455.2178, 455.2179, 471.008, 471.017(3), 471.019 FS. LAW IMPLEMENTED: 455.213(6), 455.2178, 455.2179, 471.008, 471.017(3), 471.019 FS. History–New 9-16-01; Amended 9-4-02, 12-21-03, 8-8-05, 6-11-06, 1-29-07, 6-16-08, 7-2-08.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Professional Engineers

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 19, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 23, 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 Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling
RULE NO.: RULE TITLE:
64B4-6.001 Renewal of Active License
PURPOSE AND EFFECT: The Board proposes the rule amendment to delete the provision of the rule that allows pro bono services to be credited toward continuing education requirement.
SUMMARY: The rule amendment will delete the provision of the rule that allows pro bono services to be credited toward continuing education requirement.
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(6), 456.031(1)(a), 491.004(5), 491.007(2) FS.
LAW IMPLEMENTED: 456.013(6), (7), 456.031(1)(a), 491.007(2) FS.
IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258
THE FULL TEXT OF THE PROPOSED RULE IS:

64B4-6.001 Renewal of Active License.
(1) No change.
(2) A licensee shall not be required to complete continuing education for the first renewal of licensure. For each subsequent renewal:
(a) through (b) No change.
(c) A maximum of six (6) of the required thirty (30) hours of continuing education may be earned for credit during one biennium by performing pro bono services to the indigent, underserved populations, or in areas of critical need within the State of Florida including but not limited to state mental institutions for the mentally retarded, the Department of Corrections, and health manpower shortage areas established by the United States Department of Health and Human Services. The standard for determining indigency shall be low income (150%) of the federal poverty level or uninsured persons. Such services must be approved in advance by the Board.
1. A licensee shall make application for prior approval of pro bono services by sending a letter to the Board indicating the following requirements will be met:
   a. The site for these services is identified including information about the clients, the therapeutic services that will be offered and how they will be performed.
   b. The services will be those which fall within the normal scope of practice for the licensee’s profession and for which compensation normally would be received.
   c. A therapeutic contract will be established between licensee and client(s) and each party will be aware the services are being provided without charge.
   d. The services will be subject to all the legal responsibilities and obligations related to the licensee’s profession.
   e. The licensee will keep records and files of these client services pursuant to the laws and rules of Chapter 491, F.S., and rule Chapter 64B4, F.A.C.
   f. A representative from the site for pro bono services must provide a letter stating these services are to be performed by the licensee.
   g. Upon review, the licensee will receive a letter from the Board indicating prior approval for these pro bono services that will be done for continuing education credit.
2. Following completion of such services:
   a. The licensee must provide the Board a letter stating that the services were performed as planned.
   b. The representative on the site must provide a letter indicating such completion.
   c. The licensee will be sent a letter from the Board stating the pre-approved number of hours has been satisfied for these services.
(3) through (5) No change.
Specific Authority 456.013(6), 456.031(1)(a), 491.004(5), 491.007(2) FS.
LAW IMPLEMENTED 456.013(6), (7), 456.031(1)(a), 491.007(2) FS.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 9, 2007
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 16, 2007
DEPARTMENT OF HEALTH
Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

RULE NO.: RULE TITLE:
64B4-9.001 Requirements for Client Records

PURPOSE AND EFFECT: The Board proposes the rule amendment to add language to clarify how long a notice should be published prior to destruction of client records.

SUMMARY: The rule amendment will add language to clarify how long a notice should be published prior to destruction of client records.

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: 456.058, 491.004(5), 491.0148 FS.
LAW IMPLEMENTED: 456.058, 491.009(2)(s), 491.0148 FS.
IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

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

THE FULL TEXT OF THE PROPOSED RULE IS:

64B4-9.001 Requirements for Client Records.

(1) through (2) No change.

(3) When a clinical social worker, marriage and family therapist, or mental health counselor terminates practice or relocates and is no longer available to clients or users, the clients or users shall be notified of such termination or relocation and unavailability by the licensee’s causing to be published in the newspaper of greatest general circulation in the county in which the licensee practices or practiced, a notice which shall contain the date of termination or relocation and an address at which the licensee’s client or user records are available to the client, user, or to a licensed mental health professional designated by the client or user. The notice shall appear at least once a week for 4 consecutive weeks. The records shall be retained for 2 years after the termination or relocation of the practice.

(4) No change.

Specific Authority 456.058, 491.004(5), 491.0148 FS. Law Implemented 456.058, 491.009(2)(s), 491.0148 FS. History–New 5-8-90, Formerly 21CC-9.001, 61F4-9.001, 59P-9.001, Amended 2-11-98, ________.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

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

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

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

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

RULE NO.: RULE TITLE:
64B4-11.007 Definition of “Licensed Clinical Social Worker, or the Equivalent, Who is a Qualified Supervisor”

PURPOSE AND EFFECT: The Board proposes the rule amendment to delete the provision of the rule that a licensee disciplined within the last 10 years is not eligible to serve as a qualified supervisor because of the conflict with Rule 64B4-5.009, F.A.C.

SUMMARY: The rule amendment will delete the provision of the rule that a licensee disciplined within the last 10 years is not eligible to serve as a qualified supervisor because of the conflict with Rule 64B4-5.009, F.A.C.

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: 491.004(5), 491.005(1)(c) FS.
LAW IMPLEMENTED: 491.005(1)(c) FS.
IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

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

THE FULL TEXT OF THE PROPOSED RULE IS:

64B4-11.007 Definition of “Licensed Clinical Social Worker, or the Equivalent, Who is a Qualified Supervisor”

Specific Authority 491.004(5), 491.005(1)(c) FS. Law Implemented 491.005(1)(c) FS. History–New 5-8-90, Formerly 21CC-9.001, 61F4-9.001, 59P-9.001, Amended 2-11-98, ________. 
64B4-11.007 Definition of “Licensed Clinical Social Worker, or the Equivalent, Who is a Qualified Supervisor.”

(1) “Licensed clinical social worker, or the equivalent, who is a qualified supervisor,” as used in Section 491.005(1)(c), F.S., is defined as an individual who, during the period for which the applicant claims supervised clinical experience, meets one of the following:

(a) Holds an active license as a clinical social worker in the State of Florida or is not required to hold such a license, but nevertheless meets the education and experience requirements for licensure as a clinical social worker under Section 491.005(1), F.S.

(b) through (c) No change.

(2) No change.

(3) After February 1, 2000, a qualified supervisor who provides supervision in Florida for interns and trainees must meet equivalency standards of subsection (1); and

(a) Have completed, subsequent to licensure as a clinical social worker, training in supervision in one of the following:

1. through 4. No change.

(4) No change.

Specific Authority 491.004(5), 491.005(1)(c) FS. Law Implemented 491.005(1)(c) FS. History—New 7-6-88, Amended 1-4-90, 1-29-90, Formerly 21CC-11.007, 61F4-11.007, Amended 1-7-96, 12-29-96, 6-16-97, Formerly 59P-11.007, Amended 12-11-97, 8-8-99, 6-14-05, 7-16-06,

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

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

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

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

DEPARTMENT OF HEALTH

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

RULE NO.: 64B4-21.007

RULE TITLE: Definition of “a Licensed Marriage and Family Therapist with at Least Five Years Experience or the Equivalent, Who is a Qualified Supervisor”

PURPOSE AND EFFECT: The Board proposes the rule amendment to delete the provision of the rule that a licensee disciplined within the last 10 years is not eligible to serve as a qualified supervisor because of the conflict with Rule 64B4-5.009, F.A.C.

SUMMARY: The rule amendment will delete the provision of the rule that a licensee disciplined within the last 10 years is not eligible to serve as a qualified supervisor because of the conflict with Rule 64B4-5.009, F.A.C.

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: 491.003(3), 491.004(5), 491.005(3)(c) FS.

LAW IMPLEMENTED: 491.005(3)(c) FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

64B4-21.007 Definition of “a Licensed Marriage and Family Therapist with at Least Five Years Experience or the Equivalent, Who is a Qualified Supervisor.”

(1) “A licensed marriage and family therapist with at least five years experience or the equivalent, who is a qualified supervisor,” as used in Section 491.005(3)(c), F.S., is defined as an individual who, during the period for which the applicant claims supervision meets one of the following:

(a) Holds an active license as a marriage and family therapist in the state of Florida for a minimum of 2 years or is not required to hold such license, but nevertheless meets the education and experience requirements for licensure as a marriage and family therapist under Section 491.005(3), F.S., and has completed five years of clinical experience as a marriage and family therapist;

(b) through (d) No change.

(2) No change.

(3) After February 1, 2000, a qualified supervisor who provides supervision in Florida for interns and trainees must meet equivalency standards of paragraph (1)(a), (b), (c) or (d) and have (a) completed five (5) years of clinical experience, two (2) years of which can be earned during a post-masters clinical internship; and (b) completed, subsequent to licensure as a marriage and family therapist, training in supervision in one of the following:

1. through 3. No change.

(4) No change.
Specific Authority 491.003(3), 491.004(5), 491.005(3)(c) FS. Law Implemented 491.005(3)(c) FS. History—New 7-6-88, Formerly 21CC-21.007, Amended 1-9-94, Formerly 61F4-21.007, Amended 12-29-96, Formerly 59P-21.007, Amended 8-8-99, 6-14-05, 7-16-06, __________.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

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

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

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

DEPARTMENT OF HEALTH

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

RULE NO.: 64B4-31.007
RULE TITLE: Definition of a “Licensed Mental Health Counselor, or the Equivalent, Who is a Qualified Supervisor.”

PURPOSE AND EFFECT: The Board proposes the rule amendment to delete the provision of the rule that a licensee disciplined within the last 10 years is not eligible to serve as a qualified mental health counselor because of the conflict with Rule 64B4-5.009, F.A.C.

SUMMARY: The rule amendment will delete the provision of the rule that a licensee disciplined within the last 10 years is not eligible to serve as a qualified mental health counselor because of the conflict with Rule 64B4-5.009, F.A.C.

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: 491.004(5), 491.005(4)(c) FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

64B4-31.007 Definition of a “Licensed Mental Health Counselor, or the Equivalent, Who is a Qualified Supervisor.”

(1) A “licensed mental health counselor, or the equivalent, who is a qualified supervisor,” as used in Section 491.005(4)(c), F.S., is defined as an individual who, during the period for which the applicant claims supervision, meets one of the following:

(a) Holds an active license as a mental health counselor in the State of Florida issued by the Department of Health or is not required to hold such a license, but nevertheless meets the education and experience requirements for licensure as a mental health counselor under Section 491.005(4), F.S.;

(b) through (d) No change.

(2) Qualified supervisors who provide supervision in Florida for interns and trainees must meet the equivalency standards of subsection (1) and have:

(a) Completed, subsequent to licensure as a mental health counselor, training in supervision in one of the following:

1. through 5. No change.

(3) No change.
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: 465.005, 465.0155, 465.022 FS.

LAW IMPLEMENTED: 465.005, 465.0155, 465.022 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 R. Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B16-27.797 Standards of Practice for Compounding Sterile Preparations (CSPs).

The purpose of this section is to assure positive patient outcomes through the provision of standards for 1) pharmaceutical care; 2) the preparation, labeling, and distribution of sterile pharmaceuticals by pharmacies, pursuant to or in anticipation of a prescription drug order, and 3) product quality and characteristics. These standards are intended to apply to all sterile pharmaceuticals, notwithstanding the location of the patient (e.g., home, hospital, nursing home, hospice, doctor’s office).

(1) Definitions.

(a) Anteroom means an area where personnel perform hand hygiene and garbing procedures, staging of components, order entry, CSP labeling, and other high-particulate generating activities. It is also a transition area that provides assurance that pressure relationships are constantly maintained so that airflows from clean to dirty areas.

(b) Antineoplastic means a pharmaceutical agent that has the intent of causing cell death targeted to cancer cells, metastatic cells, or other cells involved in a severe inflammatory or autoimmune response.

(c) Beyond-use-date means the date after which a compounded preparation should not be used and is determined from the date the preparation was compounded.

(d) Biological safety cabinet means a containment unit suitable for the preparation of low, moderate, and high risk agents where there is a need for protection of the product, personnel, and environment.

(e) Bulk Compounding means the compounding of CSPs in increments of twenty-five (25) or more doses from a single source.

(f) Buffer area (Clean room) is an area where the activities of CSP take place; it shall not contain sinks or drains. In High-Risk compounding this must be a separate room.

(g) Class 100 environment means an atmospheric environment which contains no more than one hundred particles of 0.5 microns in diameter or larger per cubic foot of air. A class 100 environment is equivalent to ISO Class 5.

(h) Compounding Aseptic Isolator (CAI) – the CAI is a form of barrier isolator specifically designed for compounding pharmaceutical ingredients or preparations. It is designed to maintain an aseptic compounding environment within the isolator throughout the compounding and material transfer process. Air exchange into the isolator from the surrounding environment should not occur unless it is first passed through a microbially retentive filter (HEPA minimum 0.2 microns).

(i) High-Risk Level CSPs – Products compounded under any of the following conditions are either non-sterile or at high risk to become non-sterile with infectious microorganisms.

1. Non-sterile ingredients, including manufactured products for routes of administration other than sterile parenteral administration are incorporated or a non-sterile device is employed before terminal sterilization.

2. Sterile contents of commercially manufactured products, CSP that lack effective antimicrobial preservatives, sterile surfaces of devices and containers for the preparation, transfer, sterilization, and packaging of CSPs are exposed to air quality worse than ISO Class 5 for more than one (1) hour.

3. Before sterilization, non-sterile procedures such as weighing and mixing are conducted in air quality worse than ISO Class 7 compounding personnel are improperly garbed and gloved, or water-containing preparations are stored for more than 6 hours.

4. For properly stored sterilized high-risk preparation, in the absence of passing an sterility test, the storage periods cannot exceed the following time periods: before administration, the CSPs are properly stored and exposed for not more than 24 hours at controlled room temperature, and for not more than 3 days at a cold temperature (2-8 degrees celsius) and for not more than 45 days in solid frozen state at -20 degrees celsius or colder.

5. Examples of high-risk compounding include: (1) dissolving non-sterile bulk drug and nutrient powders to make solutions, which will be terminally sterilized; (2) exposing the sterile ingredients and components used to prepare and package CSPs to room air quality worse than ISO Class 5 for more than one (1) hour; (3) measuring and mixing sterile ingredients in non-sterile devices before sterilization is performed; (4) assuming, without appropriate evidence or direct determination, that packages of bulk ingredients contain at least 95% by weight of their active chemical moiety and have not been contaminated or adulterated between uses.

6. All high risk category products must be rendered sterile by an acceptable terminal sterilization process to include heat sterilization, gas sterilization, or filtration sterilization in order to become a CSP.
7. Quality assurance practices for high-risk level CSPs include all those for low-risk level CSPs. In addition, each person authorized to compound high-risk level CSPs demonstrates competency by completing a media-filled test that represents high-level compounding semiannually.

(i) Immediate Use CSPs:

1. Requires only simple aseptic measuring and transfer manipulations are performed with not more than three (3) sterile non-hazardous drug or diagnostic radiopharmaceutical drug preparations, including an infusion or dilution solution.

2. The preparation procedure occurs continuously without delays or interruptions and does not exceed 1 hour.

3. At no point during preparation and prior to administration are critical surfaces and ingredients of the CSP directly exposed to contact contamination such as human touch, cosmetic flakes or particulates, blood, human body substances (excretions and secretions, e.g., nasal or oral) and non-sterile inanimate sources.

4. Administration begins not later than one (1) hour following the start of preparing the CSP.

5. When the CSP is not administered by the person who prepared it, or its administration is not witnessed by the person who prepared it, the CSP shall bear a label listing patient identification information (name, identification numbers), and the names and amounts of all active ingredients, and the name or identifiable initials of the person who prepared the CSP, and one (1) hour beyond-use time and date.

6. If administration has not begun within one (1) hour following the start of preparing the CSP, the CSP is promptly and safely discarded. Immediate use CSPs shall not be stored for later use.

(k) Low-Risk Level CSPs compounded under all of the following are at a low risk of contamination:

1. The CSPs are compounded with aseptic manipulations entirely within ISO Class 5 (class 100) or better air quality using only sterile ingredients, products, components, and devices.

2. The compounding involves only transfer, measuring, and mixing manipulations using no more than three commercially manufactured sterile products and entries into one container (e.g., bag, vial) of sterile product to make the CSP.

3. Manipulations are limited to aseptically opening ampules, penetrating sterile stoppers on vials with sterile needles and syringes, and transferring sterile liquids in sterile syringes to sterile administration devices, package containers for storage and dispensing. The contents of ampules shall be passed through a sterile filter to remove any particles.

4. For low-risk preparation, in the absence of passing a sterility test or a documented validated process, the storage periods cannot exceed the following time periods; before administration, the CSPs are properly stored and exposed for not more than 48 hours at controlled room temperature, and for not more than 14 days at a cold temperature and for 45 days in solid frozen state at -20 degrees celsius or colder.

5. Quality Assurance practices include, but are not limited to, the following: (1) routine disinfection and air quality testing of the direct compounding environment to minimize microbial surface contamination and maintain ISO Class 5 air quality; (2) Visual confirmation that compounding personnel are properly donning and wearing appropriate items and types of protective garments; (3) Review of all orders and packages of ingredients to ensure that the correct identity and amounts of ingredients were compounded; (4) Visual inspection of CSPs to ensure the absence of particulate matter in solutions, the absence of leakage from vials and bags, and accuracy and thoroughness of labeling.

6. All compounding personnel are required to demonstrate competency by completing a media-filled test that represents low-level compounding annually.

(l) Medium-Risk Level CSPs – When CSPs are compounded aseptically under Low-Risk Conditions, and one or more of the following conditions exist, such CSPs are at a medium risk of contamination:

1. CSPs containing more than three (3) commercial sterile drug products and those requiring complex manipulations and/or preparation methods.

2. Multiple individual or small doses of sterile products are combined or pooled to prepare a CSP that will be administered either to multiple patients or to one patient on multiple occasions.

3. The compounding process requires unusually long duration, such as that required to complete dissolution or homogeneous mixing.

4. For Medium-risk preparation, in the absence of passing a sterility test or a documented validated process, the storage periods cannot exceed the following time periods; before administration, the CSPs are properly stored and exposed for not more than 30 hours at controlled room temperature, and for not more than 9 days at a cold temperature and for 45 days in solid frozen state at -20 degrees celsius or colder.

5. These include compounding of total parenteral nutrition (TPN) using either manual or automated devices during which there are multiple injections, detachments, and attachments of nutrient source products to the device or machine to deliver all nutritional components to a final sterile container.

6. Filling of reservoirs of injection and infusion devices with more than three (3) sterile drug products and evacuation of air from those reservoirs before the filled devices is dispensed.

7. Transfer of volumes from multiple ampules or vials into one or more final sterile containers.

8. Quality assurance practices for medium-risk level CSPs include all those for low-risk level CSPs.
9. Demonstrates competency by completing a media-filled test that represents medium-level compounding annually.

(m) Parenteral means a sterile preparation of drugs for injection through one or more layers of the skin.

(n) Risk level of the sterile preparation means the level assigned to a sterile product by a pharmacist that represents the probability that the sterile product will be contaminated with microbial organisms, spores, endotoxins, foreign chemicals or other physical matter.

(o) Sterile preparation means any dosage form devoid of viable microorganisms, including but not limited to, parenterals, injectables, ophthalmics, and aqueous inhalant solutions for respiratory treatments.

(2) Compounded sterile preparations include, but are not limited, to the following:

(a) Total Parenteral Nutrition (TPN) solutions;
(b) Parenteral analgesic drugs;
(c) Parenteral antibiotics;
(d) Parenteral antineoplastic agents;
(e) Parenteral electrolytes;
(f) Parenteral vitamins;
(g) Irrigating fluids;
(h) Ophthalmic preparations; and
(i) Aqueous inhalant solutions for respiratory treatments.

(3) Sterile preparations shall not include commercially manufactured products that do not require compounding prior to dispensing.

A policy and procedure manual shall be prepared and maintained for the compounding, dispensing, and delivery of sterile preparation prescriptions. The policy and procedure manual shall be available for inspection by the Department and include at a minimum:

(a) Use of single dose and multiple dose containers not to exceed United States Pharmacopeia 797 guidelines.

(b) Verification of compounding accuracy and sterility.

(c) Personnel training and evaluation in aseptic manipulation skills.

(d) Environmental quality and control:
   1. Air particle monitoring for hoods (or Barrier Isolator), clean room and buffer area (or anteroom) when applicable.
   2. Unidirectional airflow (pressure differential monitoring).
   3. Cleaning and disinfecting the sterile compounding areas
   4. Personnel cleansing and garbing
   5. Environmental monitoring (air and surfaces)
   (a) Personnel monitoring and validation.
   (f) Finished product checks and tests.
   (g) Method to identify and verify ingredients used in compounding.
   (h) Labeling requirements for bulk compounded products.

1. Contents
2. Beyond-Use-Date
3. Storage requirements
   (i) Packing, storage, and transportation conditions
5. Physical Requirements
   (a) The pharmacy shall have a designated area with entry restricted to designated personnel for preparing parenteral products. This area shall have a specified ante area and buffer area; in high risk compounding, this shall be separate rooms. This area shall be structurally isolated from other areas with restricted entry or access, and must be designed to avoid unnecessary traffic and interference with unidirectional airflow. It shall be used only for the preparation of these sterile preparations. It shall be of sufficient size to accommodate a laminar airflow hood and to provide for the proper storage of drugs and supplies under appropriate conditions of temperature, light, moisture, sanitation, ventilation, and security.

   (b) The pharmacy compounding parenteral and sterile preparation shall have the following:
   1. Appropriate environmental control devices capable of maintaining at least class 100 conditions in the work place where critical objects are exposed and critical activities are performed; furthermore, these devices must be capable of maintaining class 100 conditions during normal activity. Examples of appropriate devices include laminar airflow hoods and zonal laminar flow of high efficiency particulate air (HEPA) filtered air;
   2. Appropriate disposal containers for used needles, syringes, and if applicable, for antineoplastic waste from the preparation of chemotherapy agents;
   3. Appropriate environmental control including approved biohazard cabinetry when antineoplastic drug products are prepared;
   4. Appropriate temperature and transport containers;
   5. Infusion devices and equipment, if appropriate.
   (c) The pharmacy shall maintain and use supplies adequate to preserve an environment suitable for the aseptic preparation of sterile preparations, such as:
   1. Gloves, masks, shoe covers, head and facial hair covers, and non-shedding gowns.
   2. Needles and syringes of various standard sizes.
   3. Disinfectant cleaning agents.
   4. Clean towels.
   5. Hand washing materials with bactericidal properties.
   6. Vacuum containers and various transfer sets.
   (d) The pharmacy should have current reference material in hard copy or readily available on line:
      1. USP Pharmacist Pharmacopeia (optional) or...
Handbook of Injectable Drugs by American Society of Hospital Pharmacists; or other nationally recognized standard reference; and

2. “Practice Guidelines for Personnel Dealing with Cytotoxic Drugs,” or other nationally recognized standard cytotoxic reference if applicable.

(e) Barrier isolator is exempt from all physical requirements subject to manufacturer guidelines for proper placement.

(6) Antineoplastic Drugs.

The following requirements are necessary for those pharmacies that prepare antineoplastic drugs to ensure the protection of the personnel involved:

(a) All antineoplastic drugs shall be compounded in a vertical flow, Class II, biological safety cabinet placed in negative pressure room unless using barrier isolators. Other preparations shall not be compounded in this cabinet.

(b) Protective apparel shall be worn by personnel compounding antineoplastic drugs. This shall include at least gloves and gowns with tight cuffs.

(c) Appropriate safety and containment techniques for compounding antineoplastic drugs shall be used in conjunction with the aseptic techniques required for preparing sterile products.

(d) Disposal of antineoplastic waste shall comply with all applicable local, state, and federal requirements.

(e) Written procedures for handling both major and minor spills of antineoplastic agents shall be developed and shall be included in the policy and procedure manual.

(f) Prepared doses of antineoplastic drugs shall be dispensed, labeled with proper precautions inside and outside, and shipped in a manner to minimize the risk of accidental rupture of the primary container.

(7) Quality Assurance:

(a) There shall be a documented, ongoing quality assurance control program that monitors personnel performance, equipment, and preparations. Appropriate samples of finished preparations shall be examined to assure that the pharmacy is capable of consistently preparing sterile preparations meeting specifications:

1. All clean rooms and laminar flow hoods shall be certified by an independent contractor or National Sanitation Foundation Standard 49, for operational efficiency at least semiannually for high risk CSPs and annually for low and medium risk CSPs or any time the hood is relocated or the structure is altered and records shall be maintained for two years.

2. There shall be written procedures developed requiring sampling if microbial contamination is suspected for batches greater than 25 units.

3. High risk greater than 25 units have antimicrobial testing prior to dispensing.

4. There shall be referenced written justification of the chosen beyond-use-dates for compounded products.

5. There shall be documentation of quality assurance audits at regular planned intervals, including infection control and sterile technique audits.

(b) Compounding personnel shall be adequately skilled, educated, instructed, and trained to correctly perform and document the following activities in their sterile compounding duties:

1. Demonstrate by observation or test a functional understanding of USP Chapter 797 and definitions, to include Risk Category assessment;

2. Understand the characteristics of touch contamination and airborne microbial contaminants;

3. Perform antiseptic hand cleaning and disinfections of non-sterile compounding surfaces;

4. Select and appropriately don protective garb;

5. Demonstrate aseptic techniques and requirements while handling medications;

6. Maintain and achieve sterility of CSPs in ISO Class 5 (Class 100) primary engineering devices and protect personnel and compounding environments from contamination by antineoplastic and chemotoxic or other hazardous drugs or substances;

7. Manipulate sterile products aseptically, sterilize high-risk level CSPs (where applicable) and quality inspect CSPs;

8. Identify, weigh and measure ingredients;

9. Prepare product labeling requirements and “beyond use” requirements of product expiration;

10. Prepare equipment and barrier requirement work requirements to maintain sterility;

11. Prepare end point testing and demonstrated competencies for relevant risk levels;

12. Prepare media fills to test aseptic technique.

DEPARTMENT OF HEALTH
Board of Respiratory Care
RULE NO.: RULE TITLE:
64B32-6.006 AIDS Education and Medical Error Prevention Education

PURPOSE AND EFFECT: The Board proposes to amend the rule to add language regarding Aids Education and Medical Error Prevention Education requirements.

SUMMARY: The rule amendment implements statutory change in Section 456.033, F.S. for HIV courses.

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

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

SPECIFIC AUTHORITY: 456.033 FS.
LAW IMPLEMENTED: 456.013(7), 456.033 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Susie Love, Executive Director, Board of Respiratory Care, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

THE FULL TEXT FOR THE PROPOSED RULE IS:

64B32-6.006 AIDS Education and Medical Error Prevention Education.

Pursuant to Section 456.033, Florida Statutes, any Category I, American Medical Association (AMA) continuing medical education course, any Category I or Category III, American Association for Respiratory Care (AARC) continuing education course offered by an AMA approved respiratory therapy program and any courses approved by any board within the Division of Medical Quality Assurance of the Department of Health pursuant to Section 456.033, Florida Statutes, which includes topics on the transmission, infection control procedures, clinical management and prevention of Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome, shall satisfy the requirements of Section 456.033, Florida Statutes, as part of the first renewal of the license as part of biennial relicensure or recertification. Such course shall include information on current Florida law on acquired immune deficiency syndrome and its impact on testing, confidentiality of test results, treatment of patients, and any protocols and procedures applicable to human immunodeficiency virus counseling and testing, reporting, the offering of HIV testing to pregnant women, and partner notification issues pursuant to Sections 381.004 and 384.25, Florida Statutes.

(1) The required AIDS education can be completed with one course divided in incremental blocks of time, as long as each increment is at least one contact hour in length and the cumulative total equals a minimum of 3 contact hours, and all of the topics stated above are covered; or by one course which is at least 3 contact hours in length and covers all of the topics stated above; or by multiple courses which are each at least 1 contact hour in length and each cover all of the topics stated above. New licensees must complete three contact hours taken within the last five years prior to either initial licensure or first renewal but only one contact hour shall be necessary for biennial renewal.

(2) An appropriate course as described above may be used to fulfill up to 3 of a licensee’s continuing education requirement for the first biennial renewal.

(3) No change.

(4) Each applicant and all licensees shall take attend and certify attending a Board approved 2-hour continuing education course relating to the prevention of medical errors. The 2-hour course shall count toward the total number of continuing education hours required for each license renewal. The course shall include medication errors, including missed treatments, documentation errors, equipment errors, patient errors and communication errors.


NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Respiratory Care
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Respiratory Care
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 2, 2007
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 3, 2007

DEPARTMENT OF HEALTH
Division of Family Health Services
RULE NO.: RULE TITLE:
64F-12.018 Fees

PURPOSE AND EFFECT: The Program intends through this rule promulgation to raise permit fees in this section to the maximum allowed by Section 499.041 F.S., in order to comply with the funding requirements of Section 499.04 F.S. The proposed rule will also provide the fee for the limited prescription drug veterinary wholesaler permit authorized by Florida Laws section 2006-92. The proposed rule will clarify the circumstances when a reinspection fee for a new permit application will be assessed.
SUMMARY: The rule implements the fee for the limited prescription drug veterinary wholesaler permit, while raising the permit fees authorized under Chapter 499, Florida Statutes. The rule clarifies the circumstances where a re-inspection fee may be imposed for a new permit application.

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: 499.01, 499.012, 499.015, 499.04, 499.041, 499.05 FS.

LAW IMPLEMENTED: 499.01, 499.012, 499.015, 499.04, 499.041 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., Director, Drugs Devices and Cosmetics Program 4052 Bald Cypress Way, Mail Bin C-04, Tallahassee, Florida 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

64F-12.018 Fees.

<table>
<thead>
<tr>
<th>Biennial fees for a manufacturer’s permit are as follows:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Permit Biennial Fee</td>
</tr>
<tr>
<td>Prescription Drug Manufacturer $1500 $1300</td>
</tr>
<tr>
<td>Prescription Drug Repackager $1200 $1000</td>
</tr>
<tr>
<td>Device Manufacturer $1200 $1000</td>
</tr>
<tr>
<td>Cosmetic Manufacturer $800 $600</td>
</tr>
<tr>
<td>Over-the Counter Drug Manufacturer $800 $600</td>
</tr>
<tr>
<td>Compressed Medical Gas Manufacturer $1000 $900</td>
</tr>
<tr>
<td>Non-resident Prescription Drug Manufacturer $1500 $850</td>
</tr>
</tbody>
</table>

No manufacturer shall be required to pay more than one fee per establishment to obtain an additional manufacturing permit; but the manufacturer must pay the highest fee applicable to the operations in each establishment.

(2) Biennial fees for a wholesaler’s permit that is issued on a biennial basis are as follows:

<table>
<thead>
<tr>
<th>Biennial Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>Compressed Medical Gas Wholesaler $600 $500</td>
</tr>
<tr>
<td>Retail Pharmacy Wholesaler $100</td>
</tr>
<tr>
<td>Freight Forwarder $600 $250</td>
</tr>
<tr>
<td>Veterinary Prescription Drug Wholesaler $1000</td>
</tr>
<tr>
<td>Limited Prescription Drug Veterinary Wholesaler $1000</td>
</tr>
</tbody>
</table>

(3) Biennial fees for other distribution permits are as follows:

<table>
<thead>
<tr>
<th>Biennial Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>Prescription Drug Wholesaler (including Broker Only) $800</td>
</tr>
<tr>
<td>Out-of-State Prescription Drug Wholesaler $800 $700</td>
</tr>
</tbody>
</table>

(4) Miscellaneous other fees are as follows:

<table>
<thead>
<tr>
<th>Miscellaneous other service fees Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>Certification as Designated Representative $150</td>
</tr>
<tr>
<td>Initial Application/On-site Inspection $150</td>
</tr>
</tbody>
</table>

(5) If the department determines it must re-inspect for an initial application because the applicant does not have security, climate control, a quarantine area, or written policies and procedures, as required by the particular permit for which the applicant is applying; fails to appear for a scheduled inspection; or is otherwise not ready or available for inspection or available to schedule an inspection on or after the date indicated on the application form, an additional on-site inspection fee of $150 is required for each re-inspection.

Prescription Drug Wholesaler Bond/Security or Out-of-State Prescription Drug

Wholesaler Bond/Security, as set forth in Section 499.012(2), F.S. $100,000

Limited Prescription Drug Veterinary

Wholesaler Bond/Security, as set forth in Section 499.012(2)(b), F.S. $20,000

Change of Address Fee:
A relocation fee of $100 must be paid for each permitted person relocating for which an on-site inspection is required. If no on-site inspection is required, the relocation fee is $25 per permit. If a permitted person has multiple permits under the same permitted name and address and relocates any or all permitted activities concurrently to the new location, then only one $100 fee is required plus $25 for all other permits.
Product Registration (per drug or cosmetic product registered) $15
or less until it expires is $15.  
Listed Identical Products $15
Free Sale Certificate $25
Signature copy (requested concurrently) $2
Delinquent Establishment Permit Renewal (per permit) $100

(5) The department shall assess other fees as provided in Sections 499.001-.081, F.S.

Specific Authority 499.01, 499.012, 499.015, 499.04, 499.041, 499.05 FS. Law Implemented 499.01, 499.012, 499.015, 499.04, 499.041 FS. History-New 7-1-96, Formerly 10D-45.0544, Amended 4-17-01, 7-6-03, 1-1-04, 9-13-04, 2-14-06.

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 26, 2007
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 23, 2007

DEPARTMENT OF HEALTH Division of Family Health Services
RULE NO.: RULE TITLE:
64F-12.025 Certification Authority and Digital Signatures for Self-Authenticating Pedigree

PURPOSE AND EFFECT: The Department proposes to amend the rule to clarify the difference between a digital certificate and a digital signature, as well as correct some citations and term names within the rule.

SUMMARY: The rule clarifies the difference between digital signature and digital certificate. The rule corrects some internal citations and labeling of terms within 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: 499.003, 499.0121, 499.0122, 499.013, 499.014, 499.05, 499.052 FS.

LAW IMPLEMENTED: 499.003, 499.012, 499.0121, 499.013, 499.014, 499.051, 499.052 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., Director, Drugs Devices and Cosmetics Program 4052 Bald Cypress Way, Mail Bin C-04, Tallahassee, Florida 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

64F-12.025 Certification Authority and Digital Signatures for Self-Authenticating Pedigree

(1) As used in this rule chapter the terms “certificate” and “Certification Authority” are as defined by Section 668.003, F.S. (2005). The department will list on its website one or more companies authorized to serve as a Certification Authority to issue digital certificates to persons for purposes of certifying via a digital signature the accuracy and completeness of a pedigree paper for authentication purposes under sub-subparagraph 64F-12.013(5)(d)1.f., F.A.C. The department recognizes that a Certification Authority listed on the department’s website may revoke any digital certificate it has issued. In addition, the department recognizes that the certificate holder and the employer of the certificate holder may also seek revocation of a certificate, for example because of termination of the holder’s employment or change of the holder’s authority to sign a pedigree for the employing establishment.

(2) The department will list on its website a Certification Authority that requests in writing to the bureau that it be so listed, if the request demonstrates:

(a) The Certification Authority meets the requirements set forth in the Federal Government Bridge Certification Authority Certificate Policy (FBCA CP), of the federal General Services Administration for “medium assurance” certificates, or comparable requirements.

(b) The Certification Authority will issue two types of certificates, digital signatures, the status of which is ascertainable within the digital signature. One type of digital signature will indicate that the person to whom the digital signature is issued signs on behalf of a company that is lawfully permitted in Florida to engage in the unrestricted wholesale distribution of a prescription drug in or into Florida. The other type of digital signature will indicate that the person to whom the digital signature is issued signs on behalf of a company that is not lawfully permitted in Florida but is lawfully permitted in its resident state to engage in the wholesale distribution of prescription drugs, or is licensed in Florida under a restricted distributor permit.

(c) The Certification Authority requires at a minimum the following written documentation prior to granting a digital certificate to the person requesting a digital signature to sign an electronic pedigree:

1. Authorization from the establishment for whom the person is requesting a digital certificate that that person may sign pedigree papers on the establishment’s behalf,
2. A valid, unexpired identification document which bears a photograph of the person requesting a digital certificate such as:
   a. A passport issued by the United States, an immigration document issued by the Federal Government, or any document issued by an agency of the Federal Government or the Armed Services of the United States,
   b. A passport issued by a foreign government if the passport includes or is accompanied by a document proving that the alien is lawfully in the United States, or
   c. A document issued by a state or political subdivision if the issuing state or political subdivision prohibits the issuance of the identification document to an alien who is unlawfully in the United States, and the state or political subdivision requires independent verification of the records offered by the person to prove identity when applying for the identification document.

3.a. A copy of the state issued permit or license for the company’s name and address for whom the person is requesting a digital certificate demonstrating authorization by the state of Florida to engage in the unrestrained wholesale distribution of prescription drugs in or into Florida, or
   b. A copy of the state issued permit or license for the company’s name and address for whom the person is requesting a digital certificate demonstrating authorization by the state in which the company resides to engage in the wholesale distribution of prescription drugs, or demonstrating authorization by the state of Florida to engage in the wholesale distribution of prescription drugs under a restricted distributor permit.

(d) The Certification Authority shall submit to the department a statement from an independent auditor confirming that the Certification Authority complies with the requirements of this rule and the applicable provisions of sub-subparagraph 64F-12.013(5)(d)1.f., F.A.C., so that a recipient of a pedigree signed with a digital signature issued by the Certification Authority can rely on the integrity of the digital signature.

(3) To remain listed as a Certification Authority on the department’s website, the Certification Authority must submit a signed statement certifying to the department on an annual basis that it operates in accordance with the requirements of this section and has been audited by a qualified independent (from the operator of the Certification Authority) auditor on at least an annual basis. The Certification Authority must also submit a signed statement from an independent auditor that the Certification Authority complies with the requirements of this rule and the applicable provisions of sub-subparagraph 64F-12.013(5)(d)1.f., F.A.C. This documentation must be submitted to the department by June 1 of each year in order to remain listed on the department’s website as a Certification Authority for the next July 1 – June 30 period.

(4) If a Certification Authority proposes comparable requirements to the FBCA CP “medium assurance” certificates, the Certification Authority must provide a detailed crosswalk between the standards set forth for the FBCA CP “medium assurance” certificates and the proposed comparable requirements with a detailed explanation describing how the comparable requirements provide at least the same level of assurance as the FBCA CP standards.

(5) If any of the requirements in the FBCA CP differ from those set forth in this rule, the ones set forth in this rule shall prevail.

(6) If authorized by the affected establishments that lawfully purchase or receive prescription drugs to digitally sign their electronic pedigrees, an employee may be issued digital certificates for each establishment or for multiple permits of a single establishment.

(7)(a) The loss, theft, or compromise of a private key or password must be communicated to the Certification Authority within 24 hours of discovery of the key’s loss, theft, or compromise. Notification should promptly result in a request for revocation of the Certificate holder’s digital certificate and must include sufficient information to uniquely identify the certificate holder. Revocation shall be effective upon issuance of the next Certificate Revocation List.

(b) During the lifetime of the certificate, the Certificate Authority must for each certificate issued verify the license status has not been suspended, revoked, or otherwise inactivated for the wholesale distribution of prescription drugs. The Certificate Authority must perform this task at least weekly. If it is found the license status has been suspended, revoked, or otherwise inactivated, then the Certificate Authority must issue a certificate revocation for all certificates issued effective the date of the license change.

(8) Either the certificate holder or the establishment shall request revocation of a certificate holder’s digital certificate upon termination of the certificate holder’s authorization to make digital signatures on behalf of the establishment. Notification should promptly result in a request for revocation of the certificate holder’s digital certificate and must include sufficient information to uniquely identify the certificate holder. Revocation shall be effective upon issuance of the next Certificate Revocation List.

(9) The establishment is ultimately responsible for electronic pedigrees that have been digitally signed on its behalf.

(10) Until a Certification Authority can submit the audit required in paragraph (2)(d) or June 30, 2007, whichever is earlier, the Department will provisionally list a Certification Authority requesting to be listed on the Department’s website as a Certification Authority, provided that the Certification authority submits the audit required by paragraph (2)(d)(4) by June 15, 2007, and otherwise operates in accordance with the requirements of this rule. A digital certification issued by a
provisionally listed Certification Authority must expire and be revoked on or before June 30, 2007. Any provisionally listed Certification Authority that has not submitted the audit required in paragraph (2)(d)(4) by June 15, 2007, will be removed from the provisional list and may not operate as a Certification Authority under this section. Upon submission of the audit required by paragraph (2)(d)(4), the Certification Authority will be listed without the provisional designation. Upon removal of the provisional designation, a Certification Authority must reissue all existing digital certificates.

Specific Authority 499.003, 499.0121, 499.0122, 499.014, 499.05, 499.052 FS. Law Implemented 499.003, 499.012, 499.0121, 499.0122, 499.013, 499.014, 499.051, 499.052 FS. History–New 8-6-06, Amended _______.

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 26, 2007
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 4, 2006

FINANCIAL SERVICES COMMISSION
OIR – Insurance Regulation
RULE NOS.: RULE TITLES:
69O-157.1100 Requirements for Exchange of Coverage
69O-157.1155 Producer Training
69O-157.201 Standards for Approved Long-Term Care Partnership Program Policies

PURPOSE AND EFFECT: To implement HB 947 enacted into law in 2006. The new section will be titled Part III, Long-Term Care Partnership Program.

SUMMARY: The Agency for Health Care Administration, in consultation with the Office of Insurance Regulation and the Department of Children and Family Services, is directed to establish a qualified state Long-Term Care Insurance Partnership Program in Florida, in compliance with the requirements of S. 1917(b) of the Social Security Act, as amended.

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

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

SPECIFIC AUTHORITY: 624.308(1), 626.9611, 627.410(6), 627.9408, 626.9611, 627.9407, 627.94075, 627.9408(1) FS.

LAW IMPLEMENTED: 624.307(1), 626.9541, 626.9641, 627.410(6), 627.9402, 627.9407(7), 627.9408, 626.025, 626.2815, 626.9541, 626.9641, 307(1), 409.9102, 627.94075 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:
DATE AND TIME: May 18, 2007, 1:00 p.m.
PLACE: Room 116, 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: Tracie Lambright, Office of Insurance Regulation, E-mail Tracie.Lambright@fldfs.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Tracie Lambright, Office of Insurance Regulation, E-mail Tracie.Lambright@fldfs.com

THE FULL TEXT OF THE PROPOSED RULES IS:

69O-157.1100 Requirements for Exchange of Coverage.
(1)(a) An insurer may offer policyholders or certificateholders the option to exchange an existing Long-Term Care contract for a new Long-Term Care contract.
(b) An exchange occurs when an insurer offers an existing long-term care policyholder or certificateholder the option to replace an existing policy with a different long-term care policy or certificate, and the policyholder or certificateholder accepts the offer to terminate the existing contract and accepts the new contract.
(2)(a) Any offer shall be made to all policyholders or certificateholders on a nondiscriminatory basis.
(b) An exchange offer shall be deferred to all policyholders or certificateholders that are currently eligible for benefits, within an elimination period on a claim, or who would not be eligible to apply for coverage due to issue age limitations under the new contract, until such time when such condition expires.
(3)(a) If the new coverage has the actuarial value of benefits equal or lesser than the actuarial value of benefits of the existing coverage, based on constant morbidity and uniform pricing assumptions as determined on the date of issue of a new insured determined using the same underwriting class and issue age, such new coverage shall be offered on a nonunderwritten basis.
(b) If the new coverage has the actuarial value of benefits exceeding the actuarial value of benefits of the existing coverage, the insurer shall apply consistent new business underwriting for the increased benefits only.

(4)(a) If the new coverage has the actuarial value of benefits equal or lesser than the actuarial value of benefits of the existing coverage, the rate charged for the new coverage shall be determined using the original issue age and risk class of the insured used in determining the rate of the existing coverage.

(b) If the new coverage has the actuarial value of benefits exceeding the actuarial value of benefits of the existing coverage, the rate charged for the new coverage shall be determined using paragraph (4)(a) above for the original level of benefits, increased by the rate for the increased benefits using the then current attained age and underwriting class of the insured for the increased benefits only. All rates charged must be filed and approved with the Office pursuant to Section 627.410(6), F.S., and Rule 69O-149.003, F.A.C.

(c) The new coverage offered shall be on a form that is currently offered for sale in the general market.

(d) In lieu of paragraphs (a) and (b), above, an insurer may make a filing to the Office for approval to utilize a different issue age for the new contract, or in some other way recognize the policy reserve build-up. Such filing shall demonstrate why the use of the original issue age is inappropriate and that the policy reserve build-up due to the prefunding inherent in the use of an issue age rate basis is credited to the benefit of the insured.

Specific Authority 624.308(1), 626.9611, 627.9408 FS. Law Implemented 624.307(1), 626.9541, 626.9641, 627.410(6), 627.9402, 627.9407(7), 627.9408 FS. History–New

69O-157.1155 Producer Training.

Insurers providing Long-Term Care insurance shall maintain records, subject to Office review upon request, that before any producer sells, solicits or negotiates a long-term care insurance policy, that they receive necessary and sufficient training to understand partnership policies and their relationship to public and private coverage for long-term care.

Specific Authority 624.308(1), 626.9611, 627.9407, 627.9408 FS. Law Implemented 624.307(1), 626.9541, 626.9641, 627.410(6), 627.9408 FS. History–New

PART III LONG-TERM CARE INSURANCE

69O-157.201 Standards For Approved Long-Term Care Partnership Program Policies.

(1)(a) A policy or certificate, herein referred to as policy, marketed or represented to qualify as an approved long-term care partnership program policy as provided by Section 409.9102, F.S., hereinafter referred to as a ‘partnership’, shall be a policy where:

1. Such form and rates are filed and approved pursuant to the provisions of Part II of this Rule Chapter and Rule 69O-149, F.A.C.,

2. The policy is intended to be a qualified long-term care insurance policy under the provisions of Section 627.9404(12), F.S.,

3. The insured individual was a resident of Florida or another state that has entered into a reciprocal agreement with Florida when coverage first became effective under the policy. If the policy is later exchanged for a different long-term care policy, the individual was a resident of Florida or another state that has entered into a reciprocal agreement with Florida when coverage under the earliest policy became effective,

4. The policy is issued with and retains inflation coverage which meets the inflation standards based on the insureds then attained age as defined in subsection (4) below,

5. The effective date of the coverage is on or after January 1, 2007, and

6. Compliance is met with the provisions of these rules.

(b) Insurance benefit payments, for purposes of asset disregard when applying for Medicaid long-term care services, are payments made for long-term care benefits and services and do not include such benefits as cash surrender values, return of premiums, premium waiver, or death benefits.

(2)(a) An insurer issuing or marketing policies that qualify as partnership policies, shall provide a disclosure notice, on the insurer’s letterhead, to the individual that indicates that, at the time of issue of the coverage is an approved long-term care partnership policy, explains the benefits associated with a partnership policy, and discloses that the partnership status may be lost if the insured moves to a different state or modifies the coverage after issue, or changes in federal or state laws occur. The insurer may use Form OIR-B2-1786 (1/2007), Partnership Status Disclosure Notice, which is hereby adopted and incorporated into this rule by reference. This notice shall be provided to the insured no later than the time of policy or certificate delivery. If the insurer uses Form OIR-B2-1786 without modification, no filing is required. If the carrier chooses to modify the language found in this disclosure notice, such notice shall be filed for approval with the Office.

(b)1. When an insurer is made aware that the policyholders or certificateholders initiate action that will result in the loss of partnership status, the insurer shall provide an explanation of how such action impacts the insured in writing. The policyholders or certificateholders shall also be advised how to retain partnership status if possible.

2. If a partnership plan subsequently loses partnership status, the insurer shall explain to the policyholders or certificateholders in writing the reason for the loss of status.

(3)(a) An insurer issuing or marketing policies that qualify as partnership policies, shall notify all of its policyholders with existing long-term care coverage issued on or after March 1, 2003, of the benefits associated with a partnership policy. The
insurer shall offer all such existing policyholders the option to exchange their policy, as provided by Rule 69O-157.1100, F.A.C., for a partnership policy.

(b) Any policyholder that exchanges their policy shall be provided the required disclosure as provided in subsection (2) above.

(c) The effective date of the partnership policy shall be the date of the exchanged policy.

(4) The issued policy shall meet the following inflation coverage limitations:

(a) Policies or certificates issued to an individual who has not yet attained age 61 shall contain annual compound inflation coverage.

(b) Policies or certificates issued to an individual who has attained age 61 but has not attained age 76 shall contain annual inflation coverage.

(c) For policies or certificates issued with inflation coverage, the policyholders or certificateholders must have the inflation coverage at a level based upon the insured’s current age as described in paragraphs (a) and (b) above.

(5) Reporting.

(a) All insurers shall report to the Health and Human Services Secretary such information as required by Centers for Medicare & Medicaid Services (CMS), including but not limited to:

1. Notification regarding when insurance benefits provided under partnership plans have been paid and the amount of such benefits paid, and

2. Notification regarding when such policies otherwise terminate.

(b) All insurers shall provide to any insured requesting such information a copy of the Form OIR-B2-1781 (12/06), Approved Long-Term Care Partnership Program Policy Summary, which is hereby adopted and incorporated into this rule by reference. An insurer may use its own form as long as the information and content is consistent with the information contained in Form OIR-B2-1781 (12/06).

Specific Authority 624.308(1), 627.9408(1), 627.94075 FS. Law Implemented 624.307(1), 409.9102, 627.94075 FS. History–New_________.

NAME OF PERSON ORIGINATING PROPOSED RULE: Frank Dino, Actuary, Bureau of Life and Health Forms and Rates, Office of Insurance Regulation

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Rich Robleto, Deputy Commissioner, Life & Health Product Review, Office of Insurance Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 13, 2007

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

Section III
Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF REVENUE
RULE NO.: 12-26.008
RULE TITLE: Public Use Forms

NOTICE OF CHANGE
Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 32, No. 52, December 29, 2006 issue of the Florida Administrative Weekly.

In response to public comments made a part of the public record, the following changes to proposed subsections (4) and (5) of Rule 12-26.008, F.A.C., have been made to incorporate, by reference, changes to Form DR-26S, Sales and Use Tax Application for Refund, and to Form DR-370026, Mutual Agreement to Audit or Verify Refund Claim, so that, when adopted, those subsections will read as follows:

Number Title Effective Date
(4) DR-26S Application for Refund-Sales and Use Tax (R. 04/07 01/03) 09/04
(5) DR-370026 Mutual Agreement to Audit or Verify Refund Claim (R. 04/07 07/02) 09/04

The following changes to Form DR-26S, Sales and Use Tax Application for Refund, have been made, so that, when adopted, those changes will be made a part of the “R. 04/07” version of that form incorporated by reference in subsection (4) of Rule 12-26.008, F.A.C.:

On page 2, Question 1, Who can apply for a refund?, the following will be added to the end of the response: See Page 8, Exempt Issues.

On page 5, Section I., Amended returns, the following statement will be removed:

- This refund may be taken as a credit on your next return (see FAQ #3)

On page 6, Section V., Credit Memo, the following statement and note box will be removed:

- This refund may be taken as a credit on your next return (see FAQ #3)

NOTE: This refund basis should be used to claim overpayment of tiered penalty or collection allowances not taken on the return. If the credit memo issued was due to an amended return filed, please refer to the Amended Return instructions.

The following changes to Form DR-370026, Mutual Agreement to Audit or Verify Refund Claim, have been made, so that, when adopted, those changes will be made a part of the “R. 04/07” version of that form incorporated by reference in subsection (5) of Rule 12-26.008, F.A.C.: 

...
The bullet which currently provides provisions regarding when the agreement is not binding and when the Department does not receive a signed copy of the agreement, has been changed, so that when adopted, that bullet will read as follows:

This agreement is not binding until signed by both the taxpayer and the Department. If we do not receive a signed copy of this agreement within twenty (20) days of the date of the cover letter accompanying this agreement, the Department will be unable to process your application for refund. If further information is not received, the Department will not consider your application to be complete.

The following bullet will be removed, so that, when adopted, that bullet will not be included in Form DR-370026:

By signing this form, the taxpayer acknowledges receipt of the attached list of supporting documentation. Failure to provide the required documentation within the time period indicated above may result in the issuance of a Notice of Intent to Make Refund Claim Changes, form DR-1200R, denying your refund claim.

In addition, a technical change will be made to remove Carol Martin, Tax Audit Supervisor, as the Florida Department of Revenue Authorized Agent. This person is no longer employed by the Department.

DEPARTMENT OF REVENUE
Division of Child Support Enforcement

NOTICE OF CHANGE
Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 32, No. 52, December 29, 2006 issue of the Florida Administrative Weekly.

These changes are in accordance with subparagraph 120.54(3)(d)1., F.S., and in response to comments received from the Florida Association of Court Clerks.

Paragraph (i) of subsection (2) of Rule 12E-1.032, F.A.C., has been changed, so that, when adopted, the paragraph will read as follows:

(i) “Employer’s designated child support payment processor (hereafter called employer’s processor)” means a financial institution or business utilized by the employer to provide ACH support payment services.

Paragraph (a) of subsection (3) of Rule 12E-1.032, F.A.C., has been changed, so that, when adopted, the paragraph will read as follows:

(a) Electronic remittance of support payments and associated case data by the employer or the employer’s processor to the State Disbursement Unit shall be in a format used within the “Automated Clearing House” or “ACH” network to conduct the transfer of support funds between business or government entities. An acceptable format includes either “Cash Concentration and Disbursement Plus (CCD+)” or “Corporate Trade Exchange (CTX).”

Subsection (4) of Rule 12E-1.032, F.A.C., has been changed, so that, when adopted, the subsection will read as follows:

(4) Remittance or Transmission Problems,

(a) If the employer or employer’s processor incorrectly submits associated case data or incorrectly remits support payments, the employer or the employer’s processor shall contact, not later than the next business day after the date on which the error is discovered, the State Disbursement Unit toll-free at (888)883-0743 or local number at (850)201-0183 for specific instructions.

(b) The State Disbursement Unit shall review payment error and associated case data problems, determine the course of action to correct the error(s), and take steps to process the information and payment. The Department shall assist the State Disbursement Unit in resolving these specific payment errors, on a case-by-case basis.

(c) To assist the employer or employer’s processor in complying with Section 61.1824(6), F.S., and this rule chapter, the State Disbursement Unit shall contact the employer or employer’s processor when one or more of the following conditions exist.

1. The employer or employer’s processor does not transmit error-free payments and associated case data.

2. The employer or employer’s processor varies from the requirements and specifications of these rules.

3. The employer or employer’s processor fails to make timely electronic payments or timely provide associated case data, or fails to provide the required addenda record with the electronic payment.

(d) The State Disbursement Unit shall help the employer or the employer’s processor resolve the condition(s) in paragraph (c).

Subsection (5) of Rule 12E-1.032, F.A.C., has been changed, so that, when adopted, the subsection will read as follows:

(5) Procedures for Payment,

(a) Automated Clearing House Credit Method (ACH Credit Method). An employer who uses the ACH credit method must contact the employer’s financial institution or an employer’s processor that provides prescribed ACH services and arrange to transfer the support payment to the State Disbursement Unit using an ACH credit transfer.

(b) For the employer to establish ACH payments directly to the State Disbursement Unit, initially the employer or employer’s processor must contact the State Disbursement Unit, EFT Marketing, at (850)205-8227 and provide the information in (c) below. The State Disbursement Unit will compare the information provided by the employer or employer’s processor with identifying information in the State Disbursement Unit’s child support computer system. Identifying information submitted by the employer or the
services may contact the State Disbursement Unit, EFT http://www.nacha.org/. The employer, employer’s financial 
Tallahassee, Florida, 323 14-8030, or by accessing 
Program, Attn: Forms Coordinator, P. O. Box 8030, 
Florida Department of Revenue, Child Support Enforcement 
obtain a copy of the NACHA guidelines by writing to the 
Convention, Version 5.0, revised August 21, 2006, 
NACHA guidelines to govern the formats and specifications 
addenda record(s) for child support, in the format specified by 
(6). Pursuant to Section 61.1301(2)(e)6., F.S., the employer may collect a fee 
from the employee’s income for each withheld payment. 
(d) The State Disbursement Unit will inform the employer 
or employer’s processor of the following when there is a match 
of the information listed in paragraph (c). 
1. State Disbursement Unit’s banking information to send 
payments electronically; and 
2. That electronic remittance of support payments may 
commence. 
(e) Neither the State Disbursement Unit nor the 
Department will pay for expenses incurred by the employer or 
employer’s processor to use the ACH credit method. Pursuant 
to Section 61.1301(2)(e)6., F.S., the employer may collect a fee 
from the employee’s income for each withheld payment. 
(f) To assure the receipt of support payments by the due 
date, an employer or the employer’s processor must initiate the 
payment transaction in accordance with subsection (6). 
(g) All ACH credit transfers must be in the NACHA Cash 
Concentration and Disbursement Plus “CCD:” or NACHA 
Corporate Trade Exchange “CTX” format containing an 
Accredited Standards Committee (ASC) X12 820 Payment 
Order/Remittance Advice Transaction Set with associated 
addenda record(s) for child support. in the format specified by 
NACHA guidelines as referenced herein. The Department uses 
NACHA guidelines to govern the formats and specifications 
for the electronic remittance of support payments and the 
electronic submission of associated case data, which are 
contained in the User Guide For Electronic Child Support 
Payments, Using The Child Support Application Banking 
Convention, Version 5.0, revised August 21, 2006, 
included herein by reference. Members of the public may 
obtain a copy of the NACHA guidelines by writing to the 
Florida Department of Revenue, Child Support Enforcement 
Program, Attn: Forms Coordinator, P. O. Box 8030, 
Tallahassee, Florida, 32314-8030, or by accessing 
http://www.nacha.org/. The employer, employer’s financial 
institution, or the employer’s processor providing ACH 
services may contact the State Disbursement Unit, EFT 
Marketing, at (850)205-8227 to determine the formats, 
standards, and technical requirements to implement this provision. 

(b) The electronic record shall include the following 
associated case data fields. 
1. Segment identifier – A unique identifier for a segment 
composed of a combination of two or three uppercase letters 
and digits. "DED" is the segment identifier. 
2. Application identifier – The type of deduction withheld 
from an employee’s pay. “CS” is the application identifier. 
3. Case identifier – The unique identifier composed of 
alpha and numeric characters based on the court order number. 
4. Pay date – The date the income was withheld from the 
employee’s paycheck. 
5. Payment amount – The amount of support withheld 
from the employee’s income for a specific pay period, which is 
paid to the State Disbursement Unit. 
7. Medical support indicator – The indicator designates 
whether the employer offers family medical insurance 
coverage. If medical insurance coverage is available, place a 
‘Y’ in the field; if there is no coverage available, place an ‘N’ 
in the field. The National Automated Clearing House 
Association standard requires this data element. 
8. Noncustodial parent name. 
code) – The unique code that identifies each child support 
jurisdiction (i.e., states, counties and central registries). As 
used in this rule, the FIPS code refers to the code of the State 
Disbursement Unit receiving the transaction. 
10. Employment termination indicator – The employment 
termination indicator notifies the Department that an 
individual’s employment has terminated. The employer is 
required to report this information pursuant to Section 
61.1301(2)(k), F.S. If the employee has terminated, place a ‘Y’ 
in this field; otherwise, the field is not used. 

(i) The employer or employer’s processor may combine 
payment amounts from more than one employee in a single 
payment as long as the required information in subsection 
(5)(h), subparagraph 1. through 10., is submitted for each 
employee. In addition, the employer or employer’s processor 
must separately identify the portion of the single payment that 
is attributable to each employee. 

Paragraph (b) of subsection (6) of Rule 12E-1.032, F.A.C., has 
been changed, so that, when adopted, the paragraph will read as 
follows: 

(b) The employer or employer’s processor who is required 
to pay support and provide associated case data through 
electronic means must initiate the transfer so that the amount 
due is deposited as collected funds to the State Disbursement 
Unit’s account on or before the due date. If the date on which 
the employer or employer’s processor is required to initiate an 
ACH credit transfer falls on a Saturday, Sunday, or a business
or banking holiday, the employer or the employer’s processor must initiate the transaction on the preceding business day. For the purpose of this rule, “banking day” has the meaning prescribed in Section 674.104(1), F.S.

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

Board of Cosmetology

RULE NO.:  RULE TITLE: 61G5-24.005 Salon License Fee

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 33, No. 11, March 16, 2007 issue of the Florida Administrative Weekly.

In the “DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW” block, the date “February 20, 2007” should have been “March 2, 2007”.

The person to be contacted regarding the above change is Robyn Barineau, Executive Director, Board of Cosmetology, 1940 North Monroe Street, Tallahassee, Florida 32399-0750.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.:  RULE TITLE: 64B16-28.451 Pharmacy Common Database

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. 12, March 23, 2007 issue of the Florida Administrative Weekly.

Notice is hereby given that the following changes have been made to the proposed rule published in Vol. 33, No. 5, February 2, 2007, issue of the Florida Administrative Weekly, in accordance with subparagraph 120.54(3)(d)1., F.S. The specific changes were made in response to the comments received from the Joint Administrative Procedures Committee. Specific changes in the rule text are as follows:

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

(1) A pharmacy licensed under this chapter may perform prescription drug processing for other pharmacies, provided that all pharmacies are under common ownership, utilize a common database, and are properly licensed, permitted or registered in this state or another state. Nothing in this subsection shall prohibit a pharmacist employee of said pharmacies who is licensed in Florida or in another state from remotely accessing the pharmacy’s electronic database from outside the pharmacy in order to process prescriptions, provided the pharmacy establishes controls to protect the privacy and security of confidential records.

2. The introductory phrase to subsection (2) shall now read as follows:

   (2) Prescription drug processing includes, but is not limited to, the following:

3. A new subsection (3) shall be added to read as follows:

   (3) Each pharmacist that performs a specific function within the prescription drug processing process via use of a common database shall be responsible for any errors or omissions committed by that pharmacist during the performance of that specific function.

4. The originally published subsections (3) through (5) shall be renumbered as (4) through (6).

5. §465.005 will be added to the specific authority. §465.05 will be removed from the specific authority.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Rebecca Poston, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Economic Self-Sufficiency Program

RULE NO.:  RULE TITLE: 65A-1.205 Eligibility Determination Process

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. 12, March 23, 2007 issue of the Florida Administrative Weekly.

Notice is hereby given that the following changes have been made to the proposed rule published in Vol. 33, No. 5, February 2, 2007, issue of the Florida Administrative Weekly, in accordance with subparagraph 120.54(3)(d)1., F.S. The changes in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. Specific changes in the rule text are as follows:

(1)(b) Time standards for processing applications vary by public assistance program in accordance with federal regulations 7 CFR 273.2(g) (food stamps), 45 CFR 206.10(a)(3)(i), (temporary cash assistance), and 42 CFR 435.911 (Medicaid). Time standards begin on the date of application and end on the date benefits are made available or a notice of ineligibility is mailed. For the Medicaid program, the time standard ends on the date an eligibility notice is mailed. Applications must be processed and determinations of eligibility made within the following time frames.
Application Processing Program: Time Standards
Expedited Food Stamps: 7 days
Food Stamps: 30 days
Temporary Cash Assistance, Refugee Assistance and Child In Care: 45 days
Medical Assistance and State Funded Programs for individuals who apply on the basis of disability: 90 days
For all other Medical Assistance and State Funded Programs for applicants on the basis of non-disability eligibility, including OSS, OMB, SLMB, and OI1: 45 days

All days counted after the date of application are calendar days. Applicant delay days do not count in determining non-compliance with the time standard. See paragraph (d) of this rule. Information provided on form CF-ES 2930, Screening for Expedited Medicaid Appointments, Apr 07 Oct 05, incorporated by reference, Administrative Rule 65A-1.400 is used in determining expedited processing of Medicaid disability-related applications.

(1) For Medicaid, every individual who indicates they are a U.S. citizen must provide documentation of U.S. citizenship and identify. Exceptions are those who receive or have received SSI or Medicare and presumptively eligible women or newborns.

(5) Information provided by the applicant or recipient must be substantiated, verified or documented as part of each determination of eligibility. The term verification is used generically to represent this process. For any program, when there is a question about eligibility or the information provided, it is the sole discretion of the department to ask for documentation, verification or substantiation as required to determine if the factor of eligibility and questionable nature of the information dictates whether or not substantiation, verification or documentation is required. Verification or documentation of substantiated information is not precluded or prohibited under any circumstances, including circumstances where eligibility information provided by an applicant or recipient appears to have been verified. If verification or documentation is requested, the information about which verification or documentation is sought will not be accepted as proof of the truth, validity, or accuracy of the questioned information if verification or documentation is not received.

(7) Copies of referenced forms and brochure CF/PI 165-107, Notification of Disability Information and Request (information for disabled applying for Medicaid) may be obtained from the ACCESS Florida Program Office, 1317 Winewood Boulevard, Building 3, Room 406, Tallahassee, Florida 32399-0700 or on the department’s web site at http://www.dcf.state.fl.us/cf_web/e-forms, then search alphabetically using the title of the form.
(3) 1 FOR THE MONEY; 2 FOR THE DOUGH; 3 TO GET WINNING; 4 IN A ROW 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 1 FOR THE MONEY; 2 FOR THE DOUGH; 3 TO GET WINNING; 4 IN A ROW lottery ticket, the ticket must meet the applicable requirements of Rule 53ER06-4, F.A.C.

(4) There are four (4) different design scenes and games in Game Number 687, “1 FOR THE MONEY; 2 FOR THE DOUGH; 3 TO GET WINNING; 4 IN A ROW.”

(5) Scene One. “1 FOR THE MONEY.”
   (a) The “YOUR AMOUNTS” play symbols and play symbol captions are as follows:

   ![Image 1]

   (b) The “WINNING AMOUNT” prize symbols and prize symbol captions are as follows:

   ![Image 2]

   (c) The “BONUS” play symbols and play symbol captions are as follows:

   ![Image 3]

   (d) The legends are as follows:

   ![Image 4]

(6) Scene Two. “2 FOR THE DOUGH.”
   (a) The “YOUR #” play symbols and play symbol captions are as follows:

   ![Image 3]

   (b) The “WINNING NUMBER” play symbols and play symbols captions are as follows:

   ![Image 2]

(7) Scene Three. “3 TO GET WINNING.”
   (a) The “YOURS” play symbols and play symbol captions are as follows:

   ![Image 3]

   (b) The “THEIRS” play symbols and play symbol captions are as follows:

   ![Image 2]

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

   ![Image 1]
(d) The “BONUS” play symbols and play symbol captions are as follows:

![Image]

(e) The legends are as follows:

![Image]

(8) Scene Four. “4 IN A ROW.”

(a) The rows 1 through 4 play symbols and play symbol captions are as follows:

![Image]

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

![Image]

(c) The “BONUS” play symbols and play symbol captions are as follows:

![Image]

(d) The legends are as follows:

![Image]

(8) Determination of Prizewinners.

(a) Scene One. A ticket having a prize in the “YOUR AMOUNTS” play area that matches the prize in the “WINNING AMOUNT” play area shall entitle the claimant to the corresponding prize shown. A ticket having a “” symbol in the “BONUS” box area shall entitle the claimant to a prize of $25.

(b) Scene Two. A ticket having a number in the “YOUR#” play area that matches the number in “THEIRS” play area shall entitle the claimant to the corresponding prize shown. A ticket having a “” symbol in the “BONUS” box area shall entitle the claimant to a prize of $25.

(c) Scene Three. A ticket having a number in the “YOURS” play area that beats the number in “THEIRS” play area shall entitle the claimant to the corresponding prize shown. A ticket having a “” symbol in the “BONUS” box area shall entitle the claimant to a prize of $25.

(d) Scene Four. A ticket that has four cards of the same suit in the same row shall entitle the claimant to the corresponding prize shown. A ticket having a “” symbol in the “BONUS” box area shall entitle the claimant to a prize of $25.

(e) The prizes are: TICKET, $1.00, $2.00, $4.00, $5.00, $8.00, $10.00, $20.00, $25.00, $50.00, $100, $125, $250, $500 and $5,000. 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 1 FOR THE MONEY; 2 FOR THE DOUGH; 3 TO GET WINNING; 4 IN A ROW 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.

(9) The estimated odds of winning, value and number of prizes in Instant Game Number 687 are as follows:

<table>
<thead>
<tr>
<th>GAME PLAY</th>
<th>WIN</th>
<th>NUMBER OF WINNERS IN 56 POOLS</th>
<th>ESTIMATED ODDS OF 1 IN PER POOL</th>
</tr>
</thead>
<tbody>
<tr>
<td>TICKET</td>
<td>$1</td>
<td>1,008,000</td>
<td>10.00</td>
</tr>
<tr>
<td>$1</td>
<td>$1</td>
<td>672,000</td>
<td>15.00</td>
</tr>
<tr>
<td>$2</td>
<td>$2</td>
<td>403,200</td>
<td>25.00</td>
</tr>
<tr>
<td>$4</td>
<td>$4</td>
<td>67,200</td>
<td>150.00</td>
</tr>
<tr>
<td>$2 x 4</td>
<td>$8</td>
<td>67,200</td>
<td>300.00</td>
</tr>
<tr>
<td>$4 x 2</td>
<td>$8</td>
<td>67,200</td>
<td>300.00</td>
</tr>
<tr>
<td>$8</td>
<td>$8</td>
<td>33,600</td>
<td>600.00</td>
</tr>
<tr>
<td>$5 x 2</td>
<td>$10</td>
<td>33,600</td>
<td>600.00</td>
</tr>
<tr>
<td>$10</td>
<td>$10</td>
<td>33,600</td>
<td>600.00</td>
</tr>
<tr>
<td>$5 x 4</td>
<td>$20</td>
<td>16,800</td>
<td>600.00</td>
</tr>
<tr>
<td>$20</td>
<td>$20</td>
<td>16,800</td>
<td>600.00</td>
</tr>
<tr>
<td>$25 (BONUS BOX)</td>
<td>$25</td>
<td>33,600</td>
<td>300.00</td>
</tr>
<tr>
<td>$10 x 4</td>
<td>$40</td>
<td>1,120</td>
<td>9,000.00</td>
</tr>
<tr>
<td>$5 x 4 + $25 (BONUS BOX)</td>
<td>$45</td>
<td>6,048</td>
<td>1,666.67</td>
</tr>
<tr>
<td>$25 x 2</td>
<td>$50</td>
<td>1,120</td>
<td>9,000.00</td>
</tr>
<tr>
<td>$50</td>
<td>$50</td>
<td>1,120</td>
<td>9,000.00</td>
</tr>
</tbody>
</table>
(10) The estimated overall odds of winning some prize in Instant Game Number 687 are 1 in 4.21. 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 687, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) By purchasing a 1 FOR THE MONEY; 2 FOR THE DOUGH; 3 TO GET WINNING; 4 IN A ROW lottery ticket the player agrees to comply with and abide by all prize payment rules of the Florida Lottery.

(13) Payment of prizes for 1 FOR THE MONEY; 2 FOR THE DOUGH; 3 TO GET WINNING; 4 IN A ROW 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 3-30-07.

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

EFFECTIVE DATE: March 30, 2007

DEPARTMENT OF THE LOTTERY

RULE NO: RULE TITLE:
53ER07-23 Instant Game Number 683, $250,000 PAY DAY

SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 683, “$250,000 PAY DAY,” 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:

53ER07-23 Instant Game Number 683, $250,000 PAY DAY.

(1) Name of Game. Instant Game Number 683, “$250,000 PAY DAY.”

(2) Price. $250,000 PAY DAY lottery tickets sell for $10.00 per ticket.

(3) $250,000 PAY DAY 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 $250,000 PAY DAY 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:

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

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

**WINNING NUMBERS**  **YOUR 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.
(b) The prize amounts are: $5.00, $10.00, $15.00, $20.00, $25.00, $40.00, $50.00, $100, $200, $500, $1,000, $10,000 and $250,000.
(c) A ticket having a “ ” symbol in the “YOUR NUMBERS” play area shall entitle the claimant to a prize of $200.

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 683 are as follows:

<table>
<thead>
<tr>
<th>GAME PLAY</th>
<th>WIN</th>
<th>NUMBER OF WINNERS IN 42 POOLS OF 120,000 TICKETS</th>
<th>ODDS OF PER POOL</th>
</tr>
</thead>
<tbody>
<tr>
<td>$5 x 2</td>
<td>$10</td>
<td>$36,000</td>
<td>1 in 15.00</td>
</tr>
<tr>
<td>$10</td>
<td>$10</td>
<td>168,000</td>
<td>1 in 30.00</td>
</tr>
<tr>
<td>$5 x 3</td>
<td>$15</td>
<td>168,000</td>
<td>1 in 30.00</td>
</tr>
<tr>
<td>$15</td>
<td>$15</td>
<td>168,000</td>
<td>1 in 30.00</td>
</tr>
<tr>
<td>$10 x 2</td>
<td>$20</td>
<td>168,000</td>
<td>1 in 30.00</td>
</tr>
<tr>
<td>$20</td>
<td>$20</td>
<td>168,000</td>
<td>1 in 30.00</td>
</tr>
<tr>
<td>($5 x 4)</td>
<td>$40</td>
<td>50,400</td>
<td>1 in 100.00</td>
</tr>
<tr>
<td>($10 x 2)</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>$5 + $15 + $20</td>
<td>$40</td>
<td>33,600</td>
<td>1 in 150.00</td>
</tr>
<tr>
<td>$10 x 4</td>
<td>$40</td>
<td>50,400</td>
<td>1 in 100.00</td>
</tr>
<tr>
<td>$20 x 2</td>
<td>$40</td>
<td>16,800</td>
<td>1 in 300.00</td>
</tr>
<tr>
<td>$40</td>
<td>$40</td>
<td>16,800</td>
<td>1 in 300.00</td>
</tr>
<tr>
<td>$5 x 20</td>
<td>$100</td>
<td>8,400</td>
<td>1 in 600.00</td>
</tr>
<tr>
<td>$10 x 10</td>
<td>$100</td>
<td>16,800</td>
<td>1 in 300.00</td>
</tr>
<tr>
<td>($10 x 6) + ($20 x 2)</td>
<td>$100</td>
<td>8,400</td>
<td>1 in 600.00</td>
</tr>
<tr>
<td>$25 x 4</td>
<td>$100</td>
<td>8,400</td>
<td>1 in 600.00</td>
</tr>
<tr>
<td>$100</td>
<td>$100</td>
<td>8,400</td>
<td>1 in 600.00</td>
</tr>
<tr>
<td>$10 x 20</td>
<td>$200</td>
<td>840</td>
<td>1 in 6,000.00</td>
</tr>
<tr>
<td>($10 x 10) + ($25 x 4)</td>
<td>$200</td>
<td>840</td>
<td>1 in 6,000.00</td>
</tr>
<tr>
<td>$50 x 4</td>
<td>$200</td>
<td>840</td>
<td>1 in 6,000.00</td>
</tr>
<tr>
<td>$20 x 10</td>
<td>$200</td>
<td>840</td>
<td>1 in 6,000.00</td>
</tr>
<tr>
<td>$200 (MONEY BAG)</td>
<td>$200</td>
<td>17,640</td>
<td>1 in 285.71</td>
</tr>
<tr>
<td>$25 x 20</td>
<td>$500</td>
<td>1,680</td>
<td>1 in 3,000.00</td>
</tr>
<tr>
<td>($50 x 6) + ($100 x 2)</td>
<td>$500</td>
<td>1,680</td>
<td>1 in 3,000.00</td>
</tr>
</tbody>
</table>

(10) The estimated overall odds of winning some prize in Instant Game Number 683 are 1 in 3.55. 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 683, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) By purchasing a $250,000 PAY DAY lottery ticket the player agrees to comply with and abide by all prize payment rules of the Florida Lottery.

(13) Payment of prizes for $250,000 PAY DAY 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), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History–New 3-30-07.

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

EFFECTIVE DATE: March 30, 2007

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER07-24

RULE TITLE: Instant Game Number 689, TRIPLE GOLD

SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 689, “TRIPLE GOLD,” 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:

53ER07-24 Instant Game Number 689, TRIPLE GOLD

(1) Name of Game. Instant Game Number 689, “TRIPLE GOLD.”

(2) Price. TRIPLE GOLD lottery tickets sell for $2.00 per ticket.

(3) TRIPLE GOLD 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 TRIPLE GOLD 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:

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

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

<table>
<thead>
<tr>
<th>GAME PLAY</th>
<th>WIN</th>
<th>ODDS OF WINNERS IN 56 POOLS OF 180,000 TICKETS</th>
</tr>
</thead>
<tbody>
<tr>
<td>TICKET</td>
<td>$2</td>
<td>8.33 1,209,600</td>
</tr>
<tr>
<td>$2</td>
<td>$2</td>
<td>37.30 268,800</td>
</tr>
<tr>
<td>$3</td>
<td>$3</td>
<td>50.00 201,600</td>
</tr>
<tr>
<td>$1 + ($2 x 2)</td>
<td>$5</td>
<td>75.00 134,400</td>
</tr>
<tr>
<td>$2 (TRIPLE</td>
<td>$6</td>
<td>75.00 134,400</td>
</tr>
<tr>
<td>GOLD BAR)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>($2 x 3) + $4</td>
<td>$10</td>
<td>150.00 67,200</td>
</tr>
<tr>
<td>$10</td>
<td>$10</td>
<td>150.00 67,200</td>
</tr>
<tr>
<td>$5 (TRIPLE</td>
<td>$15</td>
<td>75.00 134,400</td>
</tr>
<tr>
<td>GOLD BAR)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>$15</td>
<td>$15</td>
<td>150.00 67,200</td>
</tr>
<tr>
<td>$10 (TRIPLE</td>
<td>$30</td>
<td>180.00 56,000</td>
</tr>
<tr>
<td>GOLD BAR)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>$50 (GOLD</td>
<td>$50</td>
<td>300.00 33,600</td>
</tr>
<tr>
<td>BAR)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>$10 x 10</td>
<td>$100</td>
<td>18,000.00 560</td>
</tr>
<tr>
<td>($10 x 2) + ($20 x 2) + $40</td>
<td>$100</td>
<td>18,000.00 560</td>
</tr>
<tr>
<td>($10 x 5) + $50</td>
<td>$100</td>
<td>9,000.00 1,120</td>
</tr>
<tr>
<td>(GOLD BAR)</td>
<td>$100</td>
<td>9,000.00 1,120</td>
</tr>
<tr>
<td>$100 (TRIPLE</td>
<td>$200</td>
<td>18,000.00 560</td>
</tr>
<tr>
<td>GOLD BAR)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>$300</td>
<td>$300</td>
<td>18,000.00 560</td>
</tr>
<tr>
<td>$100 x 10</td>
<td>$1,000</td>
<td>168,000.00 60</td>
</tr>
<tr>
<td>$1,000</td>
<td>$1,000</td>
<td>336,000.00 30</td>
</tr>
<tr>
<td>$1,000 (TRIPLE</td>
<td>$3,000</td>
<td>1,008,000.00 10</td>
</tr>
<tr>
<td>GOLD BAR)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>$5,000 (TRIPLE</td>
<td>$15,000</td>
<td>5,040,000.00 2</td>
</tr>
<tr>
<td>GOLD BAR)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>$15,000</td>
<td>$15,000</td>
<td>5,040,000.00 2</td>
</tr>
</tbody>
</table>

(7) The legends are as follows:

(8) 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 having a 

\[ \text{symbol} \] symbol in the “YOUR NUMBERS” play area shall entitle the claimant to a prize of $50. A ticket having a

\[ \text{symbol} \] symbol in the “YOUR NUMBERS” play area shall entitle the claimant to triple the prize amount.

(b) The prizes are: TICKET, $1.00; $2.00; $3.00; $4.00; $5.00; $10.00; $15.00; $20.00; $30.00; $40.00; $50.00; $100; $300; $1,000; $5,000 and $15,000. 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 TRIPLE GOLD 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.

(9) The estimated odds of winning, value and number of prizes in Instant Game Number 689 are as follows:

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[Note: The table provided contains the odds, value, and number of prizes for the Instant Game Number 689, TRIPLE GOLD, including prize symbols and captions, odds of winning, and estimated prize values and numbers for various prize categories. The values range from $1.00 to $15,000, with corresponding odds of winning and pool sizes.]
The estimated overall odds of winning some prize in Instant Game Number 689 are 1 in 4.22. 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.

For reorders of Instant Game Number 689, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

By purchasing a TRIPLE GOLD lottery ticket the player agrees to comply with and abide by all prize payment rules of the Florida Lottery.

Payment of prizes for TRIPLE GOLD 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 3-30-07.

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

EFFECTIVE DATE: March 30, 2007

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notice is hereby given that on March 5, 2007, the Florida Department of Law Enforcement, Officer Professionalism Program, has received from Florida Keys Community College on March 5, 2007, a petition for Waiver of Rule 11B-18.0053, F.A.C., pursuant to Section 120.542, F.S. Petitioner has requested that the Department waive repayment for equipment erroneously purchased with trust fund moneys.

Comments on this Petition should be filed with the Office of General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, Florida 32302, Attention: Assistant General Counsel, Grace A. Jaye.

A copy of the Petition may be obtained by contacting Assistant General Counsel, Grace A. Jaye at the above address, or by calling (850)410-7687.

The Department of Law Enforcement, Criminal Justice Standards and Training has taken action at its February 2, 2007, meeting on a petition for waiver received from Palm Beach Community College on January 19, 2007. Notice of receipt of this petition was published in the Florida Administrative Weekly, Vol. 33, No. 6, February 9, 2007. No public comment was received. Petitioner requested a waiver of Rule 11B-20.0017, F.A.C., pursuant to Section 120.542, F.S. Petitioner has requested that the Department waive certain requirements concerning mandatory retraining and demonstration of proficiencies for instructor certifications for seven instructors.

On February 2, 2007, the Criminal Justice Standards and Training Commission granted a waiver of this rule to Palm Beach Community College, in a final order, OGC File No.: VAR 07-5. This rule waiver was granted because the petitioner demonstrated that a strict application of the rule would result in undue hardship to it or would affect it differently than other similarly situated applicants and because it could successfully fulfill the requirements of Section 943.14, F.S., by other means.

For a copy of the final order write or call: Grace A. Jaye, Florida Department of Law Enforcement, Box 1489, Tallahassee, FL 32302-1489, Telephone (850)410-7687.

Notice is hereby given that on March 30, 2007, the Florida Department of Law Enforcement, Officer Professionalism Program, has received from Chipola Community College on March 30, 2007, a petition for Waiver of Rule 11B-35.001, F.A.C., pursuant to Section 120.542, F.S. Petitioner has requested that the Department waive rules regulating the certification of instructors for one instructor who met all of the requirements to be a certified instructor, but whose information was never sent in by Petitioner to be processed by Commission staff.

Comments on this Petition should be filed with: Office of General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, Florida 32302, Attention: Assistant General Counsel, Grace A. Jaye.

A copy of the Petition may be obtained by contacting: Assistant General Counsel, Grace A. Jaye at the above address, or by calling (850)410-7676.

DEPARTMENT OF TRANSPORTATION

Notice is hereby given that the Florida Department of Transportation received a Petition for a Waiver or Variance from Montgomery Ventures, Inc. February 21, 2007, seeking a Waiver or Variance from the provisions of paragraph
14-10.007(6)(b), F.A.C., establishes that a nonconforming sign is abandoned if it fails to display advertising copy for 12 months or longer. Montgomery Ventures, Inc. proposes that the Department grant a Waiver or Variance and allow its nonconforming sign to remain along I-75 in southernmost Alachua County despite its failure to display advertising copy from October 2004, to July 2006. Comments on this proposed Waiver or Variance should be filed with the Clerk of Agency Proceedings, Department of Transportation, 605 Suwannee Street, M.S. 58, Tallahassee, Florida 32399-0458, within 14 days of the publication of this notice. A copy of the Petition for Waiver or Variance may be obtained from Kathie Ruff at (850)414-5265.

A copy of the Petition for Waiver or Variance may be obtained from the Clerk of Agency Proceedings. For additional information, contact Susan Schwartz, Assistant General Counsel, at (850)414-5265.

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 March 27, 2007, South Florida Water Management District (District) received a petition for waiver from Clinton R. Ritter, Application No. 06-1025-2, for utilization of Works or Lands of the District known as the L-47 Canal, Okeechobee County, for an existing pile-supported boat dock with pier and roof to remain within the L-47 right of way, Section 5, Township 38S, Range 36E. The petition seeks relief from paragraph 40E-6.221(2)(j), Fla. Admin. Code, which governs the placement of irrigation pumps within the District’s rights of way and the minimum required low member elevations of pile-supported docking facilities 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 1413, West Palm Beach, FL 33406, Attn: Katie Ruff, Office of Counsel.

A copy of the Order 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 1413, West Palm Beach, FL 33406, Attn: Katie Ruff, Office of Counsel.

AGENCY FOR HEALTH CARE ADMINISTRATION

The Agency for Health Care Administration, Health Quality Assurance HEREBY GIVES NOTICE that it issued a Final Order Partially Granting and Otherwise Denying OMI Petition for Variance from Rule 59A-33.013, F.A.C., on April 2, 2007, in response to a petition filed on January 23, 2007, and advertised in the FAW, Vol. 33, No. 5 on February 2, 2007. The order extends from 200 (Rule 59A-33.013 standard) to 400 miles the distance between clinics that a medical or clinic director may supervise OMI of Orange Park, Inc., and OMI of Jacksonville, Inc., and adds certain compliance conditions, including a time limitation of the variance. The requests of the remaining 20 clinics for the same variance were denied, however, the Orange Park and the Jacksonville facilities may use the same medical or clinic director of any of the 22 petitioners because all are within 400 miles of each other. The petitioners are Open Magnetic Imaging, Inc., OMI of Aventura, Inc., OMI of Aventura II, Inc., OMI CT of Aventura, Inc., OMI of Miami Lakes, Inc., OMI CT of Miami Lakes, Inc., OMI of Coral Gables, Inc., OMI of Kendall, Inc., Open Magnetic Imaging of Coral Springs, Ltd., Open Magnetic Imaging of Plantation, Ltd., OMI of Plantation, Inc., OMI CT of Plantation, Inc., OMI of Ft. Lauderdale, Inc., OMI CT of Ft. Lauderdale, Inc., Open Magnetic Imaging of Pembroke Pines, Ltd., OMI of Jupiter, Inc., OMI of Palm Beach, Inc., OMI of Wellington, Inc., OMI of Boynton Beach, Inc., OMI of West Boca, Ltd., OMI of Jacksonville, Inc. and OMI of Orange Park, Inc.

A copy of the Order may be obtained by contacting: Gail Priest, Health Care Clinic Unit, 2727 Mahan Drive, Mail Stop #53, Tallahassee, Florida 32308, (850)488-1365.
NOTICE IS HEREBY GIVEN that on March 28, 2007, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsections 61C-4.010(1) and 61C-4.010(6), Florida Administrative Codes 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.

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 28, 2007, the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsection 61C-4.010(7), Florida Administrative Code from Chick-fil-A 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 24.

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 28, 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 Codes from Suzy Riggs Catering located in Clearwater. The above referenced F.A.C. addresses food supplies, food protection, and physical facilities—except as specifically provided in this rule, public food service establishments shall be subject to the provisions of chapter three and chapter six of the FDA Food Code. They are requesting to do open air food service on a Mobile Food Dispensing Vehicle.

A copy of the Petition can be obtained from:
Xenia Bailey
Division of Hotels and Restaurants
1940 North Monroe Street,
Tallahassee, Florida 32399-1013

The Division of Hotels and Restaurants will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m.
\This variance request was approved March 27, 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 provisions 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 29, 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 Robert Breckinridge located in Clearwater. The above referenced F.A.C. addresses food supplies, food protection, and physical facilities except as specifically provided in this rule, public food service establishments shall be subject to the provisions of chapter three and chapter six of the FDA Food Code. They are requesting to do open air food service on a Mobile Food Dispensing Vehicle.

A copy of the Petition can be obtained from: Xenia Bailey, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1013

The Division of Hotels and Restaurants will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m.

NOTICE IS HEREBY GIVEN that on March 23, 2007, the Board of Accountancy, received a petition for Donald M. McManus, seeking a variance or waiver of paragraph 61H1-33.003(2)(a), F.A.C., to allow the non-approved course that petitioner completed to count as continuing professional education in accounting and auditing.

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.

NOTICE IS HEREBY GIVEN that on March 26, 2007, the Board of Accountancy, received a petition for Joseph A. Roth, seeking a variance from subsection 61H1-33.006(2), Florida Administrative Code, and the requirement that required continuing professional education hours have been completed in the 24 months immediately preceding the date of an application for reactivation.

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.

NOTICE IS HEREBY GIVEN that on March 14, 2007, the Florida Real Estate Appraisal Board, received a petition for Variance or Waiver filed on March 14, 2007 on behalf of Marvin Powers, Petitioner. Petitioner seeks a variance of subsection 61J1-4.001(1), F.A.C., entitled “Education Requirements” and subsections 61J1-5.001(1), (2) and (3), F.A.C., entitled “Appraisal examination areas of competency.”
Specifically, the Petitioner requests, for reasons stated in the petition, that the Board waive or grant a variance of the requirements under Rules 61J1-4.001 and 61J1-5.001, F.A.C., of the license courses and state exam for the Real Estate Appraiser’s license.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Thomas O’Bryant, Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN that on February 22, 2007, the Board of Acupuncture, received a petition for waiver or variance of Rule 64B1-4.001, Florida Administrative Code, from Cathy Lyn Goldstein allowing her to waive the requirement of the rule that the applicant must have completed at least 900 hours of supervised instruction in traditional oriental acupuncture and at least 600 hours of supervised clinical experience and to provide proof in the form of official transcripts from the institution(s) where the applicant completed his/her program.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Pamela King, Board of Acupuncture, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-0750.

Section VI
Notices of Meetings, Workshops and Public Hearings

The following state governmental agencies, boards and commissions announce a public meeting to which all persons are invited:
State Board of Administration
Financial Services Commission
Department of Veterans’ Affairs
Department of Highway Safety and Motor Vehicles
Department of Law Enforcement
Department of Revenue
Department of Education
Administration Commission
Florida Land and Water Adjudicatory Commission
Board of Trustees of the Internal Improvement Trust Fund
Department of Environmental Protection

DATE AND TIME: May 1, 2007, 9:00 a.m.
Section VI - Notices of Meetings, Workshops and Public Hearings 1731

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

The Department of Legal Affairs, Council on the Social Status of Black Men and Boys announces a telephone conference call to which all persons are invited.

DATE AND TIME: April 25, 2007, 2:00 p.m. – 3:30 p.m.
PLACE: Collins Building, 107 W. Gaines Street, Tallahassee, Florida, Lemon Law Conference Room G19; Toll Free Dial in Number: (888)808-6959; Conference Code: 1021731236

GENERAL SUBJECT MATTER TO BE CONSIDERED:

This is the monthly meeting of this Council, created by Section 16.615, Florida Statutes. The Council shall make a systematic study of the conditions affecting black men and boys, including, but not limited to, homicide rates, arrest and incarceration rate, poverty, violence, drug abuse, death rates, disparate annual income levels, school performance in all grade levels including postsecondary levels, and health issues. A copy of the agenda may be obtained by contacting: Rick Nuss, Chief, Bureau of Criminal Justice Programs at (850)414-3300. 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 meeting by contacting: the Bureau of Criminal Justice Programs at (850)414-3300. If you are hearing or speech impaired please contact the agency by calling the State of Florida TDD line at 1(800)955-8771.

The Florida Elections Commission announces a meeting. Parts of the meeting are confidential.

DATES AND TIMES: Tuesday, May 15, 2007, 9:00 a.m. until the Commission adjourns; Wednesday, May 16, 2007, 8:30 a.m. until the Commission adjourns.
PLACE: DoubleTree Hotel, 101 S. Adams Street, The Florida Room, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Review and adjudication of cases relating to alleged violations of Chapters 104 and 106, Florida Statutes, and to the late filing of campaign treasurer’s reports.

For a copy of the agenda or additional information call Patsy Rushing at telephone number (850)488-9790 or write to: 107 W. Gaines Street, Suite 224, Collins Building, Tallahassee, FL 32399-1050.

If a person decides to appeal any decision of the Commission with respect to any matter considered at such meeting or hearing, he will need a record of the proceedings and will need to assure that a verbatim record of the proceedings is made.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The Department of Agriculture and Consumer Services announces a public meeting of a subcommittee of the Florida Amusement Device and Attraction Advisory Committee, to which all persons are invited. This meeting will be conducted by teleconference at the place and time indicated and coordinated by the Department of Agriculture and Consumer Services.

DATE AND TIME: Wednesday, April 25, 2007, 10:30 a.m.
PLACE: The Conner Building, Bureau of Fair Rides Inspection, 3125 Conner Boulevard, Suite N, Tallahassee, Florida 32399-1650

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Special meeting of a Subcommittee of the Florida Amusement Device and Attraction Advisory Committee

NOTE: This meeting will be held by teleconference and you may participate by calling (850)488-9790, Five minutes before the scheduled meeting time, or you may attend in person at the location stated.

A copy of the agenda may be obtained by writing to: Rob Jacobs, Chief, Bureau of Fair Rides Inspection, 3125 Conner Boulevard, Suite N, Tallahassee, Florida 32399-1650; or by calling him at (850)488-9790. Pursuant to the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting Rob Jacobs at (850)488-9790. If you are hearing or speech impaired please contact the agency by calling the State of Florida TDD line at 1(800)955-8771.

The Department of Agriculture and Consumer Services announces a meeting of the Florida Food and Nutrition Advisory Council.

DATES AND TIMES: April 26, 2007, 8:00 a.m. until 5:00 p.m.; April 27, 2007, 8:00 a.m. until 12:00 Noon
PLACE: April 26, 2007 – 9:30 a.m. until 11:00 a.m. – St. Pete High School for demonstration of Reimbursable Meal Vending Pilot, 2501 5th Avenue N., St. Petersburg, Florida 33713. Phone: (727)893-1842
April 26, 2007 – 1:00 p.m. until 5:00 p.m. – Sexton Elementary School, 1997 54th Avenue N., St. Petersburg, Florida 33714. Phone: (727)570-3400
April 27, 2007 – 8:00 a.m. until 12:00 Noon – Sexton Elementary School, 1997 54th Avenue N., St. Petersburg, Florida 33714. Phone: (727)570-3400

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DEPARTMENT OF EDUCATION

The Office of Early Learning announces a public meeting to which all persons are invited.

DATES AND TIMES: April 16-17, 2007. The meeting will begin at 10:00 a.m. on April 16th and adjourn at approximately 1:00 p.m. on April 17th
PLACE: Hilton Garden Inn, 3333 Thomasville Rd., Tallahassee, Florida 32312

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Voluntary Prekindergarten (VPK) Curriculum Approval Committee Training.

The Florida Department of Education announces the April training of the VPK Curriculum Approval Committee. This training is a repeat of the training held March 26-27, 2007. The Committee will receive training on how to evaluate curriculum materials submitted for consideration by publishers in May of 2007.

A copy of the agenda may be obtained by contacting: Office of Early Learning at (850)245-0445 or earlylearning@fldoe.org. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: the Office of Early Learning at (850)245-0445 or earlylearning@fldoe.org. If you are hearing or speech impaired, please contact the agency at least 5 days before the workshop/meeting by contacting: the Office of Early Learning at (850)245-0445 or earlylearning@fldoe.org. A copy of the agenda can be obtained by contacting: Cathy Quick, 407 S. Calhoun Street, Mayo Building, 2nd Floor (M39), Tallahassee, Florida 32399-0800.

The Florida Department of Education announces an opportunity for publishers of comprehensive curricula for prekindergartners to present their curriculum to the VPK Curriculum Approval Committee. Publishers will be notified by Thursday, May 3rd, 2007, of their presentation time and amount of time available for presentation. Time for presentation will be equal for all publishers and determined by the number of curricula titles to be presented. A five minute set-up period will be allowed, and publishers should allow time at the end of their presentation time for committee members’ questions. Room accommodations include a screen, LCD projector, and microphone available for publishers’ use. Presentations will be videotaped for distribution to committee members that are not able to be in attendance. All attendees must present a valid photo ID when checking into the Florida Education Center.

Publishers must submit an Intent to Present form, available at http://www.myfloridaeducation.com/earlylearning/curric.htm and an electronic copy of all handouts to be distributed at the Publishers’ Presentations meeting no later than Tuesday, May 1, 2007, to earlylearning@fldoe.org. The email should include the curriculum’s title in the subject line. A copy of the agenda may be obtained by contacting: Office of Early Learning at (850)245-0445 or earlylearning@fldoe.org.

For more information, you may contact: Shan Goff, Executive Director, or Kim Komisar, Director, Program Standards and Professional Development, at (850)245-0445 or via email at Shan.Goff@fldoe.org or Kim.Komisar@fldoe.org. The Office of Early Learning announces a public meeting to which all persons are invited.

DATES AND TIMES: May 10, 2007, 12:30 p.m. – 5:00 p.m.; May 11, 2007, 8:30 a.m. – 5:00 p.m.
PLACE: Florida Education Center, Ralph Turlington Building, 325 West Gaines Street, Room 1721/25, Tallahassee, Florida 32399-0800.

GENERAL SUBJECT MATTER TO BE CONSIDERED:


The Florida Department of Education announces an opportunity for publishers of comprehensive curricula for prekindergartners to present their curriculum to the VPK Curriculum Approval Committee. Publishers will be notified by Thursday, May 3rd, 2007, of their presentation time and amount of time available for presentation. Time for presentation will be equal for all publishers and determined by the number of curricula titles to be presented. A five minute set-up period will be allowed, and publishers should allow time at the end of their presentation time for committee members’ questions. Room accommodations include a screen, LCD projector, and microphone available for publishers’ use. Presentations will be videotaped for distribution to committee members that are not able to be in attendance. All attendees must present a valid photo ID when checking into the Florida Education Center.

The Office of Early Learning announces a public meeting to which all persons are invited.

DATES AND TIMES: May 10, 2007, 12:30 p.m. – 5:00 p.m. and May 11, 2007, 8:30 a.m. – 5:00 p.m.
PLACE: Florida Education Center, Ralph Turlington Building, 325 West Gaines Street, Room 1721/25, Tallahassee, Florida 32399-0800.

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The Department of Education, Go Higher, Florida Task Force announces a public meeting to which all persons are invited.  

DATE AND TIME: Monday, April 30, 2007, 10:00 a.m. – 2:00 p.m.  
PLACE: Suite 1721/25, 325 West Gaines Street, Tallahassee, Florida 32399-0400  
GENERAL SUBJECT MATTER TO BE CONSIDERED: To continue discussion of policy and initiatives in regard to secondary to postsecondary alignment of curriculum and assessments. 
A copy of the agenda may be obtained by contacting: Judy Bilsky, Executive Vice Chancellor, Division of Community Colleges and Workforce Education, 325 West Gaines Street, Tallahassee, Florida 32399-0400, (850)245-9452. 
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: Office of Equity and Access, (850)245-0513. 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: Kathleen M. Richards at (850)245-0455 at least five (5) calendar days prior to the hearing. Persons who are hearing or speech impaired can contact the Commission using the Florida Dual Party Relay System at 711. 

The State of Florida, Department of Education, Education Practices Commission, announces a Teacher Hearing Panel; all persons are invited. 

DATE AND TIME: April 19, 2007, A Teacher Hearing Panel will begin at 9:00 a.m. or as soon thereafter  
PLACE: Embassy Suites Tampa Airport/Westshore, 555 North Westshore Boulevard, Tampa, Florida 33609, (813)875-1555  
GENERAL SUBJECT MATTER TO BE CONSIDERED: The Hearing Panel of the Education Practices Commission will consider final agency action in matters dealing with the disciplining of certified educators. 
If a person decides to appeal any decision made by the Commission with respect to any matter considered at this hearing, he or she will need to ensure that a verbatim record of the proceeding is made. The record will include the testimony and evidence upon which the appeal is to be based. Additional information may be obtained by writing to: Education Practices Commission, 325 W. Gaines Street, 224 Turlington Building, Tallahassee, Florida 32399-0400. 
SPECIAL ACCOMMODATION: Any person requiring a special impairment accommodation should contact Kathleen M. Richards at (850)245-0455 at least five (5) calendar days prior to the hearing. Persons who are hearing or speech impaired can contact the Commission using the Florida Dual Party Relay System at 711. 

The State of Florida, Department of Education, Education Practices Commission, announces an Administrator Hearing Panel, and a Teacher Hearing Panel; all persons are invited. 

DATE AND TIME: April 20, 2007, An Administrator Hearing Panel immediately followed by a Teacher Hearing Panel will begin at 8:30 a.m. or as soon thereafter  
PLACE: Embassy Suites Tampa Airport/Westshore, 555 North Westshore Boulevard, Tampa, Florida 33609, (813)875-1555  
GENERAL SUBJECT MATTER TO BE CONSIDERED: The Hearing Panels of the Education Practices Commission will consider final agency action in matters dealing with the disciplining of certified educators. 
If a person decides to appeal any decision made by the Commission with respect to any matter considered at the hearings, he or she will need to ensure that a verbatim record of the proceeding is made. The record will include the testimony and evidence upon which the appeal is to be based. Additional information may be obtained by writing to: Education Practices Commission, 325 W. Gaines Street, 224 Turlington Building, Tallahassee, Florida 32399-0400. 
SPECIAL ACCOMMODATION: Any person requiring a special impairment accommodation should contact Kathleen M. Richards at (850)245-0455 at least five (5) calendar days prior to the hearing. Persons who are hearing or speech impaired can contact the Commission using the Florida Dual Party Relay System at 711. 

The Gulf Coast Community College District Board of Trustees will hold its Monthly meeting as follows: 

DATE AND TIME: April 12, 2007, 10:00 a.m. (CST)  
PLACE: Third Floor Seminar Room, Student Union West.  
GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Meeting.
Contact person for the meeting is Dr. Robert L. McSpadden, President.

The Florida Community College at Jacksonville District Board of Trustees announces the following meetings to which the public is invited.

**STRATEGIC CONVERSATION**
**DATE AND TIME:** May 1, 2007, 12:00 Noon – 2:00 p.m.
**PLACE:** Advanced Technology Center, 401 West State Street, Room T-140, Jacksonville, Florida 32202
**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Prosperity Partnerships.

**REGULAR MONTHLY BOARD MEETING**
**DATE AND TIME:** May 1, 2007, 2:00 p.m. – 3:00 p.m.
**PLACE:** Donald T. Martin Center for College Services, 501 West State Street, Boardroom, Jacksonville, Florida 32256
**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Regular meeting.

**DISCUSSION OF COLLEGE OPERATIONAL MATTERS, TIME PERMITTING:**
**DATE AND TIME:** May 1, 2007, 3:00 p.m. – 4:00 p.m.
**PLACE:** Donald T. Martin Center for College Services, Room 462, 501 West State Street, Jacksonville, Florida 32256
**GENERAL SUBJECT MATTER TO BE CONSIDERED:** College operational matters.

Copies of the agenda for the regular monthly Board meeting will be available for inspection on and after Tuesday, April 24, 2007, and copies will be provided upon written request and the payment of approved duplicating charges. Any person wishing to address agenda items at the Board of Trustees meeting will be provided an opportunity to do so by appearing before the Board at the meeting.

All objections to this notice or the propriety of the scheduled public meeting should be filed in writing with the College President, Florida Community College at Jacksonville on or before May 1, 2007. All legal issues should be brought to the College’s attention and an attempt made to resolve them prior to the public meeting.

Any person wishing to appeal a decision made by the Board with respect to any matter considered at this meeting will need a record of the proceeding for such an appeal and may, therefore, need to ensure that a verbatim record is made.

Through the months of May and June, 2007, the Board will hold informal meetings each Thursday from 12:00 Noon – 4:00 p.m. at the Donald T. Martin Center for College Services, Room 462, for the purpose of discussing College business as appropriate.

FCCJ does not discriminate on the basis of race, color, national origin, sex, religion, age or disability in employment or the provision of services and is an equal access/equal opportunity/affirmative action college.

If special accommodations are required, please advise human resources 24 hours in advance of the meeting.

The public is invited to a meeting of the **Board of Governors** of the State University System of Florida.

**DATE AND TIME:** April 27, 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.

**DEPARTMENT OF COMMUNITY AFFAIRS**

The Department of Community Affairs announces a meeting of the Waterfronts Florida Ad Hoc Application Review Committee, to which all interested parties are invited:

**DATE AND TIME:** Wednesday, April 18, 2007, 9:00 a.m. – 4:30 p.m.
**PLACE:** Department of Community Affairs, 2555 Shumard Oak Boulevard, Room 305, Kelley Training Center, Tallahassee, FL 32399-2100
**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To review and rank applications submitted to the Waterfronts Florida Partnership Program for designation during the 2007-2009 cycle of Waterfronts Florida. Applications receiving the highest rankings from the review committee will be forwarded to the Secretary of the Department of Community Affairs, who will make the final designation. The meeting agenda is available on the Department’s website at www.dca.state.fl.us/fdcp/dcp/waterfronts

For those interested in participating, please contact: Jennifer Carver, (850)922-1772.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should also contact Jennifer Carver, (850)922-1772, at least 24 hours prior to the meeting. If you are hearing or speech impaired, please contact Ms. Carver using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Division of Emergency Management announces a public meeting to which all persons are invited.

**DATE AND TIME:** Friday, April 20, 2007, 9:00 a.m. – 3:00 p.m.
PLACE: State Emergency Operations Center, Division of Emergency Management, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Division of Emergency Management announces a ONE-DAY meeting for the State of Florida Hazard Mitigation Plan Advisory Team (SHMPAT).

A facilitated session for state and federal agencies, non-profit organizations and interested groups that have a stake in:

1. Participating in the updating and revising of the long-term state hazard mitigation strategy.
2. Contributing to revisions to the state hazard mitigation plan as required by federal law (DMA 2K: the Disaster Mitigation Act of 2000)
3. Identifying policies, plans and programs that pertain to hazard mitigation (initiatives that help reduce the long-term risk to human life and property from natural and technological hazards);
4. Establishing working groups to further the goals and objectives of the state mitigations strategy.
5. Participate in the process of identifying the state critical facilities.

A copy of the agenda may be obtained by contacting: Meeting Agenda is forthcoming and previous meeting can be found at: http://www.dca.state.fl.us/brm.State-Mitigation-Strategy/State-Mitigation-Strategy.htm

For further information please contact: Debbie Ray, (850)922-4182; e-mail: debbie.ray@em.myflorida.com.

The Codes and Standards announces a telephone conference call to which all persons are invited.

DATE AND TIME: April 24, 2007, 1:00 p.m. – 4:00 p.m.
PLACE: Henry Sadowski Bldg., Conference Room 210L, Tallahassee, FL 32399; 1(888)808-6959

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting to discuss Building Code Education Outreach Council Meeting (BCEOC).

A copy of the work group meeting agenda: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Housing and Community Development, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, or call (850)487-1824.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: For Special Accommodations Contact: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Housing and Community Development, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, or call (850)487-1824.

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.

DEPARTMENT OF TRANSPORTATION

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

DATES AND TIMES:
April 26, 2007, 8:30 a.m.
June 7, 2007, 8:30 a.m.
July 5, 2007, 8:30 a.m.
July 26, 2007, 8:30 a.m.
August 30, 2007, 8:30 a.m.
September 27, 2007, 8:30 a.m.
November 1, 2007, 8:30 a.m.
December 6, 2007, 8:30 a.m.
December 27, 2007, 8:30 a.m.

PLACE: Lake City District Office Building, 1109 S. Marion Avenue, Lake City, Florida 32025-5874

*Please contact the District 2 Contracts Office at (386)758-3703 for room location.

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are the Technical Review Committee Meetings for review of technical issues relating to projects where bids were received by the District 2 Contracts Office.

A copy of the agenda may be obtained by contacting: Patsy Elkins by e-mail at patsy.elkins.dot.state.fl.us or writing to: Patsy Elkins, District Contract Coordinator, District Two District Contracts, Fla. D.O.T. District 2, 1109 S. Marion Avenue, MS 2015, Lake City, FL 32025-5874.

For more information, you may contact: Patsy Elkins, District Contract Coordinator, District Two, District Contracts, Fla. D.O.T. District 2, 1109 S. Marion Avenue, MS 2015, Lake City, FL 32025-5874.

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

DATES AND TIMES:
May 1, 2007, 8:30 a.m.
June 12, 2007, 8:30 a.m.
July 10, 2007, 8:30 a.m.
July 31, 2007, 8:30 a.m.
September 4, 2007, 8:30 a.m.
October 2, 2007, 8:30 a.m.
November 6, 2007, 8:30 a.m.
December 11, 2007, 8:30 a.m.
January 8, 2008, 8:30 a.m.

PLACE: Lake City District Office Building, 1109 S. Marion Avenue, Lake City, Florida 32025-5874
Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Donna Sirmons, (850)413-1349. 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 CITRUS**

The Florida Department of Citrus announces a workshop to which all persons are invited.

**DATE AND TIME:** Wednesday, April 25, 2007, 9:00 a.m.

**PLACE:** Florida Department of Citrus, 1115 East Memorial Blvd., Lakeland, FL.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

The subject area to be addressed is proposed changes for Chapter 20-3 “Monthly Reports By Citrus Fruit Dealers.” The purpose of Chapter 20-3, F.A.C., is to outline information that is to be included on reports regarding quantities of citrus fruit handled, and reports regarding processed citrus fruit and citrus fruit products within the state of Florida.

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.

The Florida Department of Citrus, Florida Citrus Commission announces a public meeting to which all persons are invited.

**DATE AND TIME:** Wednesday, April 18, 2007, 9:00 a.m.

**PLACE:** Florida Department of Citrus, 1115 East Memorial Blvd., Lakeland, FL

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

This notice amends the notice published April 6, 2007, Vol. 33/14 by including the following: The Commission will go into closed session pursuant to the provisions of Section 286.011(8), F.S., to address issues related to Case #: 53-2007-001682-00000LK Sec. 04 Citrusuco North America, Inc. and Louis Dreyfus Citrus, Inc., Plaintiffs vs. State of Florida, Florida Department of Citrus, and Florida Department of Agriculture and Consumer Services, Defendants. The parties attending the closed session will be commissioners Benny W. Albritton, Jr., Robert M. Behr, Wesley W. Brumback, Michael

A copy of the agenda may be obtained by contacting: Linda Gurney at (863)499-2500 or lgurney@citrus.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: 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: Linda Gurney at (863)499-2500 or lgurney@citrus.state.fl.us.

FLORIDA PAROLE COMMISSION

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

DATE AND TIME: Wednesday, April 25, 2007, 9:00 a.m.

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.

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).

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

For more information, you may contact: Florida Parole Commission, 2601 Blair Stone Rd., Bldg. C., Tallahassee, FL 32399-2450

PUBLIC SERVICES COMMISSION

The Florida Public Service Commission announces a hearing to be held in the following docket, to which all interested persons are invited.

Docket No. 060162-EI – Petition by Progress Energy Florida, Inc. for approval to recover modular cooling tower costs through environmental cost recovery clause.

DATE AND TIME: May 1, 2007, 9:30 a.m.
PLACE: Betty Easley Conference Center, Joseph P. Cresse Hearing Room 148, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To permit parties to present testimony and exhibits relative to the petition by Progress Energy Florida, Inc. for approval to recover modular cooling tower costs through environmental cost recovery clause, and for such other purposes as the Commission may deem appropriate. All witnesses shall be subject to cross-examination at the conclusion of their testimony on the issues identified by the parties at the prehearing conference held on April 23, 2007. The proceedings will be governed by the provisions of Chapter 120, F.S., and Chapter 25-28, F.A.C.

Any person requiring some accommodation at this hearing because of a physical impairment should call the Office of Commission Clerk, (850)413-6770 at least 48 hours prior to the hearing. Any person who is hearing or speech impaired because of a physical impairment should contact the Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD) or 1(800)955-8770 (VOICE).

The Florida Public Service Commission announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday May 1, 2007, 6:00 p.m.
PLACE: Jackson County Administration Building, County Commission Meeting Room, 2864 Madison Street, Marianna, FL 32446 AND
DATE AND TIME: Wednesday, May 2, 2007, 6:00 p.m.
PLACE: Fernandina Beach City Hall, City Commission Chambers, 204 Ash Street, Fernandina Beach, FL 32034

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meetings is to afford customers an opportunity to present comments to the Florida Public Service Commission staff regarding Florida Public Utilities Company’s Petition for an increase to its current base rates in order to recover the costs associated with implementing storm preparedness programs required by the Florida Public Service Commission in Docket Number 060638-EI. Representatives of Florida Public Utilities Company will be present and Commissioners of the Florida Public Service Commission may also be present. Customers wishing to address the Commission are urged to appear early as the meetings may be adjourned if no one is in attendance.

Emergency Cancellation of Customer Meetings
If a named storm or other disaster requires cancellation of either of these meetings, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation of the meeting(s) will also be provided on the Commission’s website.
Section VI - Notices of Meetings, Workshops and Public Hearings 1739
agency at least 48 hours before the workshop/meeting by contacting: Office of the 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).

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.

**EXECUTIVE OFFICE OF THE GOVERNOR**

The Florida Faith-Based and Community Based Advisory Council’s State Programs: Best Practices Subcommittee announces a public call meeting to which all persons and interested media are invited, except as provided under Section 288.9551, F.S. (2003).

DATE AND TIME: Monday, April 16, 2007, 3:00 p.m.
PLACE: Conference call (888)808-6959, when prompted dial pass code 4130909; Leaders: Shalom Ciment & Libbie Combee, Co-Chairs

GENERAL SUBJECT MATTER TO BE CONSIDERED: At this meeting, the Subcommittee will discuss the idea of a state-wide best practice award, as well as discuss other pending issues.

Pursuant to Section 286.26, Florida Statutes, any disabled person wishing to participate in this meeting in order to request any needed special assistance should contact jennie.hopkins@myflorida.com at least 48 hours in advance of the meeting.

For a copy of the agenda and more information about how to attend the meeting contact: Mark Nelson, mark.nelson@vfffund.org or (850)413-0909.

**Volunteer Florida**, The Governor’s Commission on Volunteerism and Community Service, is pleased to announce a meeting to which all persons are invited.

DATE AND TIME: April 29, 2007, 8:00 a.m. EST and ending when all business is complete on April 30, 2007
PLACE: The Ritz Carlton, 1111 Ritz-Carlton Drive, Sarasota, Florida 34236

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Commission business at the quarterly meeting. Please contact Kristin Mullahik at (850)414-0092 for a meeting agenda. If you require a reasonable accommodation to participate please give advance notice within 72 hours of the event.

**REGIONAL PLANNING COUNCILS**

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

DATE AND TIME: May 11, 2007, 11:45 a.m.
PLACE: Bradford County Emergency Management Office, 945-B North Temple Avenue, Starke, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the North Central Florida Regional Hazardous Materials Response Team Policy Board.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N.W. 67 Place, Suite A, Gainesville, FL 32653-1603.

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

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

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

DATE AND TIME: April 26, 2007, 7:30 p.m.
PLACE: Holiday Inn Hotel and Suites, 213 Southwest Commerce Drive, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N.W. 67 Place, Gainesville, Florida 32653-1603.

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

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

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

DATE AND TIME: April 26, 2007, 6:00 p.m.
PLACE: Holiday Inn Hotel and Suites, 213 Southwest Commerce Drive, Lake City, Florida
GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Clearinghouse Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N.W. 67 Place, Gainesville, FL 32653-1603.

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

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

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

DATE AND TIME: April 26, 2007, 6:00 p.m.
PLACE: Holiday Inn Hotel and Suites, 213 Southwest Commerce Drive, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Executive Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N.W. 67 Place, Gainesville, FL 32653-1603.

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

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

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

DATE AND TIME: Thursday, April 19, 2007; 2:00 p.m. – 3:00 p.m.
PLACE: Broward County Government Center, Conference Room 329F, 115 South Andrews Avenue, Fort Lauderdale, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To continue deliberations regarding economic development, aesthetic improvement, and increased intergovernmental cooperation along the corridor.
The South Florida Regional Planning Council announces a public meeting to which all persons are invited.

**DATE AND TIME:** Monday, May 7, 2007, 10:30 a.m.

**PLACE:** City of Hialeah, City Hall, 501 Palm Avenue, 3rd Floor, Hialeah, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Any Development Order received prior to the meeting; Any proposed Local Government Comprehensive Plan received prior to the meeting; Any adopted Local Government Comprehensive Plan Amendment for Islamorada; Any proposed Local Government Comprehensive Plan Amendment received prior to the meeting; Adopted Local Government Comprehensive Plan Amendments for Indian Creek Village and Marathon; Any adopted Local Government Comprehensive Plan Amendment received prior to the meeting; Meeting on monthly Council business; Executive Committee meeting at 10:00 a.m. at the above location.

A copy of the agenda may be obtained by contacting: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021; (954)985-4416.

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: Council Offices, (850)674-4571 prior to the meeting.

If any person desires to appeal any decision with respect to any matter considered at the above-cited meeting, such person will need a record of the proceedings. For such purpose, he/she will need to ensure that a verbatim record of the proceeding is made to include the testimony and evidence upon which the appeal is to be based.

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**REGIONAL TRANSPORTATION AUTHORITIES**

The South Florida Regional Transportation Authority announces a public meeting to which all persons are invited.

**DATE AND TIME:** Friday, April 27, 2007, 9:30 a.m.

**PLACE:** SFRTA’s Board Meeting Room, 800 N.W. 33 Street, Pompano Beach, FL 33064

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Governing Board Meeting.

A copy of the agenda may be obtained by contacting The Executive Office at (954)788-7915.

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 Executive Office, 800 N.W. 33 Street, Pompano Beach, FL 33064. 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: The Executive Office, (954)788-7915.

The South Florida Regional Transportation Authority announces a hearing to which all persons are invited.

**DATE AND TIME:** Friday, April 27, 2007, 9:30 a.m.

**PLACE:** Board Room, South Florida Regional Transportation Authority, 800 N.W. 33rd Street, Suite 100, Pompano Beach, FL 33064
These improvements will enhance significantly the service reliability of passenger and freight service in the rail corridor owned by the Florida Department of Transportation.

Unless amended, this notice will serve as the final Program of Projects for Fiscal Year 2007 for the South Florida Regional Transportation Authority.

A copy of the agenda may be obtained by contacting: Those wishing to review or obtain a copy of any materials pertaining to this public hearing may contact Greta Willis at telephone (954)788-7957. All written comments will be entered into the official records of the public hearing. Persons wishing to address the Board are requested to complete an “Appearance Card” and will be limited to three (3) minutes.

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: A written request directed to: Executive Office, 800 N.W. 33rd Street, Suite 100, Pompano Beach, FL 33064. 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.

WATER MANAGEMENT DISTRICTS

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

DATE AND TIME: Thursday, April 26, 2007, 1:00 p.m. EDT
PLACE: District Headquarters, 10 miles west of Tallahassee on U.S. Highway 90

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Governing Board meeting – to consider District business.
OTHER MEETINGS TO BE HELD ON APRIL 26, 2007:
10:30 a.m., EDT: District Lands Committee – to discuss Land Acquisition Matters
11:30 a.m., EDT: Regulations Committee – to discuss the Environmental Resource Permitting Program
1:15 p.m., EDT: Public Hearing on Consideration of Regulatory Matters

A copy of the agenda may be obtained by contacting: Dorothy Cotton, NWFWM, 81 Water Management Drive, Havana, Florida 32333, (850)539-5999 (also available through the internet at www.nwfwmd.state.fl.us).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Larry Wright at the District. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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

DATE AND TIME: April 28, 2007, 11:00 a.m.
PLACE: R. O. Ranch, Mayo, Florida
GENERAL SUBJECT MATTER TO BE CONSIDERED: Grand Opening of Crossway Branch Day Use Trailhead. A copy of the agenda may be obtained by contacting: Gwen Lord, Administrative Assistant, SRWMD, 9225 CR 49, Live Oak, FL 32060 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: Gwen Lord, Administrative Assistant, SRWMD, 9225 CR 49, Live Oak, FL 32060. 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: Gwen Lord, Administrative Assistant, SRWMD, 9225 CR 49, Live Oak, FL 32060.

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

DATE AND TIME: May 10, 2007, 6:00 p.m.
PLACE: Fiddler’s Restaurant, Steinhatchee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board of Directors meeting to consider business including the development of equestrian facilities on Suwannee River Water Management District lands.
A copy of the agenda may be obtained by contacting: Gwen Lord, Administrative Assistant, SRWMD, 9225 CR 49, Live Oak, FL 32060.
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: Gwen Lord, Administrative Assistant, SRWMD, 9225 CR 49, Live Oak, FL 32060. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

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

DATE AND TIME: Tuesday, April 24, 2007, 9:00 a.m.
PLACE: District Headquarters, 2379 Broad Street, Brooksville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: GOVERNING BOARD COMMITTEE MEETINGS, BOARD MEETING, AND PUBLIC HEARING: Conduct Committee meetings and Governing Board meeting and closed attorney client session. Ad Order 56762
A copy of the agenda may be obtained by contacting: SWFWMD Executive Department, 2379 Broad Street, Brooksville, Florida 34604; 1(800)423-1476 (Florida) or (352)796-7211, extension 4606.
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: Dianne Lee, at (352)796-7211, ext. 4658; TDD only: (800)231-6103. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). 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: SWFWMD Executive Department at the address above.

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

DATE AND TIME: Monday, April 20, 2007, 3:00 p.m.
PLACE: Sumter County Courthouse Commission Chambers, 209 North Florida Street, Bushnell, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: LAKE PANASOFFKEE RESTORATION COUNCIL MEETING: Restoration Council Meeting. Ad Order 56762

A copy of the agenda may be obtained by contacting: SWFWMD Executive Department, 2379 Broad Street, Brooksville, Florida 34604; 1(800)423-1476 (Florida) or (352)796-7211, extension 4606.

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: General Services Department, 1(800)423-1476 (Florida) or (352)796-7211, extension 4527, TDD only 1(800)231-6103. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: SWFWMD Executive Department at the above address.

The South Florida Water Management District announces a telephone conference call to which all persons are invited.

DATE AND TIME: Conference Call Meeting for the Peer Review of Evaluation Performance Measures for the Kissimmee Basin Modeling and Operations Study (KBMOS). April 25, 2007, 3:00 p.m. until 5:00 p.m; Meeting ID number – 7599

This is a teleconference meeting. You may call into the teleconference by dialing either of the following telephone numbers: (561)682-6700; (866)433-6299

You will be prompted to dial the meeting ID number associated with the meeting above.

PLACE: South Florida Water Management District, B2-2N Pine Island Sound Conference Room, 3301 Gun Club Rd., West Palm Beach, Florida 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: The South Florida Water Management District has selected three experts to participate in a peer review panel to evaluate environmental performance measures. The intent of the Conference Call Meetings is to allow the panel of experts to discuss their comments and recommendations on the Kissimmee Basin Modeling and Operations Study Evaluation Performance Measures. The Kissimmee Basin Modeling and Operations Study Performance Measures were developed to evaluate existing and alternative operating criteria for water control structures in the Kissimmee Basin.

A copy of the agenda may be obtained by contacting: The agenda for the conference call meeting will be posted seven (7) days before the meeting and can be accessed at the KBMOS website link: https://my.sfwmd.gov/portal/page?_pageid=2294,4946313,2294_4947316:2294_11158145&_dad=portal&_schema=PORTAL.

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: Bridgett Tolley, (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).

For more information, you may contact: Bridgett Tolley (407)908-4896 or (800)250-4250 ext. 3806, btolley@sfwmd.gov, or Chris Carlson, (561)682-6143 or (800)432-2045, ext. 6143, ccarlso@sfwmd.gov.

The Water Resources Advisory Commission (WRAC) Lake Okeechobee Committee Meeting announces a public meeting to which all persons are invited.

DATE AND TIME: April 25, 2007, 9:00 a.m. – 4:00 p.m.
PLACE: The Shriners Club, 1855 S.W. 53 Street, Okeechobee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: A Public Meeting of the Water Resources Advisory Commission (WRAC) regarding issues of the restoration and protection of Lake Okeechobee; and the Caloosahatchee and St. Lucie Estuaries.

A copy of the agenda may be obtained by contacting: Rick Smith at (561)682-6517 or at our website: http://my.sfwmd.gov/wrac.

For more information, you may contact: The District’s Clerk Office Jacki McGorty at (561)682-2087.

The Big Cypress Basin Board, South Florida Water Management District announces a public meeting which may be conducted by means of, or in conjunction with, communications media technology, specifically by telephonic conference, to which all interested persons are invited.

DATE AND TIME: April 25, 2007, 9:00 a.m.
PLACE: Big Cypress Basin (NEW) Service Center, 2640 Golden Gate Parkway, Suite 205, Naples, FL 34105. The above address shall be the designated access point for public attendance of the meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct regular Basin Board Business. The meeting will also include a Budget Workshop to discuss the Basin projects for FY 2008.
A copy of the agenda may be obtained by writing to: Big Cypress Basin, 2640 Golden Gate Parkway, Suite 205, Naples, Florida 34105, or by calling Kathleen Tetrault at (239)263-7615. Appeals from any Big Cypress Basin Board decision require a record of the proceedings. Although Basin Board meetings are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based. Persons with disabilities who need assistance may contact Kathleen Tetrault, (239)263-7615, at least forty-eight (48) hours before the meeting to make appropriate arrangements. Those persons who desire more information, or those wishing to submit written or physical evidence may contact: Kathleen Tetrault, Big Cypress Basin, 2640 Golden Gate Parkway, Suite 205, Naples, Florida 34105, (239)263-7615.

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

DATE AND TIME: Contingent Governing Board Meeting; The Governing Board Meeting will convene on Thursday, April 26, 2007, 9:00 a.m. The meeting will end upon completion of the business determined by the Governing Board to be addressed on that particular day
PLACE: SFWMD Headquarters, B-1 Building, 3301 Gun Club Road, West Palm Beach, Florida 33416
GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board to discuss and consider District business pertaining to the water shortage/water conditions. Governing Board action may be taken at the meeting. All or part of the meeting may be conducted as a teleconference in order to permit maximum participation by Governing Board members. A copy of the agenda may be obtained by contacting: Jacki McGorty, (561)682-2087, or at https://my.sfwmd.gov/portal/page?_pageid=2574,13014318&_dad=portal&_schema=POR TAL
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).
If any person decides to appeal any decision made at such hearings will need a verbatim record of the hearing and may need to ensure that one is made, including the testimony and evidence, upon which the appeal is to be based. Persons requiring accommodations because of a physical, visual, auditory, or speech impairment should contact the Commission Clerk at least ten days prior to the hearing. If you are hearing or speech impaired, call by using the Florida Relay Service which can be reached at (850)955-8771 (TDD). Hearing rooms and facilities are wheelchair accessible.

DEPARTMENT OF VETERANS’ AFFAIRS

The Florida Commission on Veterans’ Affairs announces a public meeting to which all persons are invited:

DATE AND TIME: Meeting: Thursday April 19, 2007, 1:00 p.m.
PLACE: Room 12, House Office Building, Tallahassee, FL 32399
GENERAL SUBJECT MATTER TO BE CONSIDERED: General meeting and planning session.
Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Nancy Schiellerd, Florida Department of Veterans’ Affairs; 4040 Esplanade Way, Suite 152, Tallahassee, Florida 32399-0950
Please telephone (850)487-1533 at least 48 hours prior to the meeting.

DEPARTMENT OF MANAGEMENT SERVICES

The State of Florida Retirement Commission announces public hearings to which all persons are invited.

DATE AND TIME: April 16, 2007, 8:30 a.m.
PLACE: Embassy Suites, 3705 Spectrum Blvd., Tampa, Florida
GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct hearings pursuant to Section 121.23, Florida Statutes, and to consider other matters related to the business of the Commission.
A copy of the Agenda may be obtained by writing: Department of Management Services, State Retirement Commission, 4050 Esplanade Way, Suite 160, Tallahassee, Florida 32399-0950 or by telephoning (850)487-2410.
A party who decides to appeal any decision made at such hearings will need a verbatim record of the hearing and may need to ensure that one is made, including the testimony and evidence, upon which the appeal is to be based. Persons requiring accommodations because of a physical, visual, auditory, or speech impairment should contact the Commission Clerk at least ten days prior to the hearing. If you are hearing or speech impaired, call by using the Florida Relay Service which can be reached at (800)955-8771 (TDD). Hearing rooms and facilities are wheelchair accessible.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The Bureau of Elevator Safety announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, April 24, 2007, 9:00 a.m. – 3:00 p.m.
PLACE: City of Miami Administration Building, 444 S.W. 2nd Avenue, 10th Floor – Large Conference Room, Miami, Florida
GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the quarterly meeting of the Elevator Safety Technical Advisory Council.
A copy of the agenda may be obtained by contacting: Doug Melvin, Deputy Chief, Bureau of Elevator Safety, 1940 N. Monroe St., Tallahassee, FL 32399-1013.
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: Doug Melvin, Deputy Chief, Bureau of Elevator Safety, 1940 N. Monroe St., Tallahassee, FL 32399-1013. 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 Probable Cause Panel of the Construction Industry Licensing Board announces a meeting.
DATE AND TIMES: April 24, 2007, Beginning at approximately 9:00 a.m. and 10:00 a.m. or soon thereafter.
PLACE: Dept. of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32309, (850)488-0062

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review complaints in which a determination of the existence of probable cause has already been made.
A copy of the PUBLIC portion of the agenda may be obtained by writing to: April Hammonds, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 60, Tallahassee, Florida 32399-2202, or by phone at (850)488-0062.

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the Construction Prosecution Section no later than seven (7) days prior to the proceeding or meeting at which such special accommodation is required. The Construction Prosecution Section may be contacted at the address and phone number listed above.

The Department of Business and Professional Regulation, Board of Employee Leasing Companies announces a public meeting to which all persons are invited.
DATE AND TIME: Wednesday, May 16, 2007, 10:00 a.m. or soon thereafter
PLACE: Tradewinds Island Resorts, 5600 Gulf Boulevard, St. Pete Beach, Florida 33706, (727) 363-2215

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting of the Board.
A copy of the agenda may be obtained by contacting: Department of Business and Professional Regulation, Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767, or by calling their office at (850)487-1395.
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)487-1395. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The Probable Cause Panel of the Construction Industry Licensing Board announces a meeting.
DATE AND TIMES: May 16, 2007, 4:00 p.m, or soon thereafter Probable Cause Panel Meeting (portions are closed to the public); May 17, 2007, 8:30 a.m., or soon thereafter Disciplinary Actions, General Business Meeting; May 18, 2007, 8:00 a.m., or soon thereafter General Business Meeting.
A copy of the agenda may be obtained by contacting: Electrical Contractors’ Licensing Board Office, 1940 North Monroe Street, Tallahassee, FL 32399-0771.
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: Electrical Contractors’ Licensing Board Office at (850)922-5012 If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.
The Department of Business and Professional Regulation, Board of Employee Leasing Companies announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, June 20, 2007, 10:00 a.m. or soon thereafter
PLACE: Via Telephone Conference. To connect, dial (888)808-6959, Conference Code: 9226020
GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business of the Board.

A copy of the agenda may be obtained by contacting: Department of Business and Professional Regulation, Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767, or by calling their office at (850)487-1395.

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)487-1395. If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Board Office at (850)922-7154.

The Florida Real Estate Commission announces a meeting to which all interested persons are invited.

DATE AND TIME: Monday, April 16, 2007, 2:00 p.m. or the soonest thereafter. Portions of the probable cause proceedings are not open to the public.
PLACE: Zora Neale Hurston Building, North Tower, Suite 901N, 400 West Robinson Street, Orlando, Florida 32801
GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a private meeting to review cases to determine probable cause and to conduct a public meeting to review cases where probable cause was previously found.

All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of the Commission members or its counsel.

Any person who desires a special accommodation at this meeting because of a disability or physical impairment should contact the Real Estate Division using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida Real Estate Commission (FREC) announces a public meeting to which all persons are invited.

DATES and TIMES: Tuesday, April 17, 2007, 8:30 a.m.; meeting will reconvene on Wednesday, April 18, 2007, 8:30 a.m.
PLACE: Division of Real Estate, Conference Room N901, North Tower, 400 West Robinson Street, Orlando, Florida 32801
GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of Commission – among topics included, but not limited to, are proposed legislation affecting Chapter 475, Part I, F.S., rule development workshops, Florida Administrative Code 61J2 rule amendments, budget discussions, escrow disbursement requests, recovery fund claims, education issues, petitions for declaratory statement, petitions for rule variance/waiver, and disciplinary actions.
All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of the Commission members or its counsel.

If a person decides to appeal a decision made by the Commission, with respect to any matter considered at this meeting or hearing, a record of the proceedings for such purpose, upon which the appeal is based, may be required. A copy of the agenda may be obtained by writing to: Deputy Clerk, Florida Real Estate Commission, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Department of Business and Professional Regulation at (407)245-0800, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Division of Real Estate using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida Mobile Home Relocation Corporation announces a meeting of its Board of Directors. The board will consider mobile home applications for abandonment and relocation compensation due to evictions as a result of a change in land use.

DATE AND TIME: Tuesday, May 1, 2007, 9:00 a.m.
PLACE: Shady Lane Oaks, 15777 Bolesta Rd., Clearwater, FL
GENERAL SUBJECT MATTER TO BE DISCUSSED: Official business of the Florida Mobile Home Relocation Corporation. Review of mobile home owner applications for compensation for relocation and/or abandonment due to change in land use, and such other business as may come before the board. A schedule for future meetings will be determined.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting Janet Garrett, (888)862-7010. Additional information may be obtained by contacting: Janet Garrett, Executive Director, FMHRC, P. O. Box 14125, Tallahassee, FL 32317-4125, (888)862-7010.

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PLACE: Shady Lane Oaks, 15777 Bolesta Rd., Clearwater, FL
GENERAL SUBJECT MATTER TO BE DISCUSSED: Review of mobile home owner applications for compensation for relocation and/or abandonment due to change in land use, and such other business as may come before the board. A schedule for future meetings will be determined.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting Janet Garrett, (888)862-7010. Additional information may be obtained by contacting: Janet Garrett, Executive Director, FMHRC, P. O. Box 14125, Tallahassee, FL 32317-4125, (888)862-7010.

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The Florida Department of Environmental Protection, Division of Recreation and Parks announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, April 25, 2007, 1:00 p.m. (ET)
PLACE: Suwannee River Water Management District, Santa Fe Room, 9225 County Road 49, Live Oak, Florida 32060
GENERAL SUBJECT MATTER TO BE CONSIDERED: The Upper Ocklawaha River Basin Total Maximum Daily Load (TMDL) Working Group was formed to provide a forum for stakeholders to discuss issues related to the Upper Ocklawaha River Basin TMDLs, including development, allocation, and implementation of the TMDLs. The focus of the meeting will be to finalize the Upper Ocklawaha Basin Management Action Plan that will be proposed for adoption by Secretarial Order.

A copy of the agenda may be obtained by contacting: Ms. Mary Paulic, Department of Environmental Protection, 2600 Blair Stone Road, Watershed Planning and Coordination Section, MS 3565, Tallahassee, Florida 32399-2400 or by calling her at (850)245-8560. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Ms. Mary Paulic at (850)245-8560. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The Florida Department of Environmental Protection announces a public meeting to which all persons are invited.

DATE AND TIME: April 26, 2007, 9:00 a.m.
PLACE: Lake County Public Works, 437 Ardice Avenue, Eustis, Florida
GENERAL SUBJECT MATTER TO BE CONSIDERED: The Upper Ocklawaha River Basin Total Maximum Daily Load (TMDL) Working Group was formed to provide a forum for stakeholders to discuss issues related to the Upper Ocklawaha River Basin TMDLs, including development, allocation, and implementation of the TMDLs. The focus of the meeting will be to finalize the Upper Ocklawaha Basin Management Action Plan that will be proposed for adoption by Secretarial Order.

A copy of the agenda may be obtained by contacting: Ms. Mary Paulic, Department of Environmental Protection, 2600 Blair Stone Road, Watershed Planning and Coordination Section, MS 3565, Tallahassee, Florida 32399-2400 or by calling her at (850)245-8560. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Ms. Mary Paulic at (850)245-8560. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The Florida Department of Environmental Protection announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, April 25, 2007, 1:00 p.m. (ET)
PLACE: Suwannee River Water Management District, Santa Fe Room, 9225 County Road 49, Live Oak, Florida 32060
GENERAL SUBJECT MATTER TO BE CONSIDERED: Presentation and discussion regarding preparation of Florida’s 2007 Statewide Comprehensive Outdoor Recreation Plan (SCORP).

A copy of the agenda may be obtained by contacting: Ms. Patricia Evans at (850)245-3068 or email (patricia.evans@dep.state.fl.us), Florida Department of Environmental Protection, Division of Recreation and Parks, Office of Park Planning, Mail Station #525, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Ms. Patricia Evans at (850)245-3068 or email (patricia.evans@dep.state.fl.us). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Marcy Wilson at (850)245-3051 or email (marcy.wilson@dep.state.fl.us).

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DATE AND TIME: April 26, 2007, 9:00 a.m.
PLACE: Lake County Public Works, 437 Ardice Avenue, Eustis, Florida
GENERAL SUBJECT MATTER TO BE CONSIDERED: The Upper Ocklawaha River Basin Total Maximum Daily Load (TMDL) Working Group was formed to provide a forum for stakeholders to discuss issues related to the Upper Ocklawaha River Basin TMDLs, including development, allocation, and implementation of the TMDLs. The focus of the meeting will be to finalize the Upper Ocklawaha Basin Management Action Plan that will be proposed for adoption by Secretarial Order.

A copy of the agenda may be obtained by contacting: Ms. Mary Paulic, Department of Environmental Protection, 2600 Blair Stone Road, Watershed Planning and Coordination Section, MS 3565, Tallahassee, Florida 32399-2400 or by calling her at (850)245-8560. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Ms. Mary Paulic at (850)245-8560. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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DATE AND TIME: Wednesday, April 25, 2007, 1:00 p.m. (ET)
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GENERAL SUBJECT MATTER TO BE CONSIDERED: Presentation and discussion regarding preparation of Florida’s 2007 Statewide Comprehensive Outdoor Recreation Plan (SCORP).

A copy of the agenda may be obtained by contacting: Ms. Patricia Evans at (850)245-3068 or email (patricia.evans@dep.state.fl.us), Florida Department of Environmental Protection, Division of Recreation and Parks, Office of Park Planning, Mail Station #525, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Ms. Patricia Evans at (850)245-3068 or email (patricia.evans@dep.state.fl.us). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Marcy Wilson at (850)245-3051 or email (marcy.wilson@dep.state.fl.us).
The Florida Department of Environmental Protection, Division of Recreation and Parks announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, April 25, 2007, 6:00 p.m. (ET)
PLACE: Balis Community Center at Southside Park, 1513 LaSalle Street, Jacksonville, Florida 32207

GENERAL SUBJECT MATTER TO BE CONSIDERED: Presentation and discussion regarding preparation of Florida’s 2007 Statewide Comprehensive Outdoor Recreation Plan (SCORP).

A copy of the agenda may be obtained by contacting: Ms. Patricia Evans at (850)245-3068 or email (patricia.evans@dep.state.fl.us), Florida Department of Environmental Protection, Division of Recreation & Parks, Office of Park Planning, Mail Station # 525, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Ms. Patricia Evans at (850)245-3068 or email (patricia.evans@dep.state.fl.us). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Marcy Wilson at (850)245-3051 or email (marcy.wilson@dep.state.fl.us).

The Department of Environmental Protection announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, April 24, 2007, 6:30 p.m. – 8:30 p.m.
PLACE: Auditorium of Moore Haven Junior-Senior High School, 700 Terrier Pride Drive, South, Moore Haven, Glades County, Florida 33471

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department will be conducting an informational meeting on this date and during this timeframe. The Department’s representatives will provide information regarding the Department’s permitting process pursuant to the Rules for the Prevention of Significant Deterioration of Air Quality (PSD) and the status of Florida Power & Light Company’s application to construct a nominal 1,960 megawatt coal and petroleum coke-fueled power plant northwest of Moore Haven. The air permit application, key correspondence and additional information related to the project can be viewed at: www.dep.state.fl.us/Air/permitting/construction/fplglades.htm.

A copy of the agenda may be obtained by contacting: Alvaro Linero at (850)921-9523.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 days before the workshop/meeting by contacting: Ms. Scearce at (850)921-9551, or by calling (800)955-8771 (TDD) or (800)955-8770 (Voice). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Alvaro Linero at (850)921-9523.

DEPARTMENT OF HEALTH

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

DATE AND TIME: April 27, 2007, 9:00 a.m.
PLACE: Department of Health, Building 4042, Room 301, 4052 Bald Cypress Way, Tallahassee, FL 32399-3258, (850)245-4474

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review reconsideration cases.

A copy of the agenda may be obtained by contacting: Sarah Walls at (850)245-4474, at least five calendar days prior to the meeting. If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she may need to ensure that a verbatim record of the proceedings is made, which records include the testimony and evidence upon which the appeal is to be based. Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Sarah Walls at (850)245-4474, at least five calendar days prior to the meeting. Persons who are hearing or speech impaired, can contact Ms. Walls using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Board of Medicine hereby gives notice that pursuant to Section 286.011(8), Florida Statutes, it will be meeting in a closed session.

DATE AND TIME: April 25, 2007, 12:00 noon, closed session
PLACE: Via Telephone Conference Call

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss pending litigation in the matter of Francisco Vazquez, M.D., vs. Department of Health, Board of Medicine, Case No. 2007-CA-000663.

The following persons shall be in attendance: H. Frank Farmer, Jr., M.D., Carmel Barrau, M.D., John Beebe, Fred Bearison, M.D., Michael Chizner, M.D., Robert Cline, M.D., Laurie Davies, M.D., Onelia Lage, M.D., Monique Long, Tully Patrowicz, M.D., Steven Rosenberg, M.D., George Thomas, M.D., Gary Winchester, M.D., Mammen Zachariah, M.D., Larry McPherson, Executive Director, Board of Medicine, Edward Tellechea, Board Counsel, Crystal List, Program Administrator, Nancy Murphy, Operations & Management Consultant.
The meeting shall be transcribed in accordance with the provisions of Section 286.011(8), Florida Statutes.

The Florida Board of Medicine, PCP North Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, April 27, 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.
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).
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: The Board of Medicine at (850)245-4131.

The Board of Medicine announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 2, 2007, 12:00 Noon
PLACE: Meet Me telephone number: (888)808-6859; Conference Code: 2454131
GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the business of the Board.
A copy of the agenda may be obtained by contacting: Gwyn Willis, (850)245-4131, Ext. 3532 or www.GwynWillis@doh.state.fl.us.
Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).
If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The Board of Medicine, Expert Witness Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 2, 2007 immediately following the Board of Medicine Telephone Conference Call meeting at 12:00 Noon
PLACE: Meet Me Number: 1(888)808-6959; Conference Code: 2454131
GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Board.
A copy of the agenda may be obtained by contacting: Gwyn Willis, (850)245-4131, Ext. 3532 or www.GwynWillis@doh.state.fl.us.
Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 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).
If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The Florida Bureau of Emergency Medical Services announces a public meeting to which all persons are invited.

DATE AND TIME: April 16, 2007, 1:00 p.m. – 3:00 p.m.
PLACE: Bureau of Emergency Medical Services, 4025 Esplanade Way, Room 301, Tallahassee, Florida 32399
GENERAL SUBJECT MATTER TO BE CONSIDERED: To reconsider public disciplinary cases.
A copy of the agenda may be obtained by contacting: Emily Hauge, Section Administrator of Investigations, Department of Health, Bureau of Emergency Medical Services, 4052 Bald Cypress Way, C-18, Tallahassee, Florida 32399.
Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: the Bureau of Emergency Medical Services, at (850)245-4440 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).

FLORIDA HOUSING FINANCE CORPORATION

The Florida Housing Finance Corporation announces a public meeting to which all persons are invited.

DATE AND TIME: April 27, 2007, 9:00 a.m. until adjourned
PLACE: Tallahassee City Hall Commission Chambers, 300 Adams Street, Tallahassee, FL 32301
GENERAL SUBJECT MATTER TO BE CONSIDERED: 1. Consider financing and acknowledgement resolutions for various multifamily developments, under any multifamily program, including the ranking of developments.
2. Consider appointment of professionals including but not limited to trustee and/or originator/servicer for upcoming and/or past multifamily programs and single-family programs.
3. Consider approval of all bond documents for and terms of all upcoming single-family and multifamily bond sales, including those secured by third-party guarantors, letters-of-credit, insurance or other mechanisms.
4. Consider adopting resolutions authorizing negotiated or competitive sale of bonds on various single-family and multifamily issues.
5. Consider directing Staff to submit summaries of various TEFRA/Public Hearings to the Governor.
6. Consideration of policy issues concerning ongoing and upcoming single-family and multifamily bond issues including initiation of request for proposals on an emergency basis, and structuring new issues.
7. Consideration of all necessary actions with regard to the Multifamily Bond Program.
8. Consideration of approval of underwriters for inclusion on approved master list and teams.
9. Consideration of all necessary actions with regard to the HOME Rental Program.
10. Consideration of all necessary actions with regard to the HC (Housing Credits) Program.
11. Consideration of all necessary actions with regard to the SAIL (State Apartment Incentive Loan) Program.
12. Consideration of all necessary actions with regard to the SHIP (State Housing Initiatives Partnership) Program.
13. Consideration of all necessary actions with regard to the PLP (Predevelopment Loan) Program.
14. Consideration of all necessary actions with regard to the Homeownership Programs.
15. Consideration of all necessary actions for initiating new rules or rule amendments on an emergency or non-emergency basis.
16. Consideration of Appeals from Universal Cycle ranking and grading with entry of final orders.
17. Consideration of workouts or modifications for existing projects funded by the Corporation.
18. Consideration of matters relating to the stated purpose of the Corporation to provide safe and sanitary housing that is affordable for the residents of Florida.
19. Consideration of funding additional reserves for the Guarantee Fund.
20. Consideration of audit issues.
22. Such other matters as may be included on the Agenda for the April 27, 2007, Board Meeting.

A copy of the agenda may be obtained by contacting: Sheila Freaney, approximately two days before the meeting at (850)488-4197 or by visiting the corporations public website at floridahousing.org.

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

FISH AND WILDLIFE CONSERVATION COMMISSION

The Fish and Wildlife Conservation Commission announces a public meeting to which all persons are invited.

DATE AND TIME: May 3, 2007, 9:00 a.m. – 5:00 p.m.
PLACE: Marriott Key Largo Bay Beach Resort, 103800 Overseas Highway, Key Largo, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to develop and review a draft of a research and monitoring plan that will be used to assess effectiveness of the newly established Research Natural Area (RNA) within Dry Tortugas National Park (DTNP). This plan will establish research objectives and priorities that will be used to assess the effectiveness of RNA performance regarding its goals to protect near pristine shallow water marine habitat, ensure species diversity, enhance the productivity and sustainability of exploited fish populations, and provide a unique unexploited area that will be used to help assess the effects of fishing in exploited areas. The plan will include specific sampling methodologies and methods of data analysis and modeling to examine the defined objectives.

A copy of the agenda may be obtained by contacting: Mark Robson, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The ADA Coordinator, (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).
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: Mark Robson, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

The Fish and Wildlife Conservation Commission announces a public meeting to which all persons are invited.

DATE AND TIME: May 15, 2007, 9:00 a.m. – 5:00 p.m., May 16, 2007, 8:30 a.m. – 1:00 p.m.
PLACE: Hawk’s Cay Resort, 61 Hawk’s Cay Boulevard, Duck Key, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to allow the ad hoc Spiny Lobster Advisory Board and staff of the Commission’s Division of Marine Fisheries Management and the Fish and Wildlife Research Institute to identify and discuss pertinent issues concerning the spiny lobster fishery. The Board is composed of commercial lobster harvesters, recreational lobster fishers, a wholesale seafood dealer, and representatives of non-government organizations.

A copy of the agenda may be obtained by contacting: Mark Robson, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

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

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: Mark Robson, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

DEPARTMENT OF FINANCIAL SERVICES

The Risk Underwriting Committee of the Florida Property and Casualty Joint Underwriting Association (FPCJUA) announces a telephone conference call to which all persons are invited.

DATE AND TIME: April 25, 2007, 1:00 p.m.
PLACE: Telephone Conference Call, 1(866)259-0754

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business meeting to discuss operations of the Property and Casualty Joint Underwriting Association.

A copy of the agenda may be obtained by contacting: the Florida Property and Casualty Joint Underwriting Association website: http://www.pejua.com/RiskUndrgMtg.htm

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 hours 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).

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, Office of Insurance Regulation, announces a hearing to which all persons are invited.

DATE AND TIME: May 1, 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 69O-142.015, Florida Administrative Code, published on September 29, 2006 in Vol. 32, No. 39, of the Florida Administrative Weekly. A notice of change will be published on April 27, 2007 in Vol. 33, No. 17.

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.

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: Tom Streukens, Deputy Commissioner, Property & Casualty, Office of Insurance Regulation at E-mail Thomas.streukens@fldfs.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Angela Lockwood, Manager, Market Research, E-mail: angela.lockwood@fldfs.com.
The **Financial Services Commission, Office of Insurance Regulation**, announces a hearing to which all persons are invited.

**DATE AND TIME:** May 1, 2007, 9:00 a.m.

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

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**
This is the Final Public Hearing on the adoption of proposed amendments to Rule 69O-170.0155, Florida Administrative Code, published on February 16, 2007, in Vol. 33, No. 7, of the Florida Administrative Weekly. No notice of change was published.

A copy of the agenda may be obtained by contacting: Governor and Cabinet Website at [http://www.myflorida.com/myflorida/cabinet/mart.html](http://www.myflorida.com/myflorida/cabinet/mart.html). The agenda should be available approximately one week before the cabinet meeting.

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

For more information, you may contact: Michael Milnes at E-mail michael.milnes@fldfs.com.

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**FLORIDA HEALTHY KIDS CORPORATION**

The Florida Healthy Kids Corporation announces a Board of Directors Meeting to which all persons are invited to attend.

**DATE AND TIME:** April 19, 2007, 10:00 a.m.

**PLACE:** Tallahassee Leon County Civic Center, 505 West Pensacola Street, Tallahassee, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**
Meeting of the Board of Directors.

Please contact Amber Floyd at foyda@healthykids.org or (850)224-5437 to confirm your attendance or for additional meeting information.

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**TRANSPORTATION AND EXPRESSWAY AUTHORITY MEMBERSHIP**

The Transportation and Expressway Authority Membership of Florida (TEAMFL) announce a public meeting to which all persons are invited.

**DATE AND TIME:** Tuesday, May 8, 2007, 3:00 p.m. – 5:00 p.m.

**PLACE:** Mayfair Hotel and Spa, 3000 Florida Avenue, Miami (Coconut Grove), Florida 33313

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**
Focus Sessions: Toll Operations, Engineering, Finance, Public Involvement. Wednesday, May 9, 2007: 9:00 a.m. – 12:00 Noon. Quarterly General Session. Welcome Remarks. New Member and Sponsor Acknowledgements. Recognition of 10th Anniversary and Founding Members. Invited Speakers: TBA, Miami-Dade Expressway Authority;

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**FLORIDA WORKERS’ COMPENSATION INSURANCE GUARANTY ASSOCIATION**

The Florida Workers’ Compensation Insurance Guaranty Association announces a telephone conference board meeting to which all interested parties are invited to attend.

**DATE AND TIME:** Monday, April 16, 2007, 11:00 a.m. (Eastern Time), upon conclusion of the agenda.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**
The Board of Directors of the Florida Workers’ Compensation Insurance Guaranty Association will meet regarding the business of the Association.

A copy of the telephone conference number may be obtained by contacting Cathy Irvin at (850)386-9200.

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**ORANGE COUNTY RESEARCH AND DEVELOPMENT AUTHORITY**

The Orange County Research and Development Authority announces a public meeting to which all persons are invited:

**DATE AND TIME:** May 10, 2007, 8:00 a.m.

**PLACE:** Central Florida Research Park, 12424 Research Parkway, Suite 100, Orlando, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**
General Business Meeting.

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**CITIZENS PROPERTY INSURANCE CORPORATION**

Citizens Property Insurance Corporation announces a Market Accountability Advisory Committee Meeting to be held:

**DATE AND TIME:** Wednesday, April 25, 2007, 8:00 a.m. – 10:00 a.m. (EDT)

**PLACE:** Doubletree Hotel, Tallahassee, FL

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**
Items of discussion include, but are not limited to, business before the committee.

For additional information, please call Laura Miller, 1(800)807-7647, extension 3896.
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 Laura Miller at least five days prior to the meeting.

FLORIDA SHERIFFS ASSOCIATION

You are cordially invited to attend the Florida Sheriffs Association’s 1st Annual Florida Sheriffs Day.

DATE AND TIME: April 19, 2007, 11:30 a.m. – 1:30 p.m.
PLACE: The Capitol Courtyard, The Capitol, Tallahassee, FL

Complimentary luncheon served from 11:30 a.m. – 1:30 p.m.
Sheriffs and their staff from across the state will be setting up displays and live demonstrations in the courtyard area throughout the day.

If you have any questions, please call (850)877-2165.

FLORIDA LOCAL GOVERNMENT INVESTMENT TRUST

The Board of Trustees for the Florida Local Government Investment Trust announces a public meeting to which all persons are invited.

DATE AND TIME: April 27, 2007, 10:30 a.m. – 12:00 Noon
PLACE: Orange County Administration Building, 3rd Floor Conference Rm. C, 201 S. Rosalind Ave., Orlando, FL 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Administrative Operations.

A copy of the agenda may be obtained by contacting the Trust’s Administrator, FACC Service Corporation, at (850)577-4523.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

The Board of Pharmacy hereby gives notice that on April 3, 2007, it received a Petition for Declaratory Statement filed by David Fox, Pharm.D. The petition seeks the Board’s interpretation of Rule 64B16-27.830, Florida Administrative Code, and whether it would be a violation for a pharmacist to develop and write a Prescriber Plan, as described in the petition, to present to a physician for approval to become part of the physician’s medical orders.

Copies of the petition may be obtained from: Rebecca Poston, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3255.

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN that the Department of Financial Services, Division of State Fire Marshal, has received a Petition for Declaratory Statement filed January 24, 2007, Florida Fire Marshals & Inspectors Association. They request a clarification of the Florida Fire Prevention Code relating to the outdoor placement of a liquid chlorine storage tank located at a swimming pool supply company. The Statute and rules involved are Section 633.0215, F.S., Chapter 69A-60, F.A.C., and Chapters 64 and 60 of NFPA 1, 2003 edition, as adopted therein.

Section VII - Notices of Petitions and Dispositions Regarding Declaratory Statements

BOARDS 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 received the petition for declaratory statement from Fred Kaus Re: Seapointe Condominium Association, Docket No. 2007018185. The petition seeks the agency’s opinion as to the applicability of Section 718.112(2)(a)2., Florida Statutes, as it applies to the petitioner.

Whether the board may delegate the task of preparing board responses to written unit owner inquiries to one board member or officer without the full board determining the substance of the response under Section 718.112(2)(a)2., Florida Statutes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida 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.
Question #1: Is the 500 gallon maximum allowable quantity limit shown in Table 60.2.2.1(b) modified by the provisions contained in Section 64.2, Outdoor Storage, if the provisions of Section 64.2.1 or Section 64.2.2 have been satisfied?

Question #2: If the answer to Question #1 is “YES,” does meeting either the requirements of Section 64.2.1 or Section 64.2.2 allow for an increase above the 500 gallon maximum allowable quantity limit as specified in Table 60.2.2.1(b)?

A copy of the Petition may be obtained by writing to, calling, or sending a fax to: Lesley Mendelson, Assistant General Counsel, 200 East Gaines Street, Tallahassee, Florida 32399-0340, (850)413-3604, or (850)413-4238; Fax (850)922-1235 or (850)488-0697 (please advise if you would like it mailed or faxed to you and please include your phone number on your request in case any question arises), or by e-mailing your request to Lesley.Mendelson@fldfs.com.

NOTICE IS HEREBY GIVEN THAT Division of State Fire Marshal has received the petition for declaratory statement from Townhomes of Suntree, represented by James M. Nicholas, Esquire, Petitioner’s Attorney, filed February 26, 2007. The petition seeks the agency’s opinion as to the applicability of Florida Building Code, Section 1521.4 to Brevard County, Florida, as it applies to the petitioner. More specifically, does Brevard County fall within a “High-Velocity Hurricane Zone” as defined by Section 1521 of the Code, and therefore, subject to the requirements of Sec. 1521.4. A Declaratory Statement will bring resolve to an ongoing dispute between the Petitioner’s appraiser and the appraiser selected by State Farm Insurance Company, which takes the position that Brevard County is not within a High-Velocity Hurricane Zone, and therefore, the “25% Rule” set forth in Section 1521.4 does not apply. The Petitioner disagrees since the Map clearly includes Brevard County, and legal counsel for DFS (Mr. Richard Kessler, Esquire) had previously expressed the opinion of DFS that Brevard County is, indeed, included in the High Velocity Hurricane Zone as defined by Section 1512 of the Code.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Lesley Mendelson, Assistant General Counsel, 200 East Gaines Street, Tallahassee, Florida 32399-0340, (850)413-3604, or (850)413-4238; Fax (850)922-1235 or (850)488-0697 (please advise if you would like it mailed or faxed to you and please include your phone number on your request in case any question arises), or by e-mailing your request to Lesley.Mendelson@fldfs.com.

Section VIII
Notices of Petitions and Dispositions Regarding the Validity of Rules

Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:

NONE

Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:

NONE

Section IX
Notices of Petitions and Dispositions Regarding Non-rule Policy Challenges

NONE

Section X
Announcements and Objection Reports of the Joint Administrative Procedures Committee

NONE
NOTICE TO PROFESSIONAL CONSULTANTS
The University of South Florida St. Petersburg (USFSP) announces that continuing professional services are required for the following disciplines: Civil Engineering (CE), Mechanical, Electrical, Plumbing Engineering (MEP), and Cost Consulting. Projects included in the scope of this agreement will be specific projects for renovations, alterations, and additions that have a basic construction budget estimated to be $1,000,000 or less, or studies for which the fee for professional services is $100,000 or less. Campus Service contracts for these projects provide that the consultant will be available on an as-needed basis for the upcoming fiscal year, July 1, 2007 to June 30, 2008. Award of contract is for an initial period of one (1) year with an Owner’s option to renew for up to one (1) year. The consultant receiving the award will not have an exclusive contract to perform services for these projects. The university may have additional campus service professionals under contract during the same time period. Firms desiring to provide professional services shall submit a letter of interest specifying the discipline for which they are applying and a completed USFSP “Professional Qualifications Supplement” form. Proposals must not exceed 40 pages, including the “Professional Qualifications Supplement” and letter of interest. Pages must be numbered consecutively. Submittals that do not comply with these requirements or do not include the requested data will not be considered. No submittal material will be returned. Attach to each letter of interest:

1. The USFSP “Professional Qualifications Supplement,” dated April, 2007, completed by the applicant. Applications on any other form will not be considered.

2. A copy of the applicant’s current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be properly chartered by the Florida Department of State to operate in Florida. Selection of finalists for interview will be made on the basis of professional qualifications, including experience and ability; past experience; design ability; volume of work; and distance from project. The plans and specifications for University projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of $25,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list. The USFSP “Professional Qualifications Supplement,” descriptive
NOTICE TO PROFESSIONAL CONSULTANTS
The Florida International University Board of Trustees, announces that Professional Services in the discipline of architecture will be required for the project listed below:
Project and Location: Continuing Services Contract, Florida International University, all sites, Miami, Florida.
The selected firm will provide full architectural and consulting engineering services inclusive of design, construction documents, and administration for specific projects for renovations, alterations, and additions that have a basic construction budget estimated to be $1,000,000 or less, or a planning study for which the fee for professional services is $100,000 or less. Continuing services contracts for such projects provide that the consultant will be available on an as-needed basis for the Fiscal Year, July 1 – June 30. The consultant receiving the award will not have an exclusive contract to perform services for these projects. The university may have additional campus service professionals under contract during the same time period. Two (2) firms will be selected.
INSTRUCTIONS:
Firms desiring to apply for consideration shall submit a letter of application.

The letter of application should have attached:
1. A completed (former Board of Regents) “Professional Qualifications Supplement (SUSPOS),” dated September 1999. Applications on any other form will not be considered. It is the intent of FIU to encourage participation by qualified Minority Business Enterprises however, State of Florida MBE certification is not a factor in the selection process. Disregard paragraph 4 on page 2 of the instructions.
2. A copy of the applicant’s current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be properly chartered by the Florida Department of State to operate in Florida.

Submit eight (8) copies of the above requested data bound in the order listed above. Applications that do not comply with the above instructions will not be considered. Application material will not be returned. The plans and specifications for A/E projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, an architectural firm may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of $15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Professional Qualifications Supplement forms and the Project Fact Sheet may be obtained by mail from Facilities Planning, Florida International University, Campus Support Complex, Room 236, Miami, Florida 33199, or by FAXING a request to (305)348-4091, or login to http://facilities.fiu.edu (Find project under Selection Process Information)
Requests for meetings by individual firms will not be granted. Once the firm acquires the required forms, questions may be directed to Facilities Planning Office.
Submit qualifications to: Selection Committee, Florida International University, Facilities Planning, Campus Support Complex, Room #236, Miami, Florida 33199, by 2:00 p.m. local time, on May 18, 2007. Late submittals shall be disqualified. Facsimile (FAX) submittals are not acceptable and will not be considered.

project information, and selection criteria may be obtained by contacting: Yoli Lanuza, Contracts Administrator, University of South Florida St. Petersburg, Facilities Planning and Construction Services, 140 – 7th Avenue South, TER 100, St. Petersburg, FL 33701, Phone (727)873-4822, or e-mail: ilanuza@spadmin.usf.edu. All interested firms are invited and encouraged to attend a pre-submittal meeting to be held at 10:00 a.m., Daylight Savings Time, on April 27, 2007, at the University of South Florida St. Petersburg, Florida Center for Teachers, Room 118, 140 – 7th Avenue South, St. Petersburg, Florida 33701, to review the scope and requirements of this project. Requests for meetings by individual firms will not be granted. It shall be noted that no verbal communication shall take place between the short listed applicants and the USFSP. A projected list of minor projects will be available for attendees at the pre-submittal meeting. Six (6) bound copies of the above required proposal data shall be submitted to: James A. Grant, AIA, Director, Facilities Planning & Construction Services, University of South Florida St. Petersburg, 140 – 7th Avenue South, TER 100, St. Petersburg, FL 33701. Applications that do not comply with the above instructions may be disqualified. Application materials will not be returned. Submittals must be received at the above campus address by 2:00 p.m., Daylight Savings Time, on May 4, 2007. Facsimile (FAX) submittals are not acceptable and will not be considered. The Selection Committee may reject all proposals and stop the selection process at any time.

NOTICE TO PROFESSIONAL CONSULTANTS
The Florida International University Board of Trustees, announces that Professional Services in the discipline of architecture will be required for the project listed below:
Project and Location: Continuing Services Contract, Florida International University, all sites, Miami, Florida.
The selected firm will provide full architectural and consulting engineering services inclusive of design, construction documents, and administration for specific projects for renovations, alterations, and additions that have a basic construction budget estimated to be $1,000,000 or less, or a planning study for which the fee for professional services is $100,000 or less. Continuing services contracts for such projects provide that the consultant will be available on an as-needed basis for the Fiscal Year, July 1 – June 30. The consultant receiving the award will not have an exclusive contract to perform services for these projects. The university may have additional campus service professionals under contract during the same time period. Two (2) firms will be selected.
INSTRUCTIONS:
Firms desiring to apply for consideration shall submit a letter of application.
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.”

NOTICE OF INVITATION TO BID
STATE OF FLORIDA

BID NO. 2007056C Project Greenshores Phase II

The Department of Environmental Protection, Northwest District Office is soliciting formal competitive bids for the project listed below:

PROJECT NAME: Project Greenshores Phase II

SCOPE OF WORK: The contractor shall provide the necessary labor, supervision, equipment and materials required to construct submerged reef breakwaters and sand beds.

LOCATION: Pensacola, Florida. 22 acres extending approximately 2000 ft. alongshore from the Muscogee Wharf on the northeast to approximately the entrance channel to Hawkshaw Lagoon on the southwest, and extends approximately 1000 ft. offshore from the shoreline to approximately the -5 ft. Mean Lower Low Water (MLLW) depth contour.

PURCHASING AGENT: Diane Harper, DEP Purchasing Section, 3800 Commonwealth Blvd., MS 93, Tallahassee, Florida, (850)245-2355; Fax (850)245-2412; e-mail: diane.d.harper@dep.state.fl.us.

MINORITY BUSINESS REQUIREMENT: The Department of Environmental Protection supports diversity in its Procurement Program and requests that all sub-contracting opportunities afforded by this bid embrace diversity enthusiastically. The award of sub-contracts should reflect the full diversity of the citizens of the State of Florida. The Department will be glad to furnish a list of Minority Owned Firms that could be offered sub-contracting opportunities.

MANDATORY MEETING/ON-SITE INSPECTION: Tuesday, April 24, 2007, 10:00 a.m. EST at DEP Northwest District Office, 160 Governmental Center, Pensacola, Florida 32502-5794. Directions may be obtained by calling (850)595-8300.

PREQUALIFICATION: When the total bid price including alternates exceeds $200,000.00, each bidder whose field is governed by Chapters 399, 489, and 633, Florida Statutes, for licensure or certification must submit prequalification data of their eligibility five (5) days prior to the bid opening date.

INSTRUCTIONS: Any firm desiring plans and bid specifications for this project may obtain a copy by downloading from the Vendor Bid System (VBS) on Friday, April 13, 2007, http://fcn.state.fl.us/owa_vbs/owa/vbs_www_search.criteri_form.

ADA REQUIREMENTS: Any person with a qualified disability shall not be denied equal access and effective communication regarding any bid/proposal documents or the attendance at any related meeting or bid/proposal opening. If accommodations are needed because of disability, please contact Diane Harper at (850)245-2355 at least five (5) workdays prior to openings. If you are hearing or speech impaired, please contact the Florida Relay Services by calling (800)955-8771 (TDD) or (800)955-8770 (Voice).

BID SUBMITTAL DUE DATE: No later than 2:30 p.m. EST, Tuesday, May 15, 2007 to the below address: Florida Department of Environmental Protection, Procurement Section MS #93, 3800 Commonwealth Blvd., Tallahassee, Florida 32399-3000. The Department reserves the right to reject any or all bids.

NOTICE OF INVITATION TO BID
STATE OF FLORIDA

BID NO. BDC 63-06/07

The Department of Environmental Protection, Division of Recreation and Parks, Bureau of Design and Construction is soliciting formal competitive bids for the project listed below:

PROJECT NAME: Slope restoration at Alfred B. Maclay Gardens State Park

SCOPE OF WORK: The contractor shall provide the necessary labor, supervision, equipment and materials required to successfully complete the selective clearing, erosion control, traffic control, stormwater piping construction, manhole and inlet construction, installation of borrow material as fill and slope re-vegetation using matting. This project is within a constrained work zone.

PARK LOCATION: Alfred B. Maclay Gardens State Park

PROJECT MANAGER: Charles Savering, P.E., Telephone Number: (850)488-5372, Fax Number: (850)488-1141.

MINORITY BUSINESS REQUIREMENT: The Department of Environmental Protection supports diversity in its Procurement Program and requests that all sub-contracting opportunities afforded by this bid embrace diversity enthusiastically. The award of sub-contracts should reflect the full diversity of the citizens of the State of Florida. The Department will be glad to furnish a list of Minority Owned Firms that could be offered sub-contracting opportunities.

PREQUALIFICATION: When the total bid price including alternates exceeds $200,000.00, each bidder whose field is governed by Chapters 399, 489 and 633, Florida Statutes, for...
licensure or certification must submit prequalification data of their eligibility to submit bids five (5) calendar days prior to the opening date.

INSTRUCTIONS: Any firm desiring plans and bid specifications for this project may obtain a copy by writing the address or calling the telephone number below. Plans and specifications will be available on April 13, 2007 at: Alfred B. Maclay Gardens State Park, 3540 Thomasville Road, Tallahassee, Florida 32309, Attention: Beth Weidne r, Telephone Number: (850)487-4115, Fax Number: (850)487-8808.

ADA REQUIREMENTS: Any person with a qualified disability shall not be denied equal access and effective communication regarding any bid/proposal documents or the attendance at any related meeting or bid/proposal opening. If accommodations are needed because of disability, please contact Mike Renard with the Bureau of Design and Construction at (850)488-5372 at least five (5) workdays prior to openings. If you are hearing or speech impaired, please contact the Florida Relay Services by calling (800)955-8771 (TDD) or (800)955-8770 (Voice).

BID SUBMITTAL DUE DATE: No later than 3:30 p.m. (EDST), Tuesday, May 8, 2007 to the below address: Florida Department of Environmental Protection, Bureau of Design and Construction, 3540 Thomasville Road, Tallahassee, Florida 32309. The Department reserves the right to reject any or all bids. Michael Renard, Contracts Manager, Bureau of Design and Construction.

SPACEPORT FLORIDA AUTHORITY
ENVIRONMENTAL PROPERTY MANAGEMENT
BY
CANAVERAL PORT AUTHORITY

The Canaveral Port Authority (CPA) is requesting technical proposals and qualifications from consulting firms interested in providing environmental services in the area of Environmental Property Management on a continuing basis. These services will be acquired in compliance with the Consultants Competitive Negotiations Act, Section 287.055, Florida Statutes.

SCOPE OF WORK
The Scope of Work required by the CPA on a continuing basis encompasses a variety of tasks. These tasks will include, but may not be limited to: compliance with local, state, and federal regulations; acting as a liaison between the CPA and necessary government agencies; contamination assessment and remediation; monitoring well installation and closure; groundwater and soil sampling; laboratory analysis; data validation; hydrogeological assessment; fate and transport modeling; Phase I & II audits; emergency response; management of aboveground and underground storage tanks; air quality issues; storage, shipment, and handling of toxic and hazardous materials; asbestos abatement; and environmental permitting for construction projects.

PROPOSAL CONTENT
Each responding firm shall provide four (4) copies of their proposal giving detailed information on the following:
Firm history, location, capabilities, etc…

Previous experience with providing similar services in the recent past. Include a brief description of the work and individuals to be contacted with telephone numbers.

A list of services which would not be performed in house and a list of consultants which would provide services for the firm.

A schedule of current commitments and the degree of completion of each.

An organizational chart and other information which will be useful in evaluating the proposal service.

Outline of methodology for implementation of the proposed scope of work.

Resumes of Key individuals to be involved in the various aspects of the project and an explanation of each individuals role in the project.

SUBMITTAL SCHEDULE
Firms desiring to provide such professional services to the CPA must furnish four (4) copies of their expression of interest to: Canaveral Port Authority, P. O. Box 267, 445 Challenger Road, Cape Canaveral, FL 32920. Attn.: Jon Brazee, Deputy Executive Director/Chief Engineer, not later than 3:00 p.m., on Friday, April 27, 2007.

A committee established by the Chairman will meet on May 4, 2007 at 2:00 p.m. in the Port Commission Meeting Room to review and recommend for Commission approval a ranking of qualified firms for presentation before the CPA Commission at a regularly scheduled meeting to be held at 2:00 p.m. on May 16, 2007, at which time a ranking will be established.

METROPOLITAN PLANNING ORGANIZATIONS
REQUEST FOR PROPOSALS
The Pinellas County Metropolitan Planning Organization (MPO) is accepting proposals from qualified certified public accounting firms to audit the financial records and transactions of the MPO in accordance with requirements of the Single Audit Act Amendments of 1996, 31 U.S.C. §§ 7501 et. seq., OMB Circular A-133 [49 CFR 18.26], “Audits of State, Local Government, and Non-Profit Organizations,” Section 215.97, F.S. “Florida Single Audit Act” and Rules 10.550 and 10.650, “Rules of the Auditor General” on an annual basis for a period of three years with three one-year options for renewal of each fiscal year starting October 1, 2007. Information concerning this RFP, including the proposed contract, brief scope of services and previous year’s audit, may be viewed at www.pinellascounty.org/mpo/auditorrfp.htm.
EQUAL OPPORTUNITY AND DISADVANTAGED BUSINESS ENTERPRISE PROGRAM STATEMENT:
The MPO does not discriminate on any basis, as required by 49 USC 5332 (which prohibits discrimination on the basis of race, color, creed, national origin, sex or age in employment or business opportunity), Title VI of the Civil Rights Act of 1964, as amended 42 USC 2000d to 2000d-4, and Title 49 CFR, Part 21. The MPO ensures, in accordance with 49 CFR Part 26, that certified FDOT Disadvantaged Business Enterprise Program (DBE) participants have an equal opportunity to receive and participate in FDOT assisted contracts. More information on the MPO's DBE Program may be found at www.pinellascounty.org/library.htm.

TO RESPOND: Firms, qualified to conduct business in the State of Florida, are required to submit a Letter of Response no longer than two pages to the MPO office by 4:30 p.m. EST, Friday, April 27, 2007. Letters must be marked “LETTER OF RESPONSE FOR MPO AUDITOR”. Letters received after the deadline will not be considered. Questions concerning the RFP must be submitted to: Linda Boykin, lboykin@pinellascounty.org by 4:30 p.m. EST, May 9, 2007. Responses to all questions will be posted at one time by 4:30 p.m., May 10, 2007, on the MPO Auditor RFP webpage at www.pinellascounty.org/mpo/auditorrfp.htm.

The letter of response must be brief and include, at a minimum, the following information:
Name and address of submitting firm
Contact person, telephone number and e-mail address
Key personnel and their title and/or classification
Relevant past experience
Disadvantaged Business Enterprise certification status
MPO Mailing Address:
Attention: Linda Boykin, Planner
Pinellas County Metropolitan Planning Organization
600 Cleveland Street, Suite 750
Clearwater, FL 33755
Telephone: (727)464-8200
Selection Process: From the received letters of response, the MPO Staff Auditor Selection Committee shall shortlist a minimum of three firms. Shortlisted firms will be notified by e-mail and will be required to supply a written proposal to the MPO office by 4:30 p.m., Wednesday, May 23, 2007. Proposals are to remain in effect for 90 calendar days from date of submission. The MPO reserves the right to reject any or all proposals, or negotiate changes to the proposals whenever such rejection, waiver or negotiation is in the best interest of the MPO. Firms will be ranked based upon their understanding of requested services, professional qualifications, experience, proposed fee and DBE status. The committee will negotiate a contract with the Number 1 ranked firms and present the contract to the MPO Board at their July 11 or August 8 meeting. The MPO reserves the right to change the above schedule as necessary. Any changes will be posted on the Auditor RFP webpage.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

NOTICE OF ACCEPTANCE OF APPLICATIONS ENDANGERED AND THREATENED NATIVE FLORA GRANTS PROGRAM

The Florida Department of Agriculture and Consumer Services, Division of Plant Industry announces that it is once again soliciting applications for the Endangered and Threatened Native Flora Grants Program. Grants may be awarded for activities which provide recognition of those native flora to the state that are endangered and threatened; and activities that encourage, within a controlled program, the protection, curation, propagation, reintroduction and monitoring of native flora that are identified as endangered or threatened.

Who is eligible to apply? By law, a qualified corporation is a not-for-profit corporation pursuant to s. 501 (c) (3) of the Internal Revenue Code of 1954, and which is described in, and allowed to receive contributions pursuant to the provisions of, s. 170 of the Internal Revenue Code of 1954, and which is a corporation not for profit incorporated pursuant to Chapter 617 Florida Statutes, and which can demonstrate, based on program criteria, the ability to protect, conserve, propagate, reintroduce and monitor endangered and threatened native flora.

If the projects receive legislative approval, funds will become available after July 1, 2008. The deadline for filing applications is July 31, 2007 and applications must be delivered to the Division of Plant Industry's Plant Inspection office by 5:00 p.m. on that date or be clearly postmarked on or before that date.
Further information and an application may be obtained from: Mr. Tyson Emery, Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100 or (352)372-3505, Ext. 162 or Fax (352)955-2301, or E-mail: emeryt@doacs.state.fl.us

DEPARTMENT OF COMMUNITY AFFAIRS
DCA Final Order No.: DCA07-OR-052
STATE OF FLORIDA
In re: MONROE COUNTY LAND DEVELOPMENT REGULATIONS ADOPTED BY MONROE COUNTY ORDINANCE NO. 039-2006

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 Monroe County is a local government within the Florida Keys Area.
2. On February 23, 2007, the Department received for review Monroe County Ordinance No. 039-2006 (“Ord. 039-2006”).
3. The final order for this Ordinance must be signed by March 30, 2007.
4. The purpose of the Ordinance is to adopt a methodology for assessing proportionate fair-share mitigation options for impacts on transportation facilities and create new land development regulations to implement the Transportation Proportionate Fair-Share Mitigation Program.
5. Ordinance 039-2006 is consistent with the 2010 Monroe County Comprehensive Plan.

CONCLUSIONS OF LAW
6. The Department is required to approve or reject land development regulations 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).
9. 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. 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.
10. Ord. 039-2006 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.
   (b) To protect the value, efficiency, cost-effectiveness and amortized life of existing and proposed major public investments.
11. Ord. 039-2006 is consistent with the Principles for Guiding Development as a whole.

WHEREFORE, IT IS ORDERED that Ord. 039-2006 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.

CHARLES GAUTHIER, AICP
Director, Division of Community Planning
Department of Community Affairs
2555 Shumard Oak Boulevard
Tallahassee, Florida 32399-2100

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 ALLEGED 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 ALLEGED 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.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the persons listed below by the method indicated this 30th day of March, 2007.

Paula Ford, Agency Clerk

By U.S. Mail:
Honorable Charles McCoy
Mayor of Monroe County
500 Whitehead Street, Suite 102
Key West, Florida 33040

Danny L. Kolhage
Clerk to the Board of County Commissioners
500 Whitehead Street
Key West, Florida 33040

Aref Joulani
Acting Director
Planning and Environmental Resources
2798 Overseas Highway, Suite 400
Marathon, Florida 33050

NOTICE OF PUBLIC HEARING
STATE OF FLORIDA COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) DISASTER RELIEF FUNDING

The Department of Community Affairs (DCA) announces a public hearing, and a public comment period, on an amended Action Plan related to Community Development Block Grant disaster relief funding provided by the U.S. Department of Housing and Urban Development (HUD) (Docket No. FR-5089-N-01, Federal Register / Volume 71, Number 209; Department of Defense Appropriations Act, 2006). The State of Florida was required to submit an Action Plan to the U.S.
Department of Housing and Urban Development (HUD) by December 30, 2006, in order to receive this supplemental funding.

Congress allocated the supplemental funding to assist in the recovery from the federally declared disasters noted in the above-mentioned issue of the Federal Register. The Action Plan proposes to use the funds for housing-related mitigation activities. Urban Entitlements and Non-Entitlements eligible to participate in the Florida Small Cities CDBG Program, as well as federally recognized Indian Tribes, within the counties listed in the federal disaster declaration for Hurricane Wilma, are eligible to apply for assistance. These counties include: Brevard, Broward, Charlotte, Collier, DeSoto, Glades, Hardee, Hendry, Highlands, Indian River, Lee, Martin, Miami-Dade, Monroe, Okeechobee, Osceola, Palm Beach, Polk, Sarasota, and St. Lucie. Applicants must document and certify that there is no other funding available to address the need.

The Action Plan is being amended to allow greater flexibility in addressing disaster recovery needs. To facilitate the public comment process, the Action Plan is being emailed to eligible local governments and Indian Tribes and posted to the Department’s website at: http://www.floridacommunitydevelopment.org/disasterrecovery.cfm.

A public hearing will be conducted on April 26, 2007, from 9:00 a.m. to 12:00 noon at the Department of Community Affairs in the Randall Kelley Training Room, 3rd Floor Sadowski Building, 2555 Shumard Oak Boulevard in Tallahassee. Written comments will be accepted until May 7, 2007. Comments can be hand-delivered, emailed or mailed to the Department:

Florida Small Cities CDBG Program
Department of Community Affairs
2555 Shumard Oak Boulevard
Tallahassee, Florida 32399-2100
Telephone: (850)487-3644
Email: esrone.McDaniels@dca.state.fl.us or judy.peacock@dca.state.fl.us

Any person requiring a special accommodation at the workshop because of a disability or physical impairment should contact Pat Harvey at the Department of Community Affairs (850)487-3644 at least seven days before the workshop to request the accommodation. If you are hearing or speech impaired, please contact the Department of Community Affairs using the Florida Dual Party Relay System, which can be reached at 1(800)955-8771 (TDD).

DEPARTMENT OF REVENUE
ADDRESS/JURISDICTION DATABASE
Section 202.22(2), F.S., requires the Department of Revenue to create and maintain an electronic situsing database that assigns customer service addresses to local taxing jurisdictions for purposes of the communications services tax. The update to the database, as posted on April 3, 2007, becomes effective on July 1, 2007. The situsing database can be accessed at http://geotax.state.fl.us. The next update to the database will be effective January 1, 2008, and is required to be posted 90 days in advance of the effective date. Local governments are required to submit changes and additions for inclusion in the January 1, 2008, update no later than September 3, 2007. Additional information concerning procedures for requesting changes and additions to the database is available from the Department of Revenue Communications Services Tax Local Government Unit by telephone at (850)921-9181 (Suncom 291-9181) or by e-mail at cs-tax@dor.state.fl.us. Persons with hearing or speech impairments may call the TDD line at (800)367-8331 or (850)922-1115 (Suncom 292-1115).

DEPARTMENT OF TRANSPORTATION
The Florida Department of Transportation intends to issue an “Airport Site Approval Order,” in accordance with Chapter 330, Florida Statutes, “Regulation of Aircraft, Pilots, and Airports” and Chapter 14-60, Florida Administrative Code, “Airport Licensing, Registration, and Airspace Protection” for the following site:

Mount Olive Farm, a private airport, in Madison County, at Latitude 30° 20’ 11” and Longitude 83° 47’ 01”, to be owned and operated by Mr. Randy Johnson, 16131 Hwy 19, Lamont, FL 32336.

A copy of the Airport Site Approval Order, the Airport’s application, the applicable rules, and other pertinent information may be obtained by contacting Mr. William J. Ashbaker, P.E., State Aviation Manager, Florida Department of Transportation, Aviation Office, 605 Suwannee Street, Mail Station 46, Tallahassee, Florida 32399-0450; (850)414-4500; aviation.fdot@dot.state.fl.us. Website: http://www.dot.state.fl.us/aviation.

ADMINISTRATIVE HEARING RIGHTS: Any person whose substantial interests will be determined or affected by this Airport Site Approval Order has the right, pursuant to Section 120.57, Florida Statutes, to petition for an administrative hearing. The petition for an administrative hearing must conform to the requirements of Rule Chapter 28-106, Florida Administrative Code, and must be filed, in writing, within twenty-one days of the publication of this notice, with the Clerk of Agency Proceedings, Office of General Counsel, Florida Department of Transportation, 605 Suwannee Street, Mail Station 58, Room 550, Tallahassee, Florida 32399-0450. Failure to file a petition within the allowed time constitutes a waiver of any right such person has to request a hearing under Chapter 120, Florida Statutes.
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), QLINK, LP, intends to allow the establishment of Stock Mild to Wild, Inc., as a dealership for the sale of motorcycles manufactured by Guangzhou Panyu Huanan Motors Industry (GUNG) and Chunfeng Holding Group Co. Ltd. (CFHG) at 2012 Blanding Boulevard, Jacksonville (Duval County), Florida 32210, on or after April 2, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Stock Mild to Wild, Inc. are dealer operator(s): Ryan Kallina, 1521 Rose Hill Drive, Jacksonville, Florida 32221; principal investor(s): Ryan Kallina, 1521 Rose Hill Drive, Jacksonville, Florida 32221.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Johnny Tai, Manager, QLINK, LP, 4055 Corporate Drive, Suite 200, Grapevine, Texas 76051.

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), QLINK, LP, intends to allow the establishment of Stock Mild to Wild, Inc., as a dealership for the sale of motorcycles manufactured by Guangzhou Panyu Huanan Motors Industry (GUNG) at 2012 Blanding Boulevard, Jacksonville (Duval County), Florida 32210, on or after April 2, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Stock Mild to Wild, Inc. are dealer operator(s): Ryan Kallina, 1521 Rose Hill Drive, Jacksonville, Florida 32221; principal investor(s): Ryan Kallina, 1521 Rose Hill Drive, Jacksonville, Florida 32221.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Johnny Tai, Manager, QLINK, LP, 4055 Corporate Drive, Suite 200, Grapevine, Texas 76051.

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.
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 US Mail to: Steve Rubakh, President, Power Sports Factory, Inc., 6950 Central Highway, Pennsauken, New Jersey 08109.

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 Carter Brothers Manufacturing, intends to allow the establishment of Wenmark, Inc. d/b/a All The Wheel Toys, as a dealership for the sale of motorcycles manufactured by Sanyang Industry Co. Ltd. (SANY) at 1540 Northwest Federal Highway, Stuart, (Martin County), Florida 34994, on or after April 1, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Wenmark, Inc. d/b/a All The Wheel Toys are dealer operator(s): Mark and Wendy Mourning, 1540 Northwest Federal Highway, Stuart, Florida 34994; principal investor(s): Mark and Wendy Mourning, 1540 Northwest Federal Highway, Stuart, Florida 34994.

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 US Mail to: Jack Mullinax, Sales Manager, Carter Brothers Manufacturing Co., Inc., 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), QLINK, LP, intends to allow the establishment of Grandpa’s Cycle Center, Inc., as a dealership for the sale of motorcycles manufactured by Guangzhou Panyu Huanan Motors Industry (GUNG) at 3596 Fowler Street, Fort Myers (Lee County), Florida 33901, on or after April 2, 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 H. Stewart, 3596 Fowler Street, Fort Myers, Florida 33901 and Lynda C. Stewart, 3596 Fowler Street, Fort Myers, Florida 33901; principal investor(s): Marion H. Stewart, 3596 Fowler Street, Fort Myers, Florida 33901 and Lynda C. 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 32309-0635.

A copy of such petition or complaint must also be sent by US Mail to: Johnny Tai, Manager, 4055 Corporate Drive, Suite 200, Grapevine, Texas 76051.

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), Jag Powersports d/b/a CPI-USA, intends to allow the establishment of W & W Motorsports, Inc. d/b/a Action Powersports, as a dealership for the sale of motorcycles manufactured by CPI Motor Co. (CPIU) at 503 Laurel Road East, Nokomis (Sarasota County), Florida 34275, on or after March 28, 2007.

The name and address of the dealer operator(s) and principal investor(s) of W & W Motorsports, Inc. are dealer operator(s): Will Sparkman, 503 Laurel Road East, Nokomis, Florida 34275; principal investor(s): Will Sparkman, 503 Laurel Road East, Nokomis, Florida 34275.

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 32309-0635.

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.
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 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 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 James Sursely d/b/a Action Orlando Motorsports, as a dealership for the sale of motorcycles manufactured by CPI Motor Co. (CPIU) at 306 West Main Street, Apopka (Orange County), Florida 32712, on or after March 28, 2007.

The name and address of the dealer operator(s) and principal investor(s) of James Sursely d/b/a Action Orlando Motorsports are dealer operator(s): James Sursely, 306 West Main Street, Apopka, Florida 32712; principal investor(s): James Sursely, 306 West Main Street, Apopka, Florida 32712.

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 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 More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes (2005), Spyker Automobielen B.V., intends to allow the establishment of Braman Spyker, LLC, as a dealership for the sale of Spyker automobiles (SPYK) at 2020 Biscayne Boulevard, Miami (Dade County), Florida 33137, on or after March 9, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Braman Spyker, LLC are dealer operator(s): James Sursely, 306 West Main Street, Apopka, Florida 32712; principal investor(s): James Sursely, 306 West Main Street, Apopka, Florida 32712.

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 US Mail to: Patricia Wei, President, Jag Powersports d/b/a CPI-USA, 1875 Walnut Hill Lane #120, Irving, Texas 75038.
The name and address of the dealer operator(s) and principal investor(s) of Braman Spyker, LLC are dealer operator(s): Kenneth Harte, 70 West San Marino Drive, Miami Beach, Florida 33139; principal investor(s): Braman Cadillac, Inc., 2060 Biscayne Boulevard, Miami, Florida 33137.

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 US Mail to: Joyce Haddad, General Manager, Verucci Motorcycles, LLC, 7836 Northwest 46 Street, Miami, Florida 33166.

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 Verucci Motorcycles, LLC, intends to establish the dealerships of Minibikes of Florida, Inc., as a dealership for the sale of motorcycles manufactured by WUXI Futong Motorcycle Co. Ltd. (WUXI) and Chongqing Lifan Industry Group (CHOL) at 2200 US Highway 301 North, Palmetto, (Manatee County), Florida 34221, on or after April 2, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Minibikes of Florida, Inc. are dealer operator(s): Mark Cannon, 2200 US Highway 301 North, Palmetto, Florida 34221; principal investor(s): Mark Cannon, 2200 US Highway 301 North, Palmetto, Florida, 34221.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Joyce Haddad, General Manager, Verucci Motorcycles, LLC, 7836 Northwest 46 Street, Miami, Florida 33166.

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.
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 US Mail to: Joyce Haddad, General Manager, Verucci Motorcycles, LLC, 7836 Northwest 46 Street, Miami, Florida 33166.

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 Verucci Motorcycles, LLC, intends to allow the establishment of Beachside Scooter & Cycle World, Inc., as a dealership for the sale of motorcycles manufactured by WUXI Futong Motorcycle Co. Ltd. (WUXI) and Chongqing Lifan Industry Group (CHOL) at 323 North 2nd Street, Flagler Beach, (Flagler County), Florida 32136, on or after March 27, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Beachside Scooter & Cycle World, Inc. are dealer operator(s): Dennis Jones, 323 North 2nd Street, Flagler Beach, Florida 32136 and Sandra R. Jones, 323 North 2nd Street, Flagler Beach, Florida 32136; principal investor(s): Dennis Jones, 323 North 2nd Street, Flagler Beach, Florida 32136 and Sandra R. Jones, 323 North 2nd Street, Flagler Beach, Florida 32136.

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 US Mail to: Joyce Haddad, General Manager, Verucci Motorcycles, LLC, 7836 Northwest 46 Street, Miami, Florida 33166.

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), Verucci Motorcycles, LLC, intends to allow the establishment of A1 Scoot, Skate & Bike, Inc., as a dealership for the sale of motorcycles manufactured by WUXI Futong Motorcycle Co. Ltd. (WUXI) and Chongqing Lifan Industry Group (CHOL) at 1800 Biscayne Boulevard, Suite # CU-10, Miami (Dade County), Florida 33137, on or after April 2, 2007.

The name and address of the dealer operator(s) and principal investor(s) of A1 Scoot, Skate & Bike, Inc. are dealer operator(s): Darren Venditti, 1800 Biscayne Boulevard, Suite # CU-10, Miami, Florida 33137, and Donald Vernon, 1800 Biscayne Boulevard, Suite # CU-10, Miami, Florida 33137; principal investor(s): Darren Venditti, 1800 Biscayne Boulevard, Suite # CU-10, Miami, Florida 33137, and Donald Vernon, 1800 Biscayne Boulevard, Suite # CU-10, Miami, Florida 33137.

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
NOTICE OF WITHDRAWAL

Notice is hereby given that the publication of Palm Beach Triumph-Victory, Inc., as a new point for a Triumph franchise dealership in Broward County by Triumph Motorcycles America, Ltd., published in Vol. 33, No. 8, page 928 of the Florida Administrative Weekly on February 23, 2007, and the re-advertisement published in Volume 33, Number 10, page 1170 on March 9, 2007 have been withdrawn.

NOTICE OF WITHDRAWAL

Notice is hereby given that the publication of Randy’s Cycle Sales, as a new point for a HerChee (HERH) franchise dealership in Sarasota County by Adly Motor, LLC, published in Vol. 33, No. 13, page 1537 of the Florida Administrative Weekly on March 30, 2007, has been withdrawn.

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), Verucci Motorcycles, LLC, intends to allow the establishment of Care Free Autos, Inc., as a dealership for the sale of motorcycles manufactured by WUXI Futong Motorcycle Co. Ltd. (WUXI) and Chongqing Lifan Industry Group (CHOL) at 3805 Palm Beach Boulevard, Unit #2, Fort Myers (Lee County), Florida 33916, on or after April 2, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Care Free Autos, Inc. are dealer operator(s): Terry Close, 3805 Palm Beach Boulevard, Unit #2, Fort Myers, Florida 33916; principal investor(s): Terry Close, 3805 Palm Beach Boulevard, Unit #2, 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, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

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), Verucci Motorcycles, LLC, intends to allow the establishment of Seminole Scooters, Inc. d/b/a Seminole Sales, as a dealership for the sale of motorcycles manufactured by WUXI Futong Motorcycle Co. Ltd. (WUXI) and Chongqing Lifan Industry Group (CHOL) at 6227 Park Boulevard, Pinellas Park (Pinellas County), Florida 33781, on or after March 27, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Seminole Scooters, Inc. d/b/a Seminole Sales are dealer operator(s): Robert Hartman, 6227 Park Boulevard, Pinellas Park, Florida 33781; principal investor(s): Robert Hartman, 6227 Park Boulevard, Pinellas Park, Florida 33781.

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 US Mail to: Joyce Haddad, General Manager, Verucci Motorcycles, LLC, 7836 Northwest 46 Street, Miami, Florida 33166.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant’s compliance with the provisions of Chapter 320, Florida Statutes.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

AGENCY FOR HEALTH CARE ADMINISTRATION

The Agency for Health Care Administration (Agency) announces CHANGES in the Florida Health Information Network (FHN) Grants Program Requirements, 2007-2008 affecting the APPLICATION SCHEDULE. The Agency began accepting applications for grants from eligible interested parties on 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 FHN 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, the REVISED APPLICATION SCHEDULE and instructions are posted at: http://ahca.myflorida.com/dhit/FHIN_program.shtml. Letters of intent are due by April 18, 2007. Inquiries regarding program requirements must be submitted by April 18, 2007. Applications are due May 24, 2007.

INQUIRIES AND CONTACTS: All inquiries must be submitted by e-mail to FLHII@ahca.myflorida.com. Answers to inquiries received by April 18, 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 Lawnwood Regional Medical Center and Heart Institute in Ft. Pierce pursuant to Section 395.1041(3), Florida Statutes and Rule 59A-3.255, Florida Administrative Code. The service categories requested are Ophthalmology, Plastic Surgery, Oral Maxillo-Facial Surgery, 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: Teresa Wooten, 2727 Mahan Drive, MS # 31, Tallahassee, Florida 32308, by phone at (850)487-2717 or by e-mail at wootent@ahca.myflorida.com.
The Florida Agency for Health Care Administration (the Agency), Bureau of Medicaid Program Analysis, provides the following public notice regarding reimbursement for inpatient hospitals participating in the Florida Medicaid Program.

PURPOSE: To comply with federal public notice requirements in Section 1902(a)(13)(A) of the Social Security Act in changing reimbursement for inpatient hospitals, the Agency is publishing the final rates, the methodologies underlying the establishment of such rates, and justifications for the final rates. The Agency has amended its Title XIX Inpatient Hospital Reimbursement Plan (The Plan) to incorporate changes to the Inpatient Hospital Reimbursement Methodology.

FINAL RATES: Effective July 1, 2006, the final rates for Medicaid inpatient hospitals are rates resulting from revised methodology used to calculate per diem rates, special Medicaid payments (SMPs), and disproportionate share (DSH) payments as follows:

HOSPITAL INPATIENT SERVICES
1. Inpatient reimbursement ceilings were eliminated for hospitals whose charity care and Medicaid days, as a percentage of total adjusted hospital days, equaled or exceeded 11 percent. For any public hospital that did not qualify for the elimination of the inpatient ceilings under this Section or any other Section, the public hospital shall be exempt from the inpatient reimbursement ceilings contingent on the public hospital or local governmental entity providing the required state match. The Agency used the average of the 2000, 2001 and 2002 audited DSH data available as of March 1, 2006. In the event the Agency did not have the prescribed three years of audited DSH data for a hospital, the Agency used the average of the audited DSH data for 2000, 2001 and 2002 that are available.

2. The inpatient reimbursement ceilings were eliminated for hospitals that had a minimum of ten licensed Level II Neonatal Intensive Care Beds and were located in Trauma Services Area.

3. The inpatient hospital reimbursement ceilings were eliminated for hospitals whose Medicaid days as a percentage of total hospital days exceeded 7.3 percent, and were designated or provisional trauma centers. This provision only applied to hospitals that were a designated or provisional trauma centers on July 1, 2006 and any hospitals that became a designated or provisional trauma center during State Fiscal Year 2006-2007. The Agency used the average of the 2000, 2001 and 2002 audited DSH data available as of March 1, 2006. In the event the Agency did not have the prescribed three years of audited DSH data for a hospital, the Agency used the average of the audited DSH data for 2000, 2001 and 2002 that was available.

4. Medicaid payments were made to pay approved liver transplant facilities a global fee for providing transplant services to Medicaid recipients.

5. Inpatient reimbursement ceilings were eliminated for teaching, specialty, Community Hospital Education Program hospitals, and Level III Neonatal Intensive Care Units that had a minimum of three of the following designated tertiary services as regulated under the certificate of need program: pediatric bone marrow transplantation, pediatric open heart surgery, pediatric cardiac catheterization and pediatric heart transplantation.

6. Effective July 1, 2006, in accordance with the approved Medicaid Reform Section 1115 Demonstration, Special Terms and Conditions 100(b), the inpatient supplemental payment upper payment limit (UPL) program was terminated.

7. Effective July 1, 2006, in accordance with the approved Medicaid Reform Section 1115 Demonstration, Special Terms and Conditions 100(c), the inpatient hospital payments for Medicaid eligibles were limited to Medicaid cost as defined in the CMS 2552-96.

8. All references to Data Resources Incorporated (DRI) added the phrase “or its successor” in order to account for future name changes of the company.

9. The reference to the definition section of the Inpatient Hospital Reimbursement Plan found in Section V. Methods, A.3. was corrected to be Section XII.

DISPROPORTIONATE SHARE (DSH) HOSPITALS
1. $141,124,815 was provided for payments to regular DSH.

2. $60,000,000 was provided for payments to Graduate Medical Education (GME) hospitals.

3. $60,998,691 was provided for payments to mental health DSH.

4. $2,444,444 was provided for payments to specialty DSH.
5. The minimum number of Medicaid days for non-state government owned or operated hospitals was reduced from 3,300 days to 3,100 days.

METHODOLOGIES: The methodology underlying the establishment of the final rates for Medicaid inpatient hospitals were rates resulting from the 2006-07 General Appropriations Act, House Bill 5001 and the 2006-07 Health Care Implementing Bill, House Bill 5007, and the Medicaid Reform Section 1115 Demonstration.


State residents may provide written comment on the final rates, methodologies and justification underlying the establishment of such rates. Written comments may be submitted to: Edwin Stephens, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Mail Stop 21, Tallahassee, Florida 32308, or at stephene@ahca.myflorida.com.

Copies of the final reimbursement plan incorporating the above changes are available at this time. Please contact the person listed above for a copy.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

Florida State Clearing House

The state is coordinating reviews of federal activities and federally funded projects as required by Section 403.061(40), F.S. A list of projects, comment deadlines and the address for providing comments are available at: http://www.dep.state.fl.us/secretary/oip/state_clearinghouse/ (“Current Project Information”) For information, call (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

DEPARTMENT OF HEALTH

On April 2, 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 Lamonica Kennon, C.N.A., license number CNA 112697. 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 April 2, 2007, Ana M. Viamonte Ros, M.D., M.P.H., Secretary of the Department of Health, issued an Order of Emergency Restriction with regard to the license of Derrick Charles Salters, C.N.A., license number CNA 95653. This Emergency Restriction 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 April 2, 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 Lisa Laderwager, O.T.A., license number OTA 9387. 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 April 2, 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 Nicole Jean Smith, P.T.A., license number PTA 20377. 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.

The Department of Health will be submitting a new application to receive federal funds under the Title V Maternal Child Health Block Grant. If you wish to make any suggestions or provide input for the Federal Fiscal Year 2008 application and report, please call Bob Peck at (850)245-4444, ext. 2965 or by e-mail at Bob_Peck@doh.state.fl.us, by May 14, 2007.

FINANCIAL SERVICES COMMISSION

NOTICE OF FILINGS
Office of Financial Regulation

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received the following application. Comments may be submitted to the Director, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing. However, pursuant to provisions specified in Chapter 69U-105, Florida Administrative Code, any person may request a public hearing by filing a petition with the Clerk, Legal Services Office, Office of Financial Regulation, 200 East Gaines Street, Tallahassee, Florida 32399-0379. The Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 P.M., May 4, 2007):

APPLICATION TO ACQUIRE CONTROL

Financial Institution to be Acquired: Patriot Bank, Trinity, Florida
Proposed Purchaser: Martin Steven Sembler, Clearwater, Florida
Received: April 2, 2007

EXPANDED FIELD OF MEMBERSHIP

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received a request by a credit union to expand its field of membership. Specific information regarding the expansion can be found at http://www.fldfs.com/ofr/ banking/cufm.asp.

Name and Address of Applicant: City-County Credit Union of Fort Lauderdale, 1982 North State Road 7, Margate, Florida 33063
Expansion Includes: Geographic areas
Received: March 29, 2007

LAKEWOOD RANCH INTER-DISTRICT AUTHORITY

NOTICE OF PUBLIC HEARING FOR RULE DEVELOPMENT
LAKEWOOD RANCH INTER-DISTRICT AUTHORITY

The Lakewood Ranch Inter-District Authority hereby gives notice of its intent to develop a Rule to revise the fee schedule for the use of the Lakewood Ranch Town Hall meeting rooms and related equipment (generally referred to as “Town Hall”) under Section 190.011, Florida Statutes. The purpose of and effect of the proposed Rule would modify fees for use of the Town Center meeting rooms by members of the public, providing definitions; providing procedures for payment of such fees; and providing an effective date. Specific legal authority for the Rule includes Sections 190.035(1), 120.54, 190.011, 163.01, Florida Statutes.

A public hearing will be conducted by the Board of Supervisors of the Lakewood Ranch Inter-District Authority Community Development District on Thursday, the 10th day of May, 2007, commencing at 10:00 a.m., in the Lakewood Ranch Town Hall, 8175 Lakewood Ranch Boulevard, Bradenton, Florida.

Any person desiring a copy of the preliminary draft of the proposed rule may promptly obtain a copy, without cost, by contacting the District office, 210 N. University Drive, Suite 800, Coral Springs, Florida 33071.

NOTICE OF PUBLIC HEARING TO ADOPT RULES GOVERNING THE GOVERNANCE AND OPERATION OF THE LAKEWOOD RANCH INTER-DISTRICT AUTHORITY

A public hearing will be conducted by the Board of Supervisors of the Lakewood Ranch Inter-District Authority on May 10, 2007, during the meeting of the Board of
Supervisors beginning at 10:00 a.m., at Lakewood Ranch Town Hall, 8175 Lakewood Ranch Boulevard, Bradenton, Florida.

In accordance with Chapters 120 and 190, Florida Statutes, the hearing will consider a rule relating to fee modifications. The purpose of the proposed rule is to provide for revised charges for meeting room space rentals and related equipment. The effect will be a clear delineation of costs related to type and time.

Specific legal authority for the rule amendments and the provisions of the Florida Statutes being implemented includes Chapters 120 and 190, Florida Statutes, generally, and Sections 190.011, 120.54 and 163.01, Florida Statutes (2006), specifically.

Any person who wishes to provide the District with a proposal for a lower cost regulatory alternative as provided by Section 120.541, Florida Statutes, must do so in writing within twenty-one (21) days after publication of this notice. If anyone chooses to appeal any decision of the Board with respect to any matter considered at the hearing, such person will need a record of the proceedings and should accordingly ensure that a verbatim record of the proceedings is made which includes the testimony and evidence upon which such appeal is to be based. Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the District Manager at the address and number below. Copies of the currently proposed fees may be obtained by contacting: Severn Trent Services, 210 N. University Drive, Suite 800, Coral Springs, Florida 33071, (954)753-5841. On the 13th day of April, 2007, a Notice of Rule Development was published in the Florida Administrative Weekly and the Bradenton Herald.
# Section XIII

## Index to Rules Filed During Preceding Week

### RULES FILED BETWEEN March 26, 2007 and March 30, 2007

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