

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

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Housing and Community Development**

**RULE NO.:** 9B-50.003  
**RULE TITLE:** Fee Schedule and Annual Invoicing and Data Updating

**PURPOSE AND EFFECT:** To modify the Special District Fee Invoice and Update Form to include information regarding the creation document, map and last update.

**SUBJECT AREA TO BE ADDRESSED:** The Special District Fee Invoice and Update Form.

**SPECIFIC AUTHORITY:** 189.425 FS.

**LAW IMPLEMENTED:** 189.427 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:** June 26, 2007, 10:00 a.m.

**PLACE:** Conference Room 250L, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100

If this workshop is not requested, it will not be held.

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: Jack Gaskins, Jr., Special District Information Program, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)922-1457, SUNCOM 292-1457. 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:** Jack Gaskins, Jr., Special District Information Program, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)922-1457, SUNCOM 292-1457

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

9B-50.003 Fee Schedule and Annual Invoicing and Data Updating.

(1) On or about October 1 of each year, and at least 60 days prior to the due date, the Department shall send the Special District Fee Invoice and Update Form,

DCA-SDIP-001, effective 3-1-2003, revised \_\_\_\_\_ Fee (hereby incorporated by reference and available from the Special District Information Program, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100) by regular mail to the registered agent of each special district registered with the Special District Information Program. For newly created special districts, the Department shall send the Special District Fee Invoice and Update Form by regular mail to the registered agent of the special district or an appropriate contact person if a registered agent has not yet been appointed, at the time of registering the special district with the Special District Information Program.

(2) through (4) No change.

Specific Authority 189.425 FS. Law Implemented 189.427 FS. History—New 5-1-90, Amended 3-14-91, 12-3-91, 8-10-97, 3-17-99, 3-1-03, \_\_\_\_\_.

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

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

**PUBLIC SERVICE COMMISSION**

**RULE NO.:** 25-4.110  
**RULE TITLE:** Customer Billing for Local Exchange Telecommunications Companies

**PURPOSE AND EFFECT:** Undocketed – The purpose of this proposed rule amendment is to prevent subscribers from paying for services which they do not receive. The rule amendment will ensure that subscribers who subscribe to local service with one provider, but switch to another provider before the billing cycle ends, will only be responsible for the services which the subscriber received. The rule will not apply to special contractual arrangements wherein the subscriber has agreed to obtain service from the company for a specific length of time. The rule will also not apply to services with term liabilities that are listed in the company’s tariffs.

**SUBJECT AREA TO BE ADDRESSED:** Customer billing for local exchange telecommunications companies.

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

**LAW IMPLEMENTED:** 350.113, 364.03, 364.04, 364.05, 364.052, 364.17, 364.19, 364.602, 364.604 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kiwanis Curry, Division of Competitive Markets & Enforcement, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6662

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

**PUBLIC SERVICE COMMISSION**

RULE NO.: 25-24.845  
 RULE TITLE: Customer Relations  
 PURPOSE AND EFFECT: Undocketed – The purpose of this proposed rule amendment is to make the amendment to Rule 25-4.110, F.A.C., applicable to competitive local exchange carriers.  
 SUBJECT AREA TO BE ADDRESSED: Customer Relations.  
 SPECIFIC AUTHORITY: 350.127, 364.604(5) FS.  
 LAW IMPLEMENTED: 350.113, 364.03, 364.04, 364.05, 364.052, 364.17, 364.19, 364.602, 364.604 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kiwanis Curry, Division of Competitive Markets & Enforcement, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6662

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

**WATER MANAGEMENT DISTRICTS**

**South Florida Water Management District**

RULE NOS.: 40E-4.051, 40E-4.0515, 40E-4.091, 40E-4.301  
 RULE TITLES: Exemptions From Permitting, Exemptions From Specified Review Criteria, Publications, Rules and Interagency Agreements Incorporated by Reference, Conditions for Issuance of Permits

PURPOSE AND EFFECT: The Department of Environmental Protection (DEP), in coordination with the water management districts, proposes to develop a new Chapter 62-347, F.A.C., to develop updated stormwater quality treatment design and performance standards. These design and performance

standards will update the existing criteria and reflect new research on design and performance standards, and particularly today's understanding of the impact of nutrient discharges from surface water management systems on water quality. The goal is to provide stormwater quality treatment design and performance standards that can be applied state-wide. The District proposes to amend its rules and criteria to incorporate the new Chapter 62-347, F.A.C.

SUBJECT AREA TO BE ADDRESSED: Stormwater quality treatment design and performance standards for surface water management systems, with particular emphasis on standards that will reduce nutrient discharges.

SPECIFIC AUTHORITY: 373.026(7), 373.043, 373.418, 403.805(1) FS.

LAW IMPLEMENTED: 373.042, 373.409, 373.413, 373.4142, 373.4145, 373.416, 373.4132, 373.426, 373.429 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: Clerk of the South Florida Water Management District, 1(800)432-2045, ext. 2087 or (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Damon Meiers, Deputy Department Director, Environmental Resource Regulation Department, 3301 Gun Club Road, West Palm Beach, FL 33406, 1(800)432-2045, ext. 6876 or (561)682-6876, email: dmeiers@sfwmd.gov. For procedural questions contact Jan Sluth, Paralegal, 3301 Gun Club Road, West Palm Beach, FL 33406, 1(800)432-2045, ext. 6299 or (561)682-6299, email: jsluth@sfwmd.gov

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

**WATER MANAGEMENT DISTRICTS**

**South Florida Water Management District**

RULE CHAPTER NO.: 40E-24  
 RULE CHAPTER TITLE: Mandatory Year-Round Landscape Irrigation Measures

PURPOSE AND EFFECT: To implement District-wide the year-round mandatory landscape irrigation measures currently in place in the Lower West Coast Region. The purpose of these

mandatory measures is to provide a framework for consistent implementation to ensure the long-term sustainability of the water resources of the region, increase water use efficiency and prevent and curtail wasteful water use practices through the adoption of ordinances that would include these measures, variance and enforcement provisions.

**SUBJECT AREA TO BE ADDRESSED:** Proposed measures setting forth standards for local government’s ordinance adoption regarding specific days of the week and times of day for lawn irrigation for residential and commercial landscape and recreation areas.

**SPECIFIC AUTHORITY:** 120.54, 373.044, 373.113, 373.171, FS.

**LAW IMPLEMENTED:** 120.54, 373.042, 373.0421, 373.103, 373.117, 373.223, 373.609 FS.

**RULE DEVELOPMENT WORKSHOPS WILL BE HELD AT THE DATES, TIMES AND PLACES SHOWN BELOW:**

**DATE AND TIME:** June 18, 2007, 10:00 a.m. – 12:00 Noon

**PLACE:** South Florida Water Management District, Miami Field Station, 9001 N.W. 58th Street, Miami, Florida

**DATE AND TIME:** June 18, 2007, 1:30 p.m. – 3:30 p.m.

**PLACE:** Fern Forest Nature Center, 201 Lyons Rd., Coconut Creek, Florida

**TIME AND DATE:** June 20, 2007, 9:00 a.m. – 11:00 a.m.

**PLACE:** Stuart City Hall – Commission Chambers, 121 S.W. Flagler Avenue, Stuart, Florida

**DATE AND TIME:** June 20, 2007, 3:30 p.m. – 5:30 p.m.

**PLACE:** South Florida Water Management District Headquarters, Storch Conference Room, 3301 Gun Club Road, West Palm Beach, Florida

**DATE AND TIME:** June 21, 2007, 1:00 p.m. – 3:00 p.m.

**PLACE:** Osceola Heritage Park, Meeting Room 162, 1921 Kissimmee Valley Lane, Kissimmee, Florida

Although Governing Board meetings, hearings and workshops are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which any appeal is to be based. Persons with disabilities or handicaps who need assistance may contact the South Florida Water Management District Clerk’s Office, at (561)682-2087 at least five business days in advance to make appropriate arrangements.

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS:** Bruce Adams, Water Conservation Officer, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, extension 6785 or (561)682-6785, email: badams@sfwmd.gov. For procedural issues contact Jan Sluth, Paralegal, South Florida Water

Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, extension 6299, or (561)682-6299, email: jsluth@sfwmd.gov

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

40E-24.011 Policy and Purpose.

(1) This chapter comprises the South Florida Water Management District’s (District) Mandatory Year-Round Landscape Irrigation Measures ~~for the area within Lee, Collier and that portion of Charlotte County~~ within the boundaries of the South Florida Water Management District. These mandatory measures are intended to provide a framework for consistent implementation to ensure the long-term sustainability of the water resources of the region, increase water use efficiency and prevent and curtail wasteful water use practices through regulatory means for landscape irrigation by all users. Local governments are encouraged to implement these measures through the adoption of ordinances that would include these measures, variance and enforcement provisions. These measures are in addition to Chapter 40E-2, F.A.C., provisions and non-regulatory measures, such as education and incentive programs, which are also utilized by the District to promote water conservation. These measures prohibit landscape irrigation during those periods of the day when irrigation efficiency significantly decreases, and limit landscape irrigation water use to a maximum number of three days per week unless specified otherwise herein.

(2) through (3) No change.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.042, 373.0421, 373.171, 373.223 FS. History–New 6-12-03, Amended.

**WATER MANAGEMENT DISTRICTS**

**South Florida Water Management District**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
40E-63.400	Purpose and Policy
40E-63.401	Scope of Program
40E-63.402	Definitions
40E-63.404	Incorporation of Forms, Instructions and References
40E-63.406	Delegation
40E-63.410	Waivers
40E-63.415	No Notice General Permits
40E-63.420	BMP Plan Pre-approvals
40E-63.430	Permit Applications
40E-63.432	Permit Modifications, Transfers and Renewals
40E-63.434	Permit Duration

- 40E-63.436 Permit Application Processing Fees
- 40E-63.440 General Permit Application Requirements in the C-139 Basin
- 40E-63.442 Basis for Issuance of General Permits in the C-139 Basin
- 40E-63.444 Limiting Conditions for General Permits in the C-139 Basin
- 40E-63.450 Individual Permit Application Requirements in the C-139 Basin
- 40E-63.452 Basis for Issuance of Individual Permits in the C-139 Basin
- 40E-63.454 Limiting Conditions for Individual Permits in the C-139 Basin
- 40E-63.456 Optional Discharge Monitoring Program
- 40E-63.458 Limiting Conditions for the Optional Discharge Monitoring Program
- 40E-63.460 C-139 Basin Compliance
- 40E-63.470 C-139 Basin Works of the District Permit Compliance

PURPOSE AND EFFECT: Pursuant to paragraph 40E-63.460(3)(d), F.A.C., the South Florida Water Management District is required to revise Part IV of Chapter 40E-63, F.A.C., to ensure that the objectives of the Everglades Forever Act, Section 373.4592(4)(f)5., F.S., is met if the C-139 Basin fails to achieve the rule's phosphorus reduction goals for four consecutive years. The C-139 Basin has been out of compliance for four consecutive water years.

SUBJECT AREA TO BE ADDRESSED: Revise Part IV of Chapter 40E-63, F.A.C., in response to the C-139 Basin's non-compliance.

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

LAW IMPLEMENTED: 373.085, 373.4592 FS.

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

DATE AND TIME: June 20, 2007, 9:30 a.m. – 12:30 p.m.

PLACE: South Florida Water Management District Clewiston Field Station, State Road 832, 2425 Hookers Point Road, Clewiston, FL 33440

DATE AND TIME: July 25, 2007, 9:30 a.m. – 12:30 p.m.

PLACE: South Florida Water Management District Clewiston Field Station, State Road 832, 2425 Hookers Point Road, Clewiston, FL 33440

DATE AND TIME: August 29, 2007, 9:30 a.m. – 12:30 p.m.

PLACE: South Florida Water Management District Clewiston Field Station, State Road 832, 2425 Hookers Point Road, Clewiston, FL 33440

DATE AND TIME: October 3, 2007, 9:30 a.m. – 12:30 p.m.

PLACE: South Florida Water Management District Clewiston Field Station, State Road 832, 2425 Hookers Point Road, Clewiston, FL 33440

DATE AND TIME: November 7, 2007, 9:30 a.m. – 12:30 p.m.  
PLACE: South Florida Water Management District Clewiston Field Station, State Road 832, 2425 Hookers Point Road, Clewiston, FL 33440

DATE AND TIME: December 5, 2007, 9:30 a.m. – 12:30 p.m.  
PLACE: South Florida Water Management District Clewiston Field Station, State Road 832, 2425 Hookers Point Road, Clewiston, FL 33440

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

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

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

**LAND AND WATER ADJUDICATORY COMMISSION**

**Julington Creek Plantation Community Development District**

RULE NO.: 42T-1.002  
RULE TITLE: Boundary

PURPOSE AND EFFECT: The Petition was filed by the Julington Creek Plantation Community Development District with its registered office located at 123 South Calhoun Street, Tallahassee, Florida 32301. The Petition proposes to modify the land area presently serviced by the District by amending its boundary to add 26.86 acres to the District located solely within St. Johns County, Florida. The District currently covers approximately 4,119 acres of land and after amendment the District will encompass approximately 4,145.86 acres. Petitioner has obtained written consent to amend the boundaries of the District from the owners of 100% of the real property comprising the expansion parcel. The District intends to construct, acquire or install recreation improvements (recreation complex) for the expansion parcel as outlined in the District's Improvement Plan.

SUBJECT AREA TO BE ADDRESSED: Expansion of the boundary of the Julington Creek Plantation Community Development District.

SPECIFIC AUTHORITY: 190.005, 190.046 FS.

LAW IMPLEMENTED: 190.004, 190.005, 190.046 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, June 18, 2007, 10:00 a.m.

PLACE: Conference Room 2107, The Capitol, 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 two days before the workshop/meeting by contacting: Barbara Leighty, Florida Land and Water Adjudicatory Commission, Office of Policy and Budget, Executive Office of the Governor, The Capitol, Room 1801, Tallahassee, Florida 32399-0001, Telephone (850)487-1884. 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: Jonathan Johnson, Hopping Green & Sams, P.A., Post Office Box 6526, Tallahassee, Florida 32314, Telephone (850)222-7500; or Barbara Leighty, Florida Land and Water Adjudicatory Commission, Office of Policy and Budget, Executive Office of the Governor, The Capitol, Room 1801, Tallahassee, Florida 32399-0001, Telephone (850)487-1884

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

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE NO.:	RULE TITLE:
59G-4.199	Mental Health Targeted Case Management Services

PURPOSE AND EFFECT: The purpose of this rule is to incorporate by reference Update June 2007 to the Florida Medicaid Mental Health Targeted Case Management Coverage and Limitations Handbook, July 2006. The handbook was revised to remove the enrollment requirement for all Medicaid mental health targeted case management providers to have an active contract with the Substance Abuse and Mental Health (SAMH) district or regional office for the location in which the agency will provide services. The effect will be to incorporate by reference in the rule Update June 2007 to the Florida Medicaid Mental Health Targeted Case Management Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Medicaid Mental Health Targeted Case Management Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.907, 409.908 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, June 18, 2007, 1:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room D, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Michelle Comeaux, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, MS #20, Tallahassee, Florida 32308, (850)921-8288

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.199 Mental Health Targeted Case Management Services.

(1) No change.

(2) All Medicaid-enrolled mental health targeted case management providers must be in compliance with the Florida Medicaid Mental Health Targeted Case Management Coverage and Limitations Handbook, July 2006, updated June 2007, incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, Non-Institutional 081, which is incorporated by reference in Rule 59G-13.001, F.A.C. Both handbooks are available from the Medicaid fiscal agent's website at <http://floridamedicaid.acs-inc.com>. Click on Provider Support, and then on Handbooks. Paper copies of the handbooks may be obtained by calling the Medicaid fiscal agent Provider Inquiry at (800)377-8216.

(3) No change.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.907, 409.908 FS. History--New 6-21-06, Amended\_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Auctioneers**

RULE NO.:	RULE TITLE:
61G2-3.001	Fees

PURPOSE AND EFFECT: The Board proposes the promulgation and adoption of the rule to incorporate all fees for Chapter 61G2-3, F.A.C., into one rule.

SUBJECT AREA TO BE ADDRESSED: Fees.

SPECIFIC AUTHORITY: 455.2281, 455.271, 468.384 (2), 468.386(1), 468.393(1) FS.

LAW IMPLEMENTED: 455.217(2), 455.217(1), 455.219(6), 455.2281, 455.271, 468.384(2), 468.385(2),(4),(6),(7),(11), 468.386(1), 468.387, 468.393(1) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Anthony Spivey, Executive Director, Board of Auctioneers, 1940 North Monroe Street, Tallahassee, Florida 32399-0762

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Pilot Commissioners**

RULE NO.: 61G14-15.003  
 RULE TITLE: Safety Guidelines  
 PURPOSE AND EFFECT: The Board proposes to clarify language concerning safety guidelines.  
 SUBJECT AREA TO BE ADDRESSED: Safety Guidelines.  
 SPECIFIC AUTHORITY: 310.185 FS.

LAW IMPLEMENTED: 310.0015(3)(a), 310.075(4), 310.101(1)(d) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Robyn Barineau, Executive Director, Board of Pilot Commissioners, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G14-15.003 Safety Guidelines.

As used in this rule, "pilot" shall mean both a state licensed pilot and a state certified deputy pilot.

- (1) through (3) No change.
- (4) Each association of pilots in each port where such association(s) exists, and the licensed state pilots in each port who are not members of such association shall submit to the Board for its review and approval or rejection, the normal ~~current~~ maximum allowable draft of vessels calling at the port and restrictions on bottom clearance for each channel, as required by Sections 310.075(4) and 310.101(1)(d), F.S.

~~(5) In order to assist the board in serving the public interest in maintaining efficient and safe piloting services as required by Section 310.061, F.S., each association of pilots, in each port where such association(s) exists, and the licensed~~

~~state pilots in each port who are not members of such association shall submit, for the board's review and approval or rejection, the current pilot work schedules for the port which are best suited to meet local conditions and demands and which:~~

- ~~(a) Insure that an adequate number of pilots is always available to handle any vessel requiring the services of a pilot; and~~
- ~~(b) Provide sufficient off duty time for rest; and~~
- ~~(c) Outline procedures which provide for backup support which may become necessary due to disability or loss of available pilots.~~

Specific Authority 310.185 FS. Law Implemented 310.0015(3)(a), 310.075(4), 310.101(1)(d) FS. History--New 11-6-89, Amended 6-26-90, 12-30-91, 10-25-92, Formerly 21SS-9.001, 21SS-15.003, Amended 11-15-93, 1-26-99, 10-4-99, 1-7-02, 5-11-03, \_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Florida Real Estate Appraisal Board**

RULE NO.: 61J1-4.010  
 RULE TITLE: Supervision and Training of Registered Trainee Appraisers

PURPOSE AND EFFECT: The purpose and effect is to eliminate "client name and address" as a required entry in appraisal logs that are to be maintained by both the registered trainee appraiser and the supervisory appraiser.

SUBJECT AREA TO BE ADDRESSED: Supervision and Training of Registered Trainee Appraisers.  
 SPECIFIC AUTHORITY: 475.614 FS.

LAW IMPLEMENTED: 475.611, 475.6221, 475.6222 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: Thomas W. O'Bryant, Jr., Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61J1-4.010 Supervision and Training of Registered Trainee Appraisers.

- (1) through (5) No change.
- (6) Appraisal logs shall be maintained by both the registered trainee appraiser and the supervisory appraiser in a format determined by the Department and shall, at a minimum, include the following for each appraisal:

- (a) Type of property;
- (b) Date of report;
- ~~(c) Client name and address;~~
- ~~(c)(4)~~ Address of appraised property;
- ~~(d)(e)~~ Description of work performed; and
- ~~(e)(f)~~ Number of work hours.
- (7) through (10) No change.

Specific Authority 475.614 FS. Law Implemented 475.611, 475.6221, 475.6222 FS. History–New 2-16-04, Amended 3-1-06, 12-4-06, \_\_\_\_\_.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
62-505.200	Definitions
62-505.300	General Program Information
62-505.350	Grant Funding
62-505.600	Priority List Information

**PURPOSE AND EFFECT:** The Department has developed amendments to clarify and update grant rules for financially disadvantaged small communities.

**SUBJECT AREA TO BE ADDRESSED:** The Small Community Wastewater Facilities Grants Program provides financial assistance in the form of grants to municipalities for planning, design, construction, and technical services associated with construction of point source water pollution control projects. Rule development will address minor changes to priority scoring, grant percentage determination and rule clarifications.

**SPECIFIC AUTHORITY:** 403.1835, 403.1838 FS.

**LAW IMPLEMENTED:** 403.1838 FS.

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

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Robert Holmden, Bureau of Water Facilities Funding, MS #3505, Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400; telephone (850)245-8358; or e-mail [robert.holmden@dep.state.fl.us](mailto:robert.holmden@dep.state.fl.us)

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

**DEPARTMENT OF HEALTH**

**Board of Medicine**

**RULE NO.:** 64B8-9.009  
**RULE TITLE:** Standard of Care for Office Surgery  
**PURPOSE AND EFFECT:** The Board proposes the development of rule amendments to address additional criteria for office surgery settings.

**SUBJECT AREA TO BE ADDRESSED:** Additional criteria for performing office surgery.

**SPECIFIC AUTHORITY:** 458.309(1), 458.331(1)(v) FS.

**LAW IMPLEMENTED:** 458.331(1)(g), (t), (v), (w), 458.351 FS.

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

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS:** Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

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

64B8-9.009 Standard of Care for Office Surgery.

**NOTHING IN THIS RULE RELIEVES THE SURGEON OF THE RESPONSIBILITY FOR MAKING THE MEDICAL DETERMINATION THAT THE OFFICE IS AN APPROPRIATE FORUM FOR THE PARTICULAR PROCEDURE(S) TO BE PERFORMED ON THE PARTICULAR PATIENT.**

- (1) No change.
- (2) General Requirements for Office Surgery.
- (a) through (g) No change.

(h) The surgeon must assure that the post-operative care arrangements made for the patient are adequate to the procedure being performed as set forth in Rule 64B8-9.007, F.A.C. Management of post surgical care is the responsibility of the operating surgeon and may be delegated only as set forth in subsection 64B8-9.007(3), F.A.C. If there is an overnight stay at the office in relation to any surgical procedure:

1. The office must provide at least two (2) monitors, one of these monitors must be certified in Advanced Cardiac Life Support (ACLS), and maintain a monitor to patient ratio of at least 1 monitor to 2 patients. Once the surgeon has signed a timed and dated discharge order, the office may provide only one monitor to monitor the patient. The monitor must be qualified by licensure and training to administer all of the medications required on the crash cart and must be certified in Advanced Cardiac Life Support. The full and current crash cart required below must be present in the office and immediately accessible for the monitors.

- 2. No change.
- (i) through (m) No change.
- (3) through (6) No change.

Specific Authority 458.309(1), 458.331(1)(v) FS. Law Implemented 458.331(1)(g), (t), (v), (w), 458.351 FS. History—New 2-1-94, Amended 5-17-94, Formerly 61F6-27.009, Amended 9-8-94, 11-15-94, Formerly 59R-9.009, Amended 2-17-00, 12-7-00, 2-27-01, 8-1-01, 8-12-01, 3-25-02, 3-22-05, 4-19-05, 10-23-05, 10-10-06, 4-18-07,\_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Division of Environmental Health**

RULE NO.:                   RULE TITLE:  
64E-10.001                General

PURPOSE AND EFFECT: The purpose of the proposed changes will be to add language related to members of the public being granted access to restrooms at buildings and places serving the public, to delete outdated references to old plumbing and building codes, and to revisit the fixture requirements and other standards outlined in this rule. The effect will be to improve access to public restrooms by the general public and have an updated rule that will allow health departments to better address problems associated with public restrooms.

SUBJECT AREA TO BE ADDRESSED: The subject is sanitary facilities in buildings and places of employment that fall under the department’s jurisdiction.

SPECIFIC AUTHORITY: 381.006 FS.

LAW IMPLEMENTED: 381.006(6), 381.006(15) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Leslie Harris, Environmental Administrator, Bureau of Community Environmental Health, Department of Health, 4052 Bald Cypress Way, BIN A08, Tallahassee, Florida 32399-1712, (850)245-4277

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

**DEPARTMENT OF HEALTH**

**Division of Environmental Health**

RULE NO.:                   RULE TITLE:  
64E-14.001                Migrant Farmworker Housing –  
  General

PURPOSE AND EFFECT: The purpose of these proposed amendments is to conform department rules on migrant camps with changes to Sections 381.008, 381.0086 and 381.0087, Florida Statutes. The changes will update and clarify certain rule requirements. The proposed rule amendments will address

definitions, inspections, forms, variances, personal hygiene facilities, food service facilities, beds and bedding, citations, animal health and safety and other matters to protect the health and safety of migrant and seasonal farm workers.

The effects of the changes will be to eliminate conflict between the rule and the underlying statutes and have a rule that is more easily understood by department staff, regulated industry and the general public.

SUBJECT AREA TO BE ADDRESSED: Migrant Labor Camps, Residential Migrant Housing, and Field Sanitation Facilities.

SPECIFIC AUTHORITY: 381.006, 381.0086 FS.

LAW IMPLEMENTED: 381.008, 381.0084, 381.0072, 381.0087 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sharon Saulter, Environmental Specialist III, Bureau of Community Environmental Health, Department of Health, 4052 Bald Cypress Way, BIN A08, Tallahassee, Florida 32399-1712, (850)245-4277

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

**DEPARTMENT OF HEALTH**

**Vital Statistics**

RULE NOS.:	RULE TITLES:
64V-1.001	Delayed Birth Registration Requirements; Fees
64V-1.002	Birth Certificate Amendments; Who May Apply; Fees
64V-1.0031	Birth Certificate Amendments by Adoption
64V-1.0032	Birth Certificate Amendments by Paternity Establishment; Judicial and Administrative Process
64V-1.006	Birth Registration; Evidence Required for Births Occurring Outside of a Facility
64V-1.0061	Death and Fetal Death Registration
64V-1.007	Death and Fetal Death Certificate Amendments; Who May Apply; Fees; Documentary Evidence Requirements
64V-1.008	Delayed Death or Delayed Fetal Death Registration
64V-1.0081	Presumptive Death Registration



- 64V-1.0131 Certifications of Vital Records; Information Required for Release; Applicant Identification Requirements
- 64V-1.014 Fees for Vital Statistics Services Provided by State Registrar
- 64V-1.016 Florida Putative Father Registry
- 64V-1.020 Marriage Reporting
- 64V-1.021 Dissolution of Marriage Reporting

**PURPOSE AND EFFECT:** Purpose of proposed amendments is to update forms used in current processing of vital records registration, amendments thereto and issuance of said records to clarify instructions and provide location of where forms are made available. Incorporating into rule forms used for applying for certifications of marriage or divorce records. Also amending rule to change language to agree with statute governing the acknowledgment of paternity process by removing requirement of notarization of form, addressing form to be used for filing a disestablishment of paternity, amending current rule to include process of amending a record as a result of administrative proceeding to establish paternity and amending language stating photocopy can be ordered in place of computer certificate to include wording, "and is available". Also adding language to allow for electronic creation of birth, death, marriage and dissolution of marriage using a system adopted by the Department of Health and the electronic creation and issuance of a Florida Delayed Birth Certificate and Certificate of Foreign Birth.

**SUBJECT AREA TO BE ADDRESSED:** Delayed birth certificates, birth certificate amendments by correction, adoption, paternity establishment/disestablishment, death and fetal death registration and amendment, presumptive death registration, certifications of vital records, Florida putative father registry and availability of photocopies.

**SPECIFIC AUTHORITY:** 382.003(7)(10)(11), 382.019, 382.0255(1)(3), 382.015(6), 382.016, 382.017, 382.016(1), 382.013, 382.008, 382.019, 382.012, 382.025, 382.0085, 63.054(3)(10)(14) FS.

**LAW IMPLEMENTED:** 382.003(7)(10)(11), 382.019, 63.152, 382.015, 382.016, 382.017, 382.015(2)(3), 742.10, 742.16, 742.18, 409.256(11)(d), 382.013, 382.008, 382.011, 382.012, 382.025, 382.0085, 63.054 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:** June 18, 2007, 10:00 a.m.

**PLACE:** Department of Health, State Office of Vital Statistics, 1217 Pearl St., Boorde Bldg., Rm. 420, Jacksonville, FL 32202 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: Kevin Wright, Sr. Management Analyst Supervisor, Department of Health, State Office of Vital Statistics, P. O. Box 210, Jacksonville, Florida 32231-0042, (904)359-6900, ext. 1004. 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:** Kevin Wright, Sr. Management Analyst Supervisor, Department of Health, State Office of Vital Statistics, P. O. Box 210, Jacksonville, Florida 32231-0042

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

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

**Agency for Persons with Disabilities**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
65G-7.001	Definitions
65G-7.002	Determination of Need for Assistance with Medication Administration; Informed Consent Medication Administration Training Course
65G-7.003	Validation Requirements Medication Administration Procedures
65G-7.004	Medication Errors
65G-7.005	Storage Requirements
65G-7.006	Documentation and Record Keeping
65G-7.007	Off-site Medication Administration

**PURPOSE AND EFFECT:** The purpose of this rule is to develop standards for medication administration by direct service providers.

**SUBJECT AREA TO BE ADDRESSED:** The regulation of standards and procedures for direct service providers in the supervision of or the administration of medications for persons with disabilities.

**SPECIFIC AUTHORITY:** 393.506 FS.

**LAW IMPLEMENTED:** 393.506 FS.

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

**DATE AND TIME:** June 27, 2007, 3:00 p.m.

**PLACE:** 4030 Esplanade Way, Room 301C, 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 4 days before the workshop/meeting by contacting: Summer Lillie, 4030 Esplanade Way, Tallahassee, Florida 32399, (850)921-6236

email: summer\_lillie@apd.state.fl.us If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Lori Kohler, RN Specialist, 4030 Esplanade Way, Tallahassee, Florida 32399, (850)922-9731, email: lori\_kohler@apd.state.fl.us

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

## Section II Proposed Rules

### DEPARTMENT OF STATE

#### Division of Historical Resources

RULE NO.: 1A-33.005  
RULE TITLE: Uses Permitted and Procedures for the Use of the Old Capitol

PURPOSE AND EFFECT: This is a Repeal of Rule 1A-33.005, F.A.C. This Rule is now obsolete because Section 272.135(3), F.S. which gave the Department of State specific authority to promulgate rules for the Old Capitol was repealed. Therefore it is necessary to repeal all of Rule 1A-33.005, F.A.C.

SUMMARY: This is a Repeal of Rule 1A-33.005, F.A.C. This Rule is now obsolete because Section 272.135(3), F.S. which gave the Department of State specific authority to promulgate rules for the Old Capitol was repealed. Therefore it is necessary to repeal all of Rule 1A-33.005, 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: 272.135(3) FS.

LAW IMPLEMENTED: 272.129(1), 272.135(2) FS.

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

DATE AND TIME: Monday, June 25, 2007, 10:00 a.m. EDT.  
PLACE: Suite 100, R. A. Gray Building, 500 S. Bronough Street, Tallahassee, FL

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

agency at least 5 days before the workshop/meeting by contacting: Stephen S. Mathues at the address below. 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: Stephen S. Mathues, Assistant General Counsel, Florida Department of State, R. A. Gray Building, 500 S. Bronough St., Tallahassee, Florida 32399, (850)245-6500

THE FULL TEXT OF THE PROPOSED RULE IS:

1A-33.005 Uses Permitted and Procedures for the Use of the Old Capitol.

Specific Authority 272.135(3) FS. Law Implemented 272.129(1), 272.135(2) FS. History–New 6-13-83, Formerly 1A-33.05, Amended 3-8-87, 2-27-97, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Stephen S. Mathues, Assistant General Counsel  
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: JuDee Pettijohn, Deputy Secretary of State  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 3, 2007

### DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

#### Division of Agricultural Water Policy

RULE NOS.: 5M-6.001, 5M-6.002, 5M-6.003, 5M-6.004, 5M-6.005, 5M-6.006  
RULE TITLES: Purpose, Approved BMPS, Presumption of Compliance, Notice of Intent to Implement, Record Keeping, Previously Submitted Notices of Intent to Implement

PURPOSE AND EFFECT: The purpose of this rule amendment is to expand the geographic extent of this rule statewide and to require nutrient management in Notices of Intent to Implement for growers enrolling in Best Management Practices for Florida Container Nurseries.

SUMMARY: The proposed rule amendment will discuss the procedures for filing a Notice of Intent which will require nutrient management as part of a Best Management Practices implementation schedule for landowners to receive a presumption of compliance with state water quality standards. This rule also provides that records maintained by the applicant are preserved and subject to periodic inspection.

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

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

SPECIFIC AUTHORITY: 403.067(7)(c)2. FS.

LAW IMPLEMENTED: 403.067(7)(c)2. FS.

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

DATE AND TIME: June 28, 2007, 1:00 p.m.

PLACE: Florida Department of Agriculture and Consumer Services, Office of Agricultural Water Policy Conference Room, 1203 Governor's Square Blvd., Suite 200, Tallahassee, Florida 32301

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Bill Bartnick, Environmental Administrator, Office of Agricultural Water Policy, 1203 Governor's Square Boulevard, Suite 200, Tallahassee, Florida 32301, (850)617-1700 or Fax (850)617-1701

THE FULL TEXT OF THE PROPOSED RULES IS:

**BEST MANAGEMENT PRACTICES FOR FLORIDA CONTAINER NURSERIES FLORIDA CONTAINER NURSERY BMP GUIDE**

**5M-6.001 Purpose.**

The purpose of this rule is to effect pollutant reduction through the implementation of non-regulatory and incentive based programs ~~that which~~ may be determined to have minimal individual or cumulative adverse impacts to the water resources of the state.

Specific Authority 403.067(7)(c)2. FS. Law Implemented 403.067(7)(c)2. FS. History–New 5-31-2006, Amended.

**5M-6.002 Approved BMPS.**

The ~~manual document~~ titled *Water Quality/Quantity Best Management Practices for Florida Container Nurseries (Edition 2007) Florida Container Nursery BMP Guide (March 2006)* is hereby incorporated and adopted by reference in this rule for ~~participating nursery the container plant growers statewide within the boundaries of the South Florida Water Management District~~. Copies of the document may be obtained from the University of Florida Cooperative Extension Service county office or from the Florida Department of Agriculture and Consumer Services (FDACS), Office of Agricultural Water Policy, 1203 Governor's Square Blvd., Suite 200, Tallahassee, FL 32301 (850)617-1700.

Specific Authority 403.067(7)(c)2. FS. Law Implemented 403.067(7)(c)2. FS. History–New 5-31-06, Amended.

**5M-6.003 Presumption of Compliance.**

~~In order to obtain the presumption of compliance with state water quality standards and release from the provisions of Section 376.307(5), F.S. for those pollutants addressed by the practices the applicant must:~~

~~(1) Conduct an assessment of the subject properties using the Florida Container Nursery BMP Guide (March 2006) and the Candidate BMP Checklist.~~

~~(2) Submit a Notice of Intent to Implement as outlined in Rule 5M-6.004, F.A.C.~~

~~(3) Implement the non-regulatory and incentive based programs identified as a result of the assessment of the subject properties and listed in the Notice of Intent to Implement.~~

Pursuant to Section 403.067(7)(c)3., F.S., implementation of best management practices (BMPs) which have been verified by the Florida Department of Environmental Protection as effective in reducing target pollutants provides a presumption of compliance with state water quality standards and release from the provisions of Section 376.307(5), F.S., for those target pollutants addressed by the practices. In order to obtain the presumption of compliance and release from Section 376.307(5), F.S., the applicant must: Maintain documentation to verify the implementation and maintenance of the non-regulatory and incentive based programs.

(1) Conduct a comprehensive assessment of the subject properties, as provided in the manual, to determine which BMPS are applicable;

(2) Submit a Notice of Intent to Implement, as outlined in Rule 5M-6.004, F.A.C., that identifies the BMPs applicable to the subject properties;

(3) Implement all applicable BMPs in accordance with the timeline identified in the Notice of Intent to Implement; and,

(4) Maintain documentation to verify the implementation and maintenance of the identified BMPs.

Specific Authority 403.067(7)(c)2. FS. Law Implemented 403.067(7)(c)2. FS. History–New 5-31-06, Amended.

**5M-6.004 Notice of Intent to Implement.**

A Notice of Intent to Implement applicable BMPs best management practices shall be submitted to FDACS, Office of Agricultural Water Policy, 1203 Governor's Square Boulevard, Suite 200, Tallahassee, Florida 32301.

~~(1) Such notice shall identify practices the applicant will implement. The notice shall also include: the name of the property owner; the location of the nursery(s); the property tax ID number(s); a date for implementation; the gross acreage on which each practice will be implemented; the name and contact information of an authorized representative; and the signature of the owner, lease holder, or an authorized agent.~~

~~(2) Once filed with FDACS, the Notice of Intent to Implement shall enable the applicant to apply for assistance with implementation as identified in Section 403.067(7)(c)2., F.S.~~

(1) Such Notice of Intent shall include:

(a) The practices the applicant will implement, which the applicant shall identify as provided in the manual. The identified practices shall include the nutrient management practices listed in the manual that are applicable to the operation covered by the Notice of Intent. These nutrient management practices shall be initiated as soon as practicable after submittal of the Notice of Intent;

(b) The name of the property owner, the location of the property, and the property tax ID number(s) or other property identification information;

(c) A timeline for implementation of each practice identified;

(d) The gross acreage on which each practice will be implemented;

(e) The name and contact information of an authorized representative; and

(f) The signature of the owner, lease holder, or an authorized agent.

(2) Once filed, the Notice of Intent to Implement shall enable the applicant to apply for assistance with implementation.

Specific Authority 403.067(7)(c)2. FS. Law Implemented 403.067(7)(c)2. FS. History–New 5-31-06, Amended \_\_\_\_\_.

**5M-6.005 Record Keeping.**

All participants must preserve sufficient documentation to confirm implementation of the ~~practices non-regulatory and incentive-based programs~~ identified in the Notice of Intent to Implement. All documentation is subject to ~~FDA~~ **FDA**CS inspection.

Specific Authority 403.067(7)(c)2. FS. Law Implemented 403.067(7)(c)2. FS. History–New 5-31-06, Amended \_\_\_\_\_.

**5M-6.006 Previously Submitted Notices of Intent to Implement.**

Nursery growers who have submitted a Notice of Intent to Implement for the Florida Container Nursery BMP Guide (March 2006), and implement and document the identified BMPs and any additional or revised applicable BMPs under this rule, are deemed to meet the requirements of the rule.

Specific Authority 403.067(7)(c)2. FS. Law Implemented 403.067(7)(c)2. FS. History–New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Bill Bartnick, Environmental Administrator, Office of Agricultural Water Policy

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Rich Budell, Director, Office of Agricultural Water Policy

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 16, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 11, 2007

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Housing and Community Development**

RULE NO.: 9B-3.004  
 RULE TITLE: Commission Organization and Operations

PURPOSE, EFFECT AND SUMMARY: To provide for alternate Technical Advisory Committee Members to serve in the absence of the primary member.

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: 553.76(1), 553.77(1)(a) FS.

LAW IMPLEMENTED: 553.74, 553.75 FS.

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

DATE AND TIME: June 26, 2007, 3:30 p.m., or as soon thereafter as the matter comes before the Commission in accordance with its agenda

PLACE: Don Shula’s Hotel, 6842 Main Street, Miami Lakes, Florida 33314

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: Ila Jones, (850)487-1824. 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: Ila Jones, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)487-1824

THE FULL TEXT OF THE PROPOSED RULE IS:

9B-3.004 Commission Organization and Operations.

(1) No change.

(2) The Chairman presides over all Commission meetings, appoints work groups, Program Oversight Committees, Technical Advisory Committees and Ad Hoc Committees, serves as official spokesman for the Commission, and delegates staff and Committee assignments. The Chairman shall review the membership of Program Oversight and Technical Advisory Committees and reappoint or replace members as needed annually.

(3) through (6) No change.

(7) The Chairman may appoint work groups to study issues and present findings and recommendations to the appropriate Committees.

(8) Non-Commissioner members of Committees and work groups may designate an alternate to participate in meetings and vote in their absence.

~~(9)(7)~~ No change.

~~(10)(8)~~ The Commission and all of its Committees will utilize Robert’s Rules of Order to make and approve motions except as provided in subsection (11).

(9) through (16) renumbered; (11) through (18) No change.

Specific Authority 553.76(1), 553.77(1)(a) FS. Law Implemented 553.74, 553.75 FS. History–New 5-15-75, Amended 4-18-78, Formerly 9B-3.04, Amended 9-7-00, 11-20-01,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Ila Jones, Community Program Administrator, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Janice Browning, Director, Division of Housing and Community Development, Department of Community Affairs

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

DATE NOTICES OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 12, 2007 and March 9, 2007

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Housing and Community Development**

RULE NO.: 9B-3.050  
 RULE TITLE: Statewide Amendments to the Florida Building Code

PURPOSE, EFFECT AND SUMMARY: To identify criteria by which the commission evaluates proposed annual amendments to the Florida Building Code and coordinate the annual amendment process with the glitch process added to Chapter 553, F.S.

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: 553.73(3), (6) FS.

LAW IMPLEMENTED: 553.73(3), (6) FS.

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

DATE AND TIME: June 26, 2007, 3:30 p.m., or as soon thereafter as the matter comes before the Commission in accordance with its agenda

PLACE: Don Shula’s Hotel, 6842 Main Street, Miami Lakes, Florida 33314

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: Ila Jones, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100. 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: Ila Jones, Community Program Administrator, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824

THE FULL TEXT OF THE PROPOSED RULE IS:

9B-3.050 Statewide Amendments to the Florida Building Code.

(1) The Florida Building Commission may amend the Florida Building Code once each year for the following purposes ~~The Florida Building Commission may approve technical amendments to the Florida Building Code once each year if it finds that the amendment meets the following criteria:~~

(a) To incorporate its own interpretations of the code which are embodied in its own opinions and declaratory statements ~~Has a reasonable and substantial connection with the health, safety and welfare of the general public.~~

(b) To address emergency issues upon a finding that amendment is necessary to protect the health, safety and welfare of the citizens of Florida ~~Strengthens or improves the Florida Building Code, or in the case of innovation or new technology, will provide equivalent or better products or methods or systems of construction.~~

(c) To adopt new editions and addenda of referenced standards ~~Does not discriminate against materials, products, methods or systems of construction of demonstrated capabilities.~~

(d) To maintain consistency with federal laws and regulations ~~Does not degrade the effectiveness of the Florida Building Code. Furthermore, the Florida Building Commission may approve technical amendments to the code once each year to incorporate its own interpretations of the code which are embodied in its own opinions and declaratory statements.~~

(e) To maintain consistency with state laws and rules.

(f) To maintain coordination with the Florida Fire Prevention Code pursuant to Section 553.73(1)(d) and (3), F.S.

(2) through (9) No change.

Specific Authority 553.73(3), (6) FS. Law Implemented 553.73(3), (6) FS. History–New 11-20-01, Amended 6-8-05, 2-28-06,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Ila Jones, Community Program Administrator, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Janice Browning, Director, Division of Housing and Community Development, Department of Community Affairs

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

DATE NOTICES OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 12, 2007 and March 9, 2007

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Housing and Community Development**

RULE CHAPTER NO.: 9B-7  
RULE CHAPTER TITLE: Florida Building Commission – Handicapped Accessibility Standards

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

PURPOSE, EFFECT AND SUMMARY: The Florida Building Commission’s Advisory Committee has identified the referenced topics as in need of updating or correction. This rule amendment will address those limited issues and update the form adopted for submission of a waiver request, address accessible parking within the Accessibility Code for Building Construction, and make a correction pertaining to ramp width within the Code.

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

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

SPECIFIC AUTHORITY: 553.512(1) FS.

LAW IMPLEMENTED: 553.512(1) FS.

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

DATE AND TIME: June 26, 2007, 3:30 p.m., or as soon thereafter as the matter comes before the Commission in accordance with its agenda

PLACE: Don Shula’s Hotel, 6842 Main Street, Miami Lakes, Florida 33314

Any person requiring special accommodations at the hearing because of a disability or physical impairment should contact: Ila Jones, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)487-1824, at least seven days before the date of the workshop. If you are hearing or speech impaired, please contact the Department of

Community Affairs using the Florida Dual Party Relay System, which can be reached at 1(800)955-8770 (voice) or 1(800)955-9771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Ila Jones, Community Program Administrator, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824

THE FULL TEXT OF THE PROPOSED RULE IS:

9B-7.0042 Florida Accessibility Code for Building Construction.

The 1997 Florida Accessibility Code for Building Construction (the Code) is adopted by reference as the rule of this Commission, effective October 1, 1997. The 2001 and 2004 revisions to the Code are herein incorporated into this rule by reference and shall take effect on the effective date of this rule. Copies of the Code and the 2001-2004 revisions are available by writing to the Codes and Standards Section, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

Section 11-4.6.4 is amended: Each such accessible parking space must be prominently outlined with blue paint, and must be repainted, when as necessary, to be clearly distinguishable as a parking space designated for persons who have disabilities and must be posted with a permanent above grade sign of a color and design approved by the Department of Transportation which is placed on or at a distance of 84 inches above the ground to the bottom of the sign and which bears bearing the international symbol of accessibility, ADAAG s. 4.30.7 meeting the requirements of color and design approved by the Department of Transportation, Section 11-4.30.7 and the caption “PARKING BY DISABLED PERMIT ONLY”. Such sign erected after October 1, 1996 must indicate the penalty for illegal use of the space.

Section 11-4.7.3 is amended: Width. The minimum width of a curb ramp shall be 36 inches (915 mm), exclusive of flared side.

~~Exception. Curb ramps that are a part of a required means of egress shall be not less than 44 inches (1118 mm) wide.~~

Specific Authority 553.503 FS. Law Implemented 553.503 FS. History–New 9-14-97, Amended 10-31-99, 1-20-02,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Ila Jones, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)487-1824

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Janice Browning, Director, Division of Housing and Community Development, Department of Community Affairs

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

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

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Housing and Community Development**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
9B-72.010	Definitions
9B-72.070	Product Evaluation and Quality Assurance for State Approval
9B-72.080	Product Validation by Approved Validation Entity for State Approval
9B-72.100	Approval of Product Evaluation Entities, Product Validation Entities, Testing Laboratories, Certification Agencies, Quality Assurance Agencies and Accreditation Bodies
9B-72.130	Forms

**PURPOSE, EFFECT AND SUMMARY:** To review the rule in light of legislative change, experience with the system, and the efforts of the Product Approval Validation Workgroup.

**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:** 553.842(1), (5)-(7), (14) FS.

**LAW IMPLEMENTED:** 553.842(1), (5)-(7), (8), (14) FS.

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

**DATE AND TIME:** June 26, 2007, 3:30 p.m., or as soon thereafter as the matter comes before the Commission in accordance with its agenda

**PLACE:** Don Shula’s Hotel, 6842 Main Street, Miami Lakes, Florida 33314

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: Mo Madani, Planning Manager, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824. 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:** Mo Madani, Planning Manager, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824

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

- 9B-72.010 Definitions.
  - (1) through (30) No change.
  - (31) Subcategory of product or construction system means a specific functionality:
    - (a) through (d) No change.
    - (e) For shutters: accordion, Bahama, storm panels, fabric storm panel, colonial, roll-up, pre-engineered equipment, protection, and products introduced as a result of new technology;
    - (f) through (g) No change.
    - (32) through (35) No change.

Specific Authority 553.842(1) FS. Law Implemented 553.842(1) FS. History–New 5-5-02, Amended 9-4-03, 11-22-06,\_\_\_\_\_.

9B-72.070 Product Evaluation and Quality Assurance for State Approval.

- (1)(a) through (f) No change.
- (g) Products required to demonstrate compliance using referenced testing standard(s) and also requiring rational analysis that falls outside the scope of the agency certificate designating product certification, must demonstrate compliance using an evaluation report from an approved evaluation entity.

- (2) through (3) No change.
- (4)(a) through (d) No change.
- (e) Installation requirements. Installation instructions including attachments shall be developed by an evaluation entity, test lab or by the manufacturer’s licensed design professional. Exception: Installation instructions for windows including attachment, at minimum shall include the following:
  1. Type, and grade of anchor, and/or manufacturer’s anchor specifications, including minimum nominal size, minimum penetration into substrate and minimum edge distances;
  2. Type, physical dimensions, material and grade of any accessory item or strap, if applicable;
  3. Spacing of anchors, shims, accessory items and straps; and
  4. Illustrated diagrams of the attachment of the product structure.

- (f) through (h) No change.
- (5)(a) through (d) No change.
- (e) Installation requirements. Exception: Installation instructions for windows including attachment at minimum shall include the following:

1. Type, and grade of anchor, and/or manufacturer’s anchor specifications, including minimum nominal size, minimum penetration into substrate and minimum edge distances;
2. Type, physical dimensions, material and grade of any accessory item or strap, if applicable;

3. Spacing of anchors, shims, accessory items and straps; and

4. Illustrated diagrams of the attachment of the product structure.

- (f) No change.
- (6) through (7) No change.

Specific Authority 553.842(1) FS. Law Implemented 553.842(6) FS. History—New 5-5-02, Amended 9-4-03, 11-22-06,\_\_\_\_\_.

9B-72.080 Product Validation by Approved Validation Entity for State Approval.

(1) Administrative Validation: Validation of compliance with the Code using a certification mark or listing from an approved certification agency, an evaluation report from an approved product evaluation entity, and an evaluation report from a Florida Registered Architect or licensed Florida Professional Engineer shall be performed by an approved validation entities through the following steps:

(a)(4) Verification that the certification, testing, evaluation and quality assurance requirements established by Rule 9B-72.070, F.A.C., are met and that all documentation is in order.

(b)(2) Validation of the method of compliance using the validation checklist in subsection 9B-72.130(3), F.A.C. Signed and sealed hard copy of the Validation Checklist must be provided to the Program System Administrator when the validation entity is a Florida Registered Architect or licensed Professional Engineer.

(c)(3) Certification to the Commission that the documentation submitted for the product indicates the product complies with the Code.

(d)(4) Products listed by approved certification agencies as complying with standards, that do not include rational analysis, established by the Code shall be approved by the Commission upon validation using Administrative Validation absent compliance with this section.

(2) Technical Validation.

(a) Technical Validation of an Evaluation Report: Validation of compliance with the Code using an evaluation report from an approved evaluation entity that is not an independent third-party from the manufacturer shall be performed by an approved validation entity using the validation steps of the Administrative Validation and the following steps:

1. Determination that the evaluator has complied with acceptable standards of engineering principles.

2. Engineering verification that the evaluation complies with the Code.

3. Copy of the application complying with all aspects of Chapter 61G15-36, F.A.C., must be filed with the Commission.

(b) Technical Validation of a Test Report: Validation of compliance with the Code using a test report from an approved test lab shall be performed by an approved validation entity using the validation steps of the Administrative Validation and the following steps:

1. Verify that the reported data demonstrates compliance with the Florida Building Code, and

2. Verify that the correct test was performed.

(c) Technical Validation of a Installation Instructions including attachments: Installation instructions including attachments developed by an entity that is not an independent third-party from the manufacturer shall be performed by an approved validation entity using the validation steps 1 through 3 of item 2(a) above.

Exception: Technical validation is not required if the installation instruction including attachments are verified by the product certification agency or the product evaluation entity.

(3) Approved Validation entities must retain all documentation of the product applications (test reports, calculations, samples, etc.) as required by Florida statutes or as long as the products are approved, based on their validation, whichever is longer.

Specific Authority 553.842(1) FS. Law Implemented 553.842(1) FS. History—New 5-5-02, Amended 11-22-06,\_\_\_\_\_.

9B-72.100 Approval of Product Evaluation Entities, Product Validation Entities, Testing Laboratories, Certification Agencies, Quality Assurance Agencies and Accreditation Bodies.

- (1) No change.
- (2) Approved Validation Entities.

(a) An entity shall be approved by the Commission as a validation entity if it is a Commission approved evaluation entity, ~~testing laboratory~~ or certification agency, and it certifies to the Commission compliance with standards established by the Code or intent of the Code. Architects and engineers licensed in this State are also approved to conduct validation for the state approval. Testing Laboratories are not allowed to conduct validations. Validation by an approved testing laboratory acting as a validation entity shall be limited to the scope for which they are accredited.

- (b) through (c) No change.
- (3) through (6) No change.

Specific Authority 553.842(9) FS. Law Implemented 553.842(9) FS. History—New 5-5-02, Amended 9-4-03, 11-22-06,\_\_\_\_\_.

9B-72.130 Forms.

(1) through (2) No change.

(3) Validation Checklist for State Approval, Form No. 9B-72.130(3), updated January 15, 2007 ~~September 4, 2003~~ (electronic version).



Specific Authority 553.842(1) FS. Law Implemented 553.842(1) FS. History—New 5-5-02, Amended 9-4-03, 11-22-06,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Mo Madani, Planning Manager, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Janice Browning, Director, Division of Housing and Community Development, Department of Community Affairs

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

DATE NOTICES OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 12, 2007 and 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."

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

RULE NOS.:	RULE TITLES:
18-2.017	Definitions
18-2.018	Policies, Standards, and Criteria for Evaluating, Approving or Denying Requests to Use Uplands
18-2.021	Land Management Planning and Land Use Evaluation Procedures of the Acquisition and Restoration Council

PURPOSE AND EFFECT: To provide a procedure and requirements for land managers to use to prepare land management plans and for the Acquisition and Restoration Council to use to review such plans; and to update the name of the Council and update statutory references.

SUMMARY: This rule amendment provides procedures and requirements for preparing and reviewing management plans; updates the name of the Council; and updates statutory references.

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: 253.034(1), 259.035(1)(f) FS.

LAW IMPLEMENTED: 253.034, 259.032, 259.035 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: June 29, 2007, 1:00 p.m. EDT

PLACE: Department of Environmental Protection, Conference Room A, Marjory Stoneman Douglas Building, 3900 Commonwealth 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 48 hours before the workshop/meeting by contacting: Greg Brock, D.E.P., Office of Environmental Services, Division of State Lands, 3900 Commonwealth Blvd., MS 140, Tallahassee FL 32399-3000, (850)245-2784, [greg.brock@dep.state.fl.us](mailto:greg.brock@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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Greg Brock, above

THE FULL TEXT OF THE PROPOSED RULES IS:

18-2.017 Definitions.

When used in this rule chapter, the following shall ~~mean have the indicated meaning unless the context clearly indicates otherwise:~~

(1) through (10) No change.

~~(11) "C.A.R.L." means conservation and Recreation Lands, as specified in Section 259.032, F.S.~~

(11) "Conservation lands" means lands titled in the name of the board that are currently managed for conservation, outdoor resource-based recreation, or archaeological or historic preservation. All lands acquired by the state prior to July 1, 1999, using proceeds from a land acquisition program to protect natural, cultural or resource-based recreational resources, which lands are within original project boundaries or identified as core parcels, shall be deemed to have been acquired for conservation purposes. For any lands purchased by the state on or after July 1, 1999, a determination has been or shall be made by the board prior to acquisition as to those parcels that shall be designated as having been acquired for conservation purposes. Lands associated with correction and detention facilities, military installations and state university system that possess significant natural or historical resources and that are specifically managed for conservation, outdoor resource-based recreation, or archaeological or historic preservation also shall be deemed to be conservation lands.

(12) through (16) No change.

~~(17) "Council" means the Acquisition and Restoration Land Management Advisory Council as defined in pursuant to Section 259.035 253.022, F.S.~~

(18) through (22) No change.

~~(23) “E.E.L.” means Environmentally Endangered Lands, as specified in Chapter 259, F.S.~~

(24) through (28) renumbered (23) through (27) No change.

(28) “Land acquisition program” means a state program established to acquire land or interests therein for a particular purpose; for example to protect natural, cultural or resource-based recreational resources, such as: Conservation and Recreation Lands, as specified in Section 259.032, F.S.; Environmentally Endangered Lands as established under the Land Conservation Act of 1972; Florida Forever, as specified in Section 259.105, F.S.; Florida Preservation 2000, as specified in Section 259.101, F.S.; Land Acquisition Trust Fund, as specified in Ch. 375, F.S.; Land and Water Conservation Fund as established under the federal Land and Water Conservation Act of 1965; Outdoor Recreation Lands as established under the Outdoor Recreation and Conservation Act of 1963; or Save Our Coast as established by the Governor and Cabinet by official agency action on November 3, 1981.

~~(29) “L.A.T.F.” means the Land Acquisition Trust Fund as specified in Chapter 375, F.S.~~

(30) through (32) renumbered (29) through (31) No change.

~~(33) “L.W.C.F.” means the Land and Water Conservation Fund established under the federal Land and Water Conservation Act of 1965.~~

(34) through (39) renumbered (32) through (37) No change.

(38) “Nonconservation lands” means lands acquired for uses other than conservation, outdoor resource-based recreation, or archaeological or historic preservation; such as: correction and detention facilities, military installations and facilities, state office buildings, maintenance yards, state university or state community college campuses, agricultural field stations or offices, tower sites, law enforcement and license facilities, laboratories, hospitals, clinics, and other sites that possess no significant natural or historical resources, and lands that were acquired solely to facilitate the acquisition of other conservation lands as identified by the board when it approved the acquisition.

(40) through (54) renumbered (39) through (53) No change.

~~(55) “S.O.C.” means Save Our Coast, as specified in Chapter 375, F.S.~~

(56) through (58) renumbered (54) through (56) No change.

~~(57)(59) “State Lands Management Plan” means the Conceptual State Lands Management Plan adopted by the Board on March 17, 1981 and as amended by the Board on July 7, 1981 and March 15, 1983 any subsequent revisions which shall be approved by the Trustees.~~

(60) through (65) renumbered (58) through (63) No change.

Specific Authority 253.03, 259.035 FS. Law Implemented 253.03, 253.034, 259.035, 259.101, 259.105 FS. History–New 6-4-96, Amended \_\_\_\_\_.

18-2.018 Policies, Standards, and Criteria for Evaluating, Approving or Denying Requests to Use Uplands. Applications to use Trustees-owned uplands and decisions to approve or reject such applications will be based on all of the following:

(1) through (2) No change.

(3) Standards and Criteria.

The following standards and criteria must be met for approval of the following described authorizations to use state-owned uplands.

(a) Leases and Subleases.

1. through 4. No change.

5. Lessees and sublessees shall be responsible for preparing either a management plan or an operational report as follows:

a. No change.

b. All other lessees except agriculture, grazing and oil and gas lessees shall prepare a site-specific operational report which shall be prepared and submitted to the division by lessee within a year of lease execution or other dates as designated in the lease. The operational report shall include the following:

I. through III. No change.

IV. The land acquisition program (e.g., C.A.R.L., E.E.L., L.A.T.F.), if any, under which the property was acquired;

V. through XIII. No change.

c. through d. No change.

6. Additional specific criteria for subleases are as follows:

a. No change.

b. Subleases of conservation lands which are 160 acres or greater in size shall be reviewed by the Council.

7. through 8. No change.

(b) through (f) No change.

Specific Authority 253.03(7)(a) FS. Law Implemented 253.001, 253.02, 253.03, 253.034, 253.04, 253.111, 253.115, 253.42-44, 253.47, 253.51-.61, 253.62, 253.77, 253.82, 259.035, 270.07, 270.08, 270.11 FS. History–New 6-4-96, Amended 4-17-02, \_\_\_\_\_.

18-2.021 Land Management Planning and Land Use Evaluation Procedures of the Acquisition and Restoration Advisory Council.

(1) The Council shall hold periodic meetings at the request of the chair. The meetings shall be recorded electronically and such records shall be preserved pursuant to Chapters 119 and 267, F.S. Land Management Advisory Council Composition and Procedures.

~~(a) The council shall be composed of the following persons or their designees:~~

~~1. The Commissioner of the Department of Agriculture and Consumer Services;~~

2. The Secretary of State;
3. ~~The Executive Director of the Game and Fresh Water Fish Commission;~~
4. ~~The Secretary of the Department of Environmental Regulation;~~
5. ~~The Secretary of the Department of Corrections;~~
6. ~~The Commissioner of the Department of Education;~~
7. ~~The Secretary of the Department of Community Affairs;~~
8. ~~One individual chosen by the Secretary of the Department of Environmental Protection.~~

(b) ~~The Chairmanship of the council shall rotate annually on October 1 of each year in the order listed above as set forth in Section 253.034, F.S.~~

(c) ~~The committee shall hold periodic meetings at the request of the chairman. The meetings shall be recorded electronically and such records shall be preserved pursuant to Chapters 119 and 267, F.S.~~

(2) ~~Land Management Advisory Council Responsibilities and Procedures.~~

(a) No change.

(b) The procedures of the council shall include:

1. through 2. No change.

3. A recommendation by the Council to the Board on management plans; and subleases shall be by majority vote of those present, while a recommendation to the Board to and surplus conservation lands, including land exchanges, designations by the council shall be by the concurrence of at least six (6) four (4) members.

4. No change.

(3) No change.

(4) Management Plans. Plans submitted to the ~~D~~ivision for ~~C~~ouncil review under the requirements of Sections 253.034 and 259.032, F.S., shall should contain, where applicable to the management of resources, the following:

(a) through (d) No change.

(e) The land acquisition program (e.g., C. A. R. L., E. E. L., ~~Save Our Coast~~), if any, under which the property was acquired.

(f) The designated single use or multiple use management for the property, including other managing agencies and private land managers, if any, that could facilitate the restoration or management of the land.

(g) through (h) No change.

(i) The location and description of known and reasonably identifiable renewable and non-renewable resources of the property including, but not limited to, the following:

1. through 2. No change.

3. Water resources including the water quality classification for each water body and the identification of any such water body that is designated as an Outstanding Florida Water under Rule 62-302.700, F.A.C. waters;

4. through 10. No change.

(j) A description of actions the agency plans; to take to locate and identify unknown resources such as surveys of unknown archaeological and historical resources.

(k) through (m) No change.

(n) For managed areas larger than 1,000 acres, an analysis of the multiple-use potential of the property. Such analysis shall include: A description of alternative or multiple uses of the property considered by the managing agency and an explanation of why such uses were not adopted.

1. The potential of the property to generate revenues to enhance the management of the property provided that no lease, easement, or license for such revenue-generating use shall be entered into if the granting of such lease, easement, or license would adversely affect the tax exemption of the interest on any revenue bonds issued to fund the acquisition of the affected lands from gross income for federal income tax purposes, pursuant to Internal Revenue Service regulations; and

2. If the lead management agency determines that timber resource management is not in conflict with the primary management objectives of the managed area, a component or section, prepared by a qualified professional forester, that assesses the feasibility of managing timber resources pursuant to Section 253.036, F.S.

(o) A detailed assessment of the impact of planned uses on the renewable and non-renewable resources of the property, including soil and water resources, and a detailed description of the specific actions that will be taken to protect, enhance and conserve these resources and to mitigate damage caused by such uses, including a description of how the manager plans to control and prevent soil erosion and soil or water contamination.

(p) A description of management needs and problems for the property, including:

1. Key management activities necessary to conserve and protect natural, historical and archaeological resources; to restore habitat; to control the spread of nonnative plants and animals; and to implement prescribed fire management; and other resource management activities that would enhance the natural, historical and archaeological resource values or public recreation value for which the lands were acquired;

2. A priority schedule for conducting key management activities and the other management activities, as identified in subparagraph 1., above; and

3. A cost estimate for conducting key management activities and the other management activities as identified in subparagraph 1., above, including recommendations for cost-effective methods of accomplishing those activities.

(q) through (r) No change.

(s) A finding regarding whether each planned use complies with the State Lands Management Plan ~~adopted by the Trustees on March 17, 1981, and incorporated herein by reference,~~ particularly whether such uses represent "balanced



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: 259.035(1)(f) FS.

LAW IMPLEMENTED: 259.035 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: June 29, 2007, 1:00 p.m. EDT

PLACE: Conference Room A, Marjory Stoneman Douglas Building, 3900 Commonwealth 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 48 hours before the workshop/meeting by contacting: Greg Brock, D.E.P., 3900 Commonwealth Blvd., Mail Station 140, Tallahassee, FL 32399-3000, (850)245-2784, greg.brock@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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Greg Brock at the address or phone above

THE FULL TEXT OF THE PROPOSED RULE IS:

18-24.005 Full Review of Project Proposals.

(1) through (4) No change.

(5) By majority vote, the Council will may direct staff to prepare, revise, or update a project boundary for a project already on the approved list. Landowners who wish to have their property removed from an approved project boundary shall submit by certified mail a letter identifying such property to be removed to the following address: Florida Forever Program, Office of Environmental Services, Mail Station 140, State of Florida Department of Environmental Protection, 3900 Commonwealth Boulevard, Tallahassee, FL 32399-3000. All other proposals to amend the boundary for a project already on the approved list will be considered by the Council, at its next regularly scheduled meeting, if the following conditions are met: Modifications to the project boundary must be justified in writing and include an assessment of the resources.

(a) Each proposed modification to the project boundary must include an assessment of the proposed modification. The assessment for proposals to add property to an existing project boundary shall include the following:

1. A complete application that includes all items of information as required in subsection 18-24.003(3), F.A.C., and this section; and

2. If fee simple acquisition is proposed, a letter from the proposed managing agency indicating the agency's willingness to manage the property and describing the proposed addition's relative importance to management of the existing project or to the protection of its significant resources; or

3. If less-than-fee acquisition is proposed, a brief description of any known activities or property rights proposed to be acquired by the state and those proposed to be retained by the landowner.

(b) The Council shall consider a proposed boundary addition only if the applicant provides a complete application as required in paragraph (a), and only if one or more of the following criteria is met:

1. The county property appraiser's tax valuation for all parcels of the proposed addition total less than \$5 million;

2. The proposed addition meets the criteria for emergency acquisitions pursuant to Section 253.027 or Section 259.041(15), F.S.;

3. The acreage of proposed addition is less than 10% of the size of the existing project boundary, including areas previously acquired, and is less than 1,000 acres;

4. The property was previously on an acquisition list developed under Chapter 259, F.S.;

5. The property was previously managed by a state agency; or

6. The Council chair receives written requests to consider a proposed boundary modification from two or more Council members.

(c) Each application to add property to an existing project boundary shall, within 30 days of receipt, be reviewed by staff to verify sufficiency of information in accordance with this subsection. Applicants who submit incomplete applications shall be notified of each deficiency, and shall have 30 days from the date of the deficiency letter within which to submit the missing information. If the missing information is not received by the deadline, the boundary amendment application will be denied and returned to the applicant.

(d) Proposals not meeting at least one of the criteria in paragraph (b) shall not be considered by the Council as a boundary modification, but may be submitted by the applicant as a Florida Forever project proposal pursuant to Rule 18-24.003, F.A.C.

(e) For a proposed boundary modification that exceeds 5,000 acres in size, staff shall prepare an amended project evaluation report in accordance with the provisions of subsection 18-24.005(2), F.A.C., unless the Council chair receives from four or more Council members written requests to consider a proposed boundary modification without a site visit by staff.

(f) An affirmative vote of at least five Council members shall be required to add property to an existing project, while a majority vote of members present shall be required to remove property from an existing project.

(g) Parcels of land qualifying as de minimis lands, as defined in paragraph 18-24.001(2)(f), F.A.C., shall be exempt from the provisions of this section.

Specific Authority 259.035(1), 259.035(4), 259.105(9), 259.105(18) FS. Law Implemented 259.0345, 259.035, 259.04, 259.041, 259.045, 259.07, 259.105 FS. History--New 7-17-01, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Greg Brock

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Trustees of the Internal Improvement Trust Fund

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 17, 2007

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

**DEPARTMENT OF CORRECTIONS**

RULE NO.: 33-208.003  
RULE TITLE: Range of Disciplinary Actions

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to include the offense of not reporting for duty when instructed to do so in time of emergency or potential emergency and impose a range of penalties to include written reprimand, up to 30 days of suspension or dismissal and correct the range of penalties for the second and third occurrences for offenses 1 through 11.

SUMMARY: Amends the rule to include the offense of not reporting for duty when instructed to do so in time of emergency or potential emergency and impose a range of penalties to include written reprimand, up to 30 days of suspension or dismissal and corrects the range of penalties for the second and third occurrences for offenses 1 through 11.

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, 944.14, 944.35, 944.36, 944.37, 944.38, 944.39, 944.47 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:

33-208.003 Range of Disciplinary Actions.

Violations of the foregoing Rules of Conduct as well as other departmental, and institutional policies will result in disciplinary actions, which may be by oral reprimand, written reprimand, reassignment, transfer in excess of 50 miles, suspension, reduction in pay, demotion or dismissal.

Any employee who feels that unjust disciplinary action such as an oral or written reprimand has been given, has the right to submit a grievance as established by the grievance procedures of the Department of Corrections. For disciplinary actions involving reassignment, transfer in excess of 50 miles, suspension, reduction in pay, demotion, or dismissal, permanent Career Service employees have the right to appeal to the Career Service Commission. Violation of more than one rule shall be considered in the application of discipline and may result in greater discipline than specified for one offense alone.

Any questions regarding these rules and personnel procedures should be referred to the employee's circuit administrator, warden or Personnel Manager.

The preceding section titled Rules of Conduct and the following list of offenses and work deficiencies with their ranges of disciplinary actions will be used by this Department in administering an effective disciplinary program.

THE SEVERITY OF PENALTIES MAY VARY DEPENDING UPON THE FREQUENCY AND NATURE OF A PARTICULAR OFFENSE AND THE CIRCUMSTANCES SURROUNDING EACH CASE. WHILE THE FOLLOWING GUIDELINES ARE NOT A SUBSTITUTE FOR IMPARTIAL SUPERVISION AND EFFECTIVE MANAGEMENT, AND DO NOT SET ABSOLUTE MINIMUM AND MAXIMUM PENALTIES, IT IS EXPECTED THAT ALL SUPERVISORS WILL CONSIDER THEM IN REACHING DISCIPLINARY DECISIONS.

Offense or Deficiency	First Occurrence	Second Occurrence	Third Occurrence	Fourth Occurrence
(1) Gambling	Oral or Written Reprimand	Written Reprimand or up to 30 days Suspension	Up to 30 days Suspension	Dismissal

	10 days Suspension	or Dismissal	or <u>Dismissal</u>	
(2) Horseplay or Fighting	Same	Same	Same	Same
(3) Loafing	Same	Same	Same	Same
(4) Tardiness (With a 2-month period)	Same	Same	Same	Same
(5) Excessive Absenteeism	Same	Same	Same	Same
(6) Malicious Use of Profane or Abusive Language Toward Inmates, Visitors, or Persons Under Supervision	Same	Same	Same	Same
(7) Absence Without Authorized Leave	Same	Same	Same	Same
(8) Unauthorized Distribution of Written or Printed Material of any Description	Same	Same	Same	Same
(9) Unauthorized Solicitations or Sales on DC Premises or While on Duty	Same	Same	Same	Same
(10) Substandard Quality and/or Quantity of Work	Same	Same	Same	Same
(11) Reporting to Work Improperly Dressed for Job Assignment	Same	Same	Same	Same
(12) Sleeping on Job	Written Reprimand, up to 30 days Suspension or Dismissal	Dismissal		
(13) Negligence	Same	Same		
(14) Revealing Confidential Information in DC records to unauthorized person	Same	Same		
(15) Possession of an Unauthorized Intoxicant, Narcotic, Barbiturate, Hallucinogenic drug, Central nervous system stimulant, Weapon or Firearm on DC Property	Same	Same		
(16*) Reporting to Work under the Influence of an Intoxicant, Narcotic, Barbiturate, Hallucinogenic drug, or Central nervous system stimulant	Same	Same		
(17*) Drinking an Intoxicant or using a Narcotic, Barbiturate, Hallucinogenic drug, or Central nervous system stimulant on the job	Same	Same		

\*The Governor and Cabinet by Resolution adopted July 17, 1973, have established the State Policy on Alcoholism which recognized alcoholism as treatable illness, a medical and public health problem and an employment problem. When an employee drinks to the extent that it affects his or her work performance, the employee is a problem drinker. As with any health liability, alcoholism is of serious concern to the employee and employer alike. Therefore, it is the policy of this

state to recognize alcoholism as a disease. The Career Service Personnel Rules and Regulations (Rule 60K-4.010, F.A.C.) requires that a dismissal action taken against an employee for habitual drunkenness shall be in accordance with the State Policy on Alcoholism as adopted by the Administration Commission and the guidelines issued by the Secretary of Administration.

(18) Failure to maintain direct (sight) supervision of assigned medium, close or maximum custody inmates while outside the institution security perimeter	Written Reprimand, up to 30 days of Suspension or Dismissal	Dismissal
(19) Leaving the Assigned Work Station without Authorization	Same	Same
(20) Use of Corporal Punishment, Verbal or Physical Abuse of an Inmate	Same	Same
(21) Falsification of Forms or Records	Same	Same
(22) Conduct Unbecoming a Public Employee	Same	Same
(23) Stealing DC Property, Property of an Inmate Visitor or Employee	Same	Same
(24) Willful Violation of Rules, Regulations, Directives or Policy Statements	Same	Same
(25) Unauthorized Use of DC Equipment or Property	Same	Same
(26) Insubordination	Same	Same
(27) Destruction or Abuse of DC Property or Equipment	Same	Same
(28) Destruction of Evidence or Giving False Testimony	Written Reprimand, up to 30 days Suspension or Dismissal	Dismissal
(29) Unlawfully Obtaining Money from or on behalf of an Inmate or Person under Supervision	Same	Same
(30) Failure to Report and Turn in Without Delay all Property Found, Seized, or Taken Officially	Same	Same
(31) Failure to Submit to a Required Physical Exam	Same	Same
(32) Failure to follow Oral or Written Instructions	Same	Same
(33) Abuse of Sick Leave Privileges	Same	Same
(34) Careless or Unsafe Handling of Firearms or Other Weapons	Same	Same
(35) Cowardice	Same	Same
<u>(36) Failure to report for duty when instructed to do so in time of emergency or potential emergency</u>	<u>Same</u>	<u>Same</u>



Specific Authority ~~20.315, 944.09, 945.21~~ FS. Law Implemented 944.09, 944.14, ~~944.34~~, 944.35, 944.36, 944.37, 944.38, 944.39, 944.47, ~~945.14, 945.15, 945.21~~ FS. History—New 10-8-76, Formerly 33-4.03, Amended 1-30-96, Formerly 33-4.003, Amended

NAME OF PERSON ORIGINATING PROPOSED RULE: Ralph Kiessig, Deputy Director of Administration  
 NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Laura Bedard, Ph.D., Deputy Secretary of Department of Corrections  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 21, 2007  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 27, 2007

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Pilot Commissioners**

RULE NO.: 61G14-11.007  
 RULE TITLE: Documents Issued  
 PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify language concerning deputy pilot training.  
 SUMMARY: Language to clarify deputy pilot training will be added to the rule.  
 SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated Regulatory Cost was prepared.  
 Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 310.185 FS., Chapter 94-119, Laws of Florida.  
 LAW IMPLEMENTED: 310.071(3) FS., Chapter 94-119, Laws of Florida.  
 IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.  
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robyn Barineau, Executive Director, Board of Pilot Commissioners, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G14-11.007 Documents Issued.

(1) Each State Pilot shall be issued a license. Each deputy pilot shall be issued a certificate. All licenses and certificates are valid for not more than two years and must be renewed by January 31 of each odd numbered year; provided, that the initial certificate issued to a deputy pilot shall be valid for a

period of twelve months and at the end of this period it shall automatically expire and not be replaced by the Department until:

(a) The pilots with whom the deputy pilot has been training ~~have~~ thoroughly evaluated all aspects of his/her performance and make a recommendation to the Board regarding whether or not the deputy pilot should continue in the approved training program, if they find him satisfactory in all respects to continue on in the approved training program, so recommend to the Board; and

(b) The Board, after careful consideration of the recommendation of the pilots with whom the deputy pilot has ~~been training~~ trained, has recommends to the Department that another certificate be issued to the ~~d~~Deputy pilot to allow him/her to continue training. This recommendation shall not be made before the ~~d~~Deputy pilot has completed at least six months of the approved training program ~~plan~~ and shall be made so as to be received and considered by the Board prior to the expiration of the twelve month period or at the first regularly scheduled Board meeting thereafter.

(2) Upon receipt of a positive ~~this~~ recommendation for the deputy pilot to continue in the approved training program from the Board, the Department shall issue to the ~~d~~Deputy pilot so recommended a certificate to replace the 12 month certificate which shall ~~will~~ expire on January 31 of the next odd numbered year. The certificate may be renewed only two (2) times. Each renewal certificate shall be valid for one (1) biennium.

Specific Authority 310.185 FS., Chapter 94-119, Laws of Florida. Law Implemented 310.071(3) FS., Chapter 94-119, Laws of Florida. History—New 2-25-91, Formerly 21SS-6.007, 21SS-11.007, Amended 9-27-94, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Pilot Commissioners  
 NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Pilot Commissioners  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 4, 2007  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 9, 2007

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.: 64B8-31.0051  
 RULE TITLE: Disclosure of Licensure Status  
 PURPOSE AND EFFECT: The Board proposes the development of a rule to address appropriate disclosure of licensure status to patients.

SUMMARY: The proposed rule sets forth the criteria for appropriate disclosure of an anesthesia assistant's licensure status to patients.

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

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

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

LAW IMPLEMENTED: 456.072(1)(t) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-31.0051 Disclosure of Licensure Status.

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

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

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

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

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

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

Specific Authority 458.3475, 456.072(1)(t) FS. Law Implemented 456.072(1)(t) FS. History—New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Anesthesiologist Assistant Committee

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

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 30, 2007

**DEPARTMENT OF HEALTH**

**Board of Osteopathic Medicine**

RULE NO.: RULE TITLE:

64B15-7.013 Disclosure of Licensure Status

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

SUMMARY: The proposed new rule sets forth the criteria for appropriate disclosure of an anesthesia assistant's licensure status to patients.

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

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

SPECIFIC AUTHORITY: 456.072(1)(t), 459.023 FS.

LAW IMPLEMENTED: 456.072(1)(t) FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

64B15-7.013 Disclosure of Licensure Status.

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

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

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

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

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

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

Specific Authority 459.023, 456.072(1)(t) FS. Law Implemented 456.072(1)(t) FS. History—New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Anesthesiologist Assistant Committee

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 17, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 30, 2007

**DEPARTMENT OF HEALTH**

**Division of Environmental Health**

RULE NOS.:	RULE TITLES:
64E-5.101	Definitions
64E-5.204	Types of Licenses
64E-5.210	Special Requirements for a Specific License to Manufacture, Assemble, Repair or Distribute Commodities, Products or Devices Which Contain Radioactive Material
64E-5.502	General Requirements
64E-5.504	Fluoroscopic X-Ray Systems
64E-5.506	Intraoral Dental Radiographic Systems
64E-5.511	Registration of Radiation Machines
64E-5.1003	Monitoring Fees
64E-5.1508	Inspection of Low-Level Radioactive Waste Shipments

PURPOSE AND EFFECT: The purpose of this proposed rule making is to update department rules regarding the use of x-rays in the healing arts; to establish provisions for the use of hand-held dental x-ray units; to correct the numbering of Rule 64E-5.210, F.A.C.; and to update fees for environmental monitoring, inspections of low-level radioactive waste transportation shipments, and radioactive materials licenses. The effect will be to allow for the use of hand-held dental x-ray units; to clarify the requirements of x-ray use in the healing arts; and to cover the department’s operational costs.

SUMMARY: This rulemaking will update department rules regarding the use of x-rays in the healing arts; establish provisions for the use of hand-held dental x-ray units; correct numbering, and update fees for environmental monitoring, inspections of low-level radioactive waste transportation shipments, and radioactive materials licenses.

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: 404.022, 404.051, 404.056, 404.081, 404.131, 404.141, 404.22 FS.

LAW IMPLEMENTED: 404.022, 404.031, 404.056, 404.061, 404.081, 404.131, 404.141, 404.22, 404.051(1), (4), (5), (6), (8), (9), (10), (11), 404.061(2), (3), 404.071(1), 404.081(1), 404.22(1),(2),(3) FS.

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

DATE AND TIME: June 25, 2007, 1:30 p.m. – 3:00 p.m.

PLACE: Capital Circle Office Complex, Building 4042, Room 240P, 4042 Bald Cypress Way, Tallahassee, FL 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 7 days before the workshop/meeting by contacting: Michael Stephens, Environmental Health Program Consultant, Bin C21, 4052 Bald Cypress Way, Tallahassee, FL 32399-1741, (850)245-4266 or (850)245-4444, ext. 4043. 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: Michael Stephens, Environmental Health Program Consultant, Bin C21, 4052 Bald Cypress Way, Tallahassee, FL 32399-1741; (850)245-4266 or (850)245-4444, ext. 4043; email: mike\_Stephens@doh.state.fl.us

SECTION 286.0105, FLORIDA STATUTES, PROVIDES THAT, IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THE DEPARTMENT WITH RESPECT TO ANY MATTER CONSIDERED AT THIS HEARING, THEY WILL NEED A RECORD OF PROCEEDINGS, AND FOR SUCH PURPOSES, THEY MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS BASED.

THE FULL TEXT OF THE PROPOSED RULES IS:

PART I  
GENERAL PROVISIONS

64E-5.101 Definitions.

As used in these rules, these terms have the definitions set forth below. Additional definitions used only in a certain part are defined in that respective part.

(1) through (22) No change.

(23) “Cabinet x-ray system or Cabinet x-ray” means an x-ray system with the x-ray tube installed in an enclosure independent of existing architectural structures. A cabinet x-ray system is intended to contain the material being irradiated, and exclude personnel from its interior during generation of radiation. To be certified as a cabinet x-ray, the cabinet must be shielded so that every location on the exterior meets the conditions of 0.5 mRem (0.005 millisievert) in any one hour, at a distance of 5 cm. An x-ray tube used within a shielded part of a building or x-ray equipment that may temporarily or occasionally incorporate portable shielding is not considered a cabinet x-ray system. ~~means an x-ray system with the x-ray tube installed in an enclosure or cabinet that, independently of existing architectural structures except the floor on which it is placed, is intended to contain at least the portion of the material being irradiated, to provide radiation attenuation, and to exclude persons from its interior during generation of x-radiation. An x-ray tube used within a shielded part of a building or x-ray equipment that temporarily or occasionally incorporates portable shielding is not considered a cabinet x-ray system.~~

(24) through (191) No change.

(192) “Mobile C-arm” means a mobile fluoroscopic machine that is designed for and used without a patient support device such as a radiographic table, cradle or radiolucent stretcher. This would include machines moved from room to room to assist in surgical procedures. Measurements of patient entrance exposure for this type of system will be measured in accordance with subparagraphs 64E-5.504(3)(e)2., 3., and 4.

(193) “C-arm system” means a fluoroscopic C-arm routinely used with the same patient support device which will have interlocks, detents or positioning marks to allow reproducible geometry. Measurements of patient entrance exposure for this type of system will be measured in accordance with subparagraphs 64E-5.504(3)(e)2., 3., and 5.

Specific Authority 404.042, 404.051, 404.061 FS. Law Implemented 404.031, 404.051, 404.061(2), 404.20, 404.22 FS. History—New 7-17-85, Amended 4-4-89, 5-12-93, 1-1-94, 5-15-96, Formerly 10D-91.102, Amended 5-18-98, 10-8-00, 8-6-01, 9-11-01, 12-18-01, 9-28-06,\_\_\_\_\_.

PART II  
LICENSING OF RADIOACTIVE MATERIALS  
SUBPART A  
LICENSE TYPES AND FEES

64E-5.204 Types of Licenses.

Licenses for radioactive materials are of two types: general and specific.

(1) Some general licenses provided in this part may be effective without the filing of applications with the ~~d~~Department or the issuance of licensing documents to the particular persons, although the filing of a certificate with the ~~d~~Department for general licenses pursuant to subsections 64E-5.206(7) or (8), F.A.C., shall be required of the particular general licensee prior to the receipt of radioactive material and the ~~d~~Department requires registration of certain general licenses described in subsection 64E-5.206(4), F.A.C. The payment of a fee is also required by all persons possessing general licensed material described in paragraph (1)(c), below. The general licensee is subject to all other applicable portions of these regulations and any limitations of the general license.

(a) The annual registration fee set forth in this section for general licenses shall be payable every July 1, for as long as the license remains in effect.

(b) The annual fee for a general license set forth in Rule 64E-5.216, F.A.C., under reciprocal agreement shall be paid before the first entrance into the ~~s~~State and on each anniversary date thereafter, if applicable. Manufacturers, manufacturer's representatives, distributors, and waste treatment, storage or disposal companies servicing Florida radioactive materials license applicants or licensees are not exempt from this fee.

(c) Payment of the indicated annual fee pursuant to paragraph (1)(a), above, is required for the following types of devices held or activities performed under a general license:

1. Static elimination devices as described in paragraph 64E-5.206(1)(a), F.A.C., \$30.00 ~~\$25.00~~ per unit.
2. Measuring, gauging, and control devices as described in subsection 64E-5.206(4), F.A.C., \$30.00 ~~\$25.00~~ per unit.
3. *In Vivo* testing as described in subsection 64E-5.206(7), F.A.C., \$150.00 ~~\$125.00~~ per license.
4. *In Vitro* testing as described in subsection 64E-5.206(8), F.A.C., \$150.00 ~~\$125.00~~ per license.
5. Depleted uranium as described in subsection 64E-5.205(4), F.A.C., \$150.00 ~~\$125.00~~ per license.

(d) No change.

(2) Specific licenses require the submission of an application to the department and the issuance of a licensing document by the department. The licensee is subject to all applicable portions of these regulations as well as any limitations specified in the licensing document. The licensee is subject to the payment of fees as authorized under Section 404.131, Florida Statutes and as outlined below:

(a) through (d) No change.

(e) Below is the schedule of fees for specific radioactive materials licenses:

	Application Fee	Annual Fee
1. Source Material:-		
a. Licenses for concentration of uranium from phosphate ores for the production of uranium as "yellow cake" or powdered solid;	<del>\$8,288</del> <del>\$6,907</del>	<del>\$14,330</del> <del>\$11,942</del>
b. Licenses for concentration of uranium from phosphate ores for the production of "green cake" or equivalent, moist or solid;	<del>\$4,522</del> <del>\$3,768</del>	<del>\$8,927</del> <del>\$7,439</del>
c. All other specific source material licenses excluding depleted uranium used as shielding and counterweights.	<del>\$653</del> <del>\$544</del>	<del>\$275</del> <del>\$229</del>
2. Special Nuclear Material (SNM):-		
a. Licenses for use of SNM in sealed sources contained in devices used in measuring systems;	<del>\$784</del> <del>\$653</del>	<del>\$622</del> <del>\$518</del>
b. Licenses for use of SNM not sufficient to form a critical mass, except as in 2.a., above, and 2.c. and 5.e., below;	<del>\$1,608</del> <del>\$1,340</del>	<del>\$2,333</del> <del>\$1,944</del>
c. Licenses for use of SNM to be used as calibration and reference sources.	<del>\$246</del> <del>\$205</del>	<del>\$131</del> <del>\$109</del>
3. Byproduct, naturally occurring or accelerator produced material:-		
a. Licenses for processing or manufacturing for commercial distribution or industrial uses;	<del>\$3,508</del> <del>\$2,923</del>	<del>\$3,362</del> <del>\$2,802</del>
b. Licenses for processing or manufacturing and distribution of radiopharmaceuticals. This category includes radiopharmacies;	<del>\$3,072</del> <del>\$2,560</del>	<del>\$4,608</del> <del>\$3,840</del>
c. Licenses for industrial radiography performed only in an approved shielded radiography installation;	<del>\$1,870</del> <del>\$1,558</del>	<del>\$2,593</del> <del>\$2,161</del>
d. Licenses for industrial radiography performed only at the address indicated in the license, or at temporary job sites of the licensee;	<del>\$1,972</del> <del>\$1,643</del>	<del>\$3,188</del> <del>\$2,657</del>
e. Licenses for possession and use of radioactive materials in sealed sources for irradiation of materials where the source is not removed from the shield and is less than 10,000 curies;	<del>\$726</del> <del>\$605</del>	<del>\$726</del> <del>\$605</del>
f.(I) Licenses for possession and use of radioactive materials in sealed sources for irradiation of materials when the source is not removed from the shield and is greater than 10,000 curies and less than 100,000 curies, or where the source is less than 100,000 curies and is removed from the shield;	<del>\$1,697</del> <del>\$1,414</del>	<del>\$1,956</del> <del>\$1,630</del>
(II) Licenses for possession and use of radioactive materials in sealed sources for irradiation of materials when the source is equal to or greater than 100,000 curies and less than 1,000,000 curies;	<del>\$4,391</del> <del>\$3,659</del>	<del>\$4,753</del> <del>\$3,961</del>
(III) Licenses for possession and use of radioactive materials in sealed sources for irradiation of materials when the source is <u>equal to or</u> greater than 1,000,000 curies.	<del>\$11,736</del> <del>\$9,780</del>	<del>\$5,278</del> <del>\$4,398</del>
g. Licenses issued to distribute items containing radioactive materials to persons under a general license;	<del>\$1,972</del> <del>\$1,643</del>	<del>\$2,580</del> <del>\$2,150</del>
<del>h. Fixed gauging devices; Licenses issued to distribute exempt quantities or items containing naturally occurring or accelerator produced material to persons exempt from licensing;</del>	<del>\$726</del> <del>\$1,643</del>	<del>\$1,159</del> <del>\$2,150</del>
i. Well logging;		
(I) Sealed sources or sub-surface tracer studies;	<del>\$1,362</del> <del>\$1,135</del>	<del>\$1,798</del> <del>\$1,498</del>
(II) Sub-surface tracer studies and sealed sources;	<del>\$1,723</del> <del>\$1,436</del>	<del>\$1,913</del> <del>\$1,594</del>
j. Nuclear laundry;	<del>\$3,840</del> <del>\$3,200</del>	<del>\$6,781</del> <del>\$5,651</del>
k. Industrial or medical research and development;	<del>\$1,421</del> <del>\$1,184</del>	<del>\$1,769</del> <del>\$1,474</del>
l(I) <del>Fixed and P</del> portable gauging devices;	<del>\$726</del> <del>\$605</del>	<del>\$1,159</del> <del>\$966</del>
(II) <i>In Vitro</i> and clinical laboratory;	<del>\$870</del> <del>\$725</del>	<del>\$1,102</del>
(III) Academic;	<del>\$1174</del> <del>\$978</del>	<del>\$1,405</del>
(IV) Possession of uranium or thorium, or their decay products as a result of mining or processing;	<del>\$1174</del> <del>\$978</del>	<del>\$1,044</del> <del>\$870</del>

(V) All other specific licenses except as otherwise noted;	\$870 \$725	\$1,202 \$1,002
m. Licenses of broad scope;		
(I) Academic;	\$3,840 \$3,200	\$8,815 \$7,346
(II) Medical;	\$3,840 \$3,200	\$6,569 \$5,474
(III) Industrial or Research and Development;	\$3,840 \$3,200	\$5,482 \$4,568
n. Gas chromatography devices;	\$521 \$434	\$377 \$314
o. Reference or calibration sources equal to or less than one millicurie total;	\$377 \$314	\$158 \$132
p. Nuclear service licenses, such as, leak testing, instrument calibration, etc.;	\$622 \$518	\$492 \$410
4. Waste disposal or processing;		
a. Commercial waste disposal or treatment facilities, including burial or incineration;	\$331,010 \$275,842	\$300,666 \$250,555
b. All other commercial facilities involving compaction, repackaging, storage or transfer;	\$32,501 \$27,084	\$29,965 \$24,971
c. Commercial treatment of radioactive materials for release to unrestricted areas.	\$6,913 \$5,760	\$6,882.00 \$5,735
5. Medical use;		
a. <u>(I) Teletherapy or gamma stereotactic radiosurgery including gamma knife high dose rate remote afterloading devices;</u>	\$1,838 \$1,414	\$1,791 \$1,378
<u>(II) High dose rate remote afterloading devices;</u>	\$1,697	\$1,654
<u>(III) High dose rate remote afterloading devices and gamma stereotactic radiosurgery including gamma knife devices or teletherapy devices;</u>	\$1,838	\$1,791
b. Medical institutions, including hospitals, except category 5.a.(I), 5.a.(II), 5.a.(III), 5.e. and 5.f.;	\$1,972 \$1,643	\$2,290 \$1,908
c. Private practice physicians except category 5.a.(I), 5.a.(II), 5.a.(III), 5.d. and 5.f.;	\$1,421 \$1,184	\$1,608 \$1,340
d. Private practice physicians using only strontium 90 eye applicators, or materials authorized by Rule 64E-5.630, F.A.C., or <del>and</del> materials authorized by Rule 64E-5.6310, F.A.C.;	\$726 \$605	\$898 \$748
e. Nuclear powered pacemakers;	\$521 \$434	\$319 \$266
f. <u>(I) Mobile nuclear medicine services;</u>	\$1,697 \$1,414	\$1,950 \$1,625
<u>(II) Mobile high dose rate remote afterloading therapy device when the treatment is only performed on the mobile vehicle.</u>	\$2,970	\$3,308
6. Civil defense.	\$653 \$544	\$985 \$821
7. Device, product, or sealed source safety evaluation;		
a. <u>Safety evaluation of devices or products containing radioactive material, except reactor fuel devices, for commercial distribution or in accordance with the unique specifications of, and for use by, a single applicant; per device remaining in active status. Devices or products in inactive status more than 5 years must submit another application fee and be re-evaluated; Device evaluation, per device.</u>	\$4,500 \$1,208	\$2,570 NONE
b. <u>Safety evaluation of sealed sources containing radioactive material, for commercial distribution or in accordance with the unique specifications of, and for use by, a single applicant; per source remaining in active status. Sources in inactive status more than 5 years must submit another application fee and be re-evaluated. Sealed source design, per source.</u>	\$2,400 \$528	\$2,900 NONE

Specific Authority 404.051, 404.061, 404.131 FS. Law Implemented 404.031, 404.051(~~1~~), (~~4~~), (~~10~~), 404.061, 404.081(~~1~~), 404.131(~~1~~), 404.141 FS. History--New 7-17-85, Amended 9-9-90, 8-25-91, 5-12-93, 11-6-94, Formerly 10D-91.304, Amended 5-18-98, 9-28-06,\_\_\_\_\_.

PART II  
 LICENSING OF RADIOACTIVE MATERIALS  
 SUBPART C  
 SPECIFIC LICENSES

64E-5.210 Special Requirements for a Specific License to Manufacture, Assemble, Repair or Distribute Commodities, Products or Devices which Contain Radioactive Material.

(1) through (3) No change.

(4) Licensing the Manufacture and Distribution of Devices to General Licensees Under subsection 64E-5.206(4), F.A.C.

(a) through (f) No change.

(g) If a notification of bankruptcy has been made under subsection 64E-5.213(3), F.A.C., or the license is to be terminated, each person licensed under subsection 64E-5.210(4), F.A.C., shall provide, upon request, to the ~~d~~Department, U.S. Nuclear Regulatory Commission and to any appropriate Agreement State, records of final disposition required under paragraph 64E-5.210(4)(~~j~~)(~~k~~), F.A.C.

(h) Each person licensed under subsection 64E-5.210(4), F.A.C., shall comply with the following reporting and record keeping requirements.

1. Report all transfers of devices to persons for use under the general license described in subsection 64E-5.206(4), F.A.C., and all receipts of devices from persons licensed under subsection 64E-5.206(4), F.A.C., to the ~~d~~Department. This report must be submitted at intervals not to exceed 3 months and contain all of the information described in "Transfers of Industrial Devices Report 04/2007 ~~10/2003~~" herein incorporated by reference and is available at the address listed in paragraph 64E-5.204(2)(b), F.A.C., or at <http://www.doh.state.fl.us/environment/radiation/>.

2. through 7. No changes.

(i) Each person licensed under subsection 64E-5.210(4), F.A.C., shall comply with the following additional reporting and record keeping requirements for transfers and receipt of devices to Agreement States.

1. Report all transfers of devices to persons for use under the general license in an Agreement State that are equivalent to subsection 64E-5.206(4), F.A.C., and all receipts of devices from persons licensed under a general license in Agreement State jurisdiction to the responsible Agreement State agency. This report must contain all of the information described in "Transfers of Industrial Devices Report 04/2007 ~~10/2003~~."

2. through 8. No change.

(~~j~~)(~~k~~) The persons shall maintain all information concerning transfers and receipts of devices that supports the reports required by subsection 64E-5.210(4), F.A.C. Records and reports described in subsection 64E-5.210(4), F.A.C., shall be maintained for inspection by the ~~d~~Department for a period of 3 years following the date of the recorded event.

(5) through (14) No change.

Specific Authority 404.051, 404.061, 404.071, 404.081, 404.141 FS. Law Implemented 404.022, 404.051(~~1~~), (~~4~~), (~~6~~), (~~9~~), (~~10~~), (~~11~~), 404.061(~~2~~), 404.081(~~1~~), 404.141 FS. History—New 7-17-85, Amended 8-25-91, 5-12-93, 1-1-94, 5-15-96, Formerly 10D-91.311, Amended 8-6-01, 9-28-06, \_\_\_\_\_.

PART V  
 X-RAYS IN THE HEALING ARTS

64E-5.502 General Requirements.

(1) Administrative Controls.

(a) Registrant. The registrant shall be responsible for directing the operation of the x-ray systems which are subject to registration as described in Rule 64E-5.511, F.A.C. The registrant or the registrant's agent shall assure that the following requirements are met in the operation of the x-ray system.

1. through 7. No change.

8. Exposure Procedures Designed to Minimize Patient and Personal Exposure.

a. through d. No change.

e. A person shall not perform fluoroscopic imaging or otherwise expose a human to x-rays from a fluoroscopic system unless the person is a:

(I) Licensed practitioner as that term is defined in Section 468.301, Florida Statutes; or

(II) Certified radiologist assistant practicing in accordance with the requirements of Chapter 468, Part IV, Florida Statutes; or

(III) Certified general radiographer practicing in accordance with the requirements of Chapter 468, Part IV, Florida Statutes; and

(A) The general radiographer has been trained and authorized in writing by the licensed practitioner in charge to perform the specified imaging; and

(B) The specified imaging does not rely upon the general radiographer to provide any diagnostic interpretation, or to determine suspicious areas for additional imaging, or to otherwise modify the scope of authorization for the imaging; and

(C) The specified imaging is designed to prevent or reduce exposure to patients by facilitating proper location and positioning for the authorized radiographic imaging.

~~e. Persons who are not licensed to practice the healing arts shall not be permitted to perform fluoroscopic examinations or otherwise to expose humans to x-rays from fluoroscopic systems unless:~~

~~(I) The individual is certified in accordance with the requirements of Chapter 468, Part IV, Florida Statutes;~~

~~(II) Such persons have been trained and authorized in writing by the licensed practitioner in charge to perform specified procedures;~~

~~(III) The specified procedures do not involve diagnostic interpretation by the unlicensed person; and~~

~~(IV) The specified procedures are designed to prevent or reduce exposure to patients by facilitating proper location and positioning for radiographic procedures.~~

- 9. through 10. No change.
- (b) through (c) No change.
- (2) through (3) No change.

Specific Authority 404.051, 404.081, 404.141, 404.22 FS. Law Implemented 404.051(1), ~~(4), (5), (6)~~, 404.081(1), 404.141, 404.22(1), ~~(2), (3)~~ FS. History—New 7-17-85, Amended 4-4-89, 1-1-94, 11-20-94, 1-5-95, Formerly 10D-91.603, Amended 5-18-98,\_\_\_\_\_.

64E-5.504 Fluoroscopic X-Ray Systems.

All fluoroscopic x-ray systems shall meet the following requirements:

- (1) Limitation of the Useful Beam.
- (a) through (c) No change.
- (d) Limitation to the Imaging Surface.
- 1. No change.

2. The longitudinal and transverse dimensions of the x-ray field produced by image-intensified fluoroscopic equipment shall not extend beyond the corresponding dimensions of the visible area of the image receptor by more than 3 percent of the SID in either dimension in the plane of the image receptor and the sum of the excess shall be no greater than 4 percent of the SID. If the collimation is automatically accomplished ~~between the tube and patient~~, the x-ray field dimension criteria above shall apply to all film sizes and portions thereof that the spot film device accommodates and to the dimensions of the input phosphor, as appropriate. If collimation is not automatic, the x-ray field dimension criteria shall apply to the useful area of the input phosphor.

- 3. through 6. No change.
- (e) No change.
- (2) No change.

(3) Allowable Entrance Exposure Rate Limits for Fluoroscopic Equipment.

- (a) through (d) No change.

(e) Measuring Compliance of Entrance Exposure Rate Limits. Compliance with this subsection shall be determined as follows:

- 1. No change.

2. If the source can be operated ~~is~~ below the patient support device table, the exposure rate shall be measured at least 1 centimeter above the patient support device tabletop or eradle and corrected for distance to show the actual entrance exposure rate.

3. If the source can be operated ~~is~~ above the patient support device table, the exposure rate shall be measured at 30 centimeters above the patient support device tabletop with the end of the beam-limiting device or spacer assembly positioned as closely as possible to the point of measurement.

4. In a mobile C-arm type of fluoroscope, not associated with a specific patient support device, the exposure rate shall be measured at 30 centimeters from the input surface of the fluoroscopic imaging assembly with the source positioned at any available SID, provided that the end of the beam-limiting device or spacer is no closer than 30 centimeters from the input surface of the fluoroscopic imaging assembly.

5. If the source can be operated laterally to the patient support device ~~In a lateral type of fluoroscope~~, the exposure rate shall be measured at a point 15 centimeters from the centerline of the x-ray table and in the direction of the x-ray source with the end of the beam-limiting device or spacer positioned as closely as possible to the point of measurement. If the tabletop is movable, it shall be positioned as closely as possible to the lateral x-ray source with the end of the beam-limiting device or spacer no closer than 15 centimeters to the centerline of the x-ray table.

- 6. through 7. No change
- (f) through (g) No change.
- (4) through (11) No change.

(12) For remotely operated fluoroscopic systems:

(a) The control panel shall be arranged or configured to allow the operator to have both auditory and visual communication with the patient during exposures.

(b) The operator's protective barrier shall have a window or mirror system arranged so that the operator can keep the patient under constant visual surveillance during exposures.

(c) Windows shall have lead equivalent shielding equal to that required in the operator's protective barrier.

Specific Authority 404.051, 404.22 FS. Law Implemented 404.051(1), ~~(4)~~, 404.22(1), ~~(3)~~ FS. History—New 7-17-85, Amended 4-4-89, 3-17-92, 1-5-95, Formerly 10D-91.605, Amended 5-18-98,\_\_\_\_\_.

64E-5.506 Intraoral Dental Radiologic Systems.

- (1) through (4) No change.
- (5) Operating Controls.
- (a) through (e) No change.

(f) Each user of intraoral units that are specifically designed to be handheld shall:

1. Have and use individual monitoring devices to document safe use practices; and

2. Successfully complete training provided by the manufacturer using electronic media such as CD/DVD or a website. Training on the safe use of the unit shall be documented and include at a minimum:

a. Proper positioning of the unit to ensure an adequate protected position;

b. Limitations on the use of position indicating devices that require longer distances to the patients face;

c. Diagrams (ie: drawings, illustrations, schematics, etc.) of protected position and location in relationship to the unit;



d. Diagrams (ie. drawings, illustrations, schematics, etc.) of the effect of improper distance or removal of shielding device; and

e. Diagrams (ie. drawings, illustrations, schematics, etc.) of common examples of improper positioning of the unit and or location of the operator.

Specific Authority 404.051, 404.22 FS. Law Implemented 404.022, 404.051~~(1)~~, ~~(4)~~, ~~(6)~~, 404.22~~(1)~~, ~~(3)~~ FS. History–New 7-17-85, Amended 4-4-89, Formerly 10D-91.607, Amended \_\_\_\_\_.

64E-5.511 Registration of Radiation Machines

(1) Exemptions.

(a) No change.

(b) Radiation machines that are non-operational and under the control of a registered vendor prior to final installation while in transit or storage incident thereto are exempt from the registration and fee requirements of this section part.

(2) Application and Fees for Registration of Radiation Machines.

(a) Each person who acquires a radiation machine or an additional radiation machine shall:

1. Apply for registration of the radiation machine with the department within 30 days after acquisition and before use. Application for registration shall be on DH DOH Form 1107, 3/07, which is herein incorporated by reference and available from the department at <http://www.doh.state.fl.us/environment/radiation/>.

2. through 3. No change

(b) No change.

(2) through (7) No change.

Specific Authority 404.051 FS. Law Implemented 404.071, 404.091, 404.101, 404.141, 404.161, 404.162, 404.163, 404.22~~(2)~~ FS. History–New 12-12-96, Formerly 10D-91.612, Amended \_\_\_\_\_.

PART X  
ENVIRONMENTAL RADIATION STANDARDS  
SUBPART B  
ENVIRONMENTAL MONITORING

64E-5.1003 Monitoring Fees.

(1) No change.

(2) The annual fees paid by the mining companies shall be calculated by the following method:

(a) Gamma radiation exposure measurements will be made at the rate of one per acre. An annual fee of \$22.50 ~~\$7.50~~ per measurement shall be assessed the mining company by the department.

(b) Soil characterization measurements will be made at the rate of one per 20 acres. An annual fee of \$960 ~~\$320.00~~ per each 20 acres measured shall be assessed the mining company by the department.

(c) Air monitoring measurements will be assessed at the rate of \$495 ~~\$165.00~~ per measurement. The department shall prorate the cost of air monitoring measurements among the mining companies based on their share of the total acreage to be mined and reclaimed each year. The department will conduct no more than 272 air monitoring measurements per year for all mining companies for which a fee will be assessed.

(d) No change.

(3) through (4) No change.

Specific Authority 404.022, 404.051, 404.056, 404.131 FS. Law Implemented 404.022~~(2)~~, 404.051~~(4)~~, 404.131~~(5)~~ FS. History–New 11-13-85, Amended 9-26-91, Formerly 10D-91.1112, Amended \_\_\_\_\_.

PART XV  
TRANSPORTATION OF RADIOACTIVE MATERIAL  
SUBPART A

64E-5.1508 Inspection of Low-Level Radioactive Waste Shipments.

(1) through (5) No change.

(6) Each generator of radioactive waste whose shipment is inspected by the department's representative will be billed quarterly by the department a fee of \$1.95 per cubic foot (0.02832 cubic meter) of waste shipped or \$150.00 ~~\$50~~ per shipment inspected, whichever is greater. This quarterly billing will be paid to the department within 30 days of receipt of the bill.

Specific Authority 404.051, 404.061, 404.071, 404.20, FS. Law Implemented 404.022, 404.051~~(1)~~, ~~(4)~~, ~~(6)~~, ~~(11)~~, ~~(15)~~, 404.061~~(2)~~, 404.071~~(4)~~, 404.20~~(1)~~, ~~(2)~~, ~~(3)~~, ~~(4)~~, ~~(5)~~ FS. History–New 7-17-85, Amended 7-5-88, Formerly 10D-91.2009, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
William A. Passetti

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Lisa Conti

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

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

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

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Plant Industry**

RULE NO.:                   RULE TITLE:  
5B-63.001                   Citrus Health Response Program  
                                  NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 32, No. 48, December 1, 2006 issue of the Florida Administrative Weekly.

5B-63.001 Citrus Health Response Program.

(8) All citrus grove owners or caretakers, harvesters, haulers, packers, and processors must sign compliance agreements;

(a) Citrus Grower/Caretaker Compliance Agreement, DACS-08316, effective 2/07, ~~effective 6/06~~, and incorporated into this rule by reference. A copy of Grower/Caretaker Compliance Agreement, DACS-08316, effective 2/07, ~~effective 6/06~~, may be obtained from the Citrus Health Response Program, 3027 Lake Alfred Road, Winter Haven, Florida 33881.

(b) Processor Compliance Agreement, DACS-08356, effective 2/07, ~~effective 7/06~~, and incorporated into this rule by reference. A copy of Processor Compliance Agreement, DACS-08356, effective 2/07, ~~effective 7/06~~, may be obtained from the Citrus Health Response Program, 3027 Lake Alfred Road, Winter Haven, Florida 33881.

(c) Packinghouse Compliance Agreement, DACS-08358, effective 2/07, ~~effective 8/06~~, and incorporated into this rule by reference. A copy of Packinghouse Compliance Agreement, DACS-08358, effective 2/07, ~~effective 8/06~~, may be obtained from the Citrus Health Response Program, 3027 Lake Alfred Road, Winter Haven, Florida 33881.

(d) Harvester/Handler Compliance Agreement, DACS-08359, effective 2/07, ~~effective 8/06~~, and incorporated into this rule by reference. A copy of Harvester/Handler Compliance Agreement, DACS-08359, effective 2/07, ~~effective 8/06~~, may be obtained from the Citrus Health Response Program, 3027 Lake Alfred Road, Winter Haven, Florida 33881. Fruit may not be harvested from a grove if a valid compliance agreement is not in place.

(e) Schedule 10, Information Resources, effective 6/06, and incorporated into this rule by reference. A copy of Schedule 10, Information Resources, effective 6/06, may be obtained from the Citrus Health Response Program, 3027 Lake Alfred Road, Winter Haven, Florida 33881.

(f) Schedule 11, Approved Decontamination Products and Methods, effective 1/07, and incorporated into this rule by reference. A copy of Schedule 11, Approved Decontamination

Products and Methods, effective 1/07, may be obtained from the Citrus Health Response Program, 3027 Lake Alfred Road, Winter Haven, Florida 33881.

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

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

**DEPARTMENT OF CORRECTIONS**

RULE NO.:                   RULE TITLE:  
33-601.731                   Revocation or Suspension of Visiting Privileges  
                                  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. 19, May 11, 2007 issue of the Florida Administrative Weekly.

33-601.731 Revocation or Suspension of Visiting Privileges.

(1) through (2) No change.

(3) Suspension of an inmate's visiting privileges for up to two-years shall be considered ~~shall be considered~~ by the ICT as a management tool when inmate is found guilty of the following disciplinary offenses:

(a) through (d) No change.

(4) through (10) No change.

Specific Authority 944.09, 944.23 FS. Law Implemented 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.:                   RULE TITLE:  
61-20.002                   Inactive Status and Renewal of Manager's License  
                                  NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 33, No. 10, March 9, 2007 issue of the Florida Administrative Weekly.

The change is in response to concerns stated in a letter from the Joint Administrative Procedures Committee dated April 17, 2007. The substantial rewrite of the proposed rule to read as follows:

(Substantial rewording of Rule 61-20.002 follows. See Florida Administrative Code for present text.)

61-20.002 Inactive Status and Renewal of Manager’s License.

(1) Changing an Active License to an Inactive License and Renewal of an Inactive License. A licensee desiring to maintain a valid license but who will not be providing community association management services for a period of time, may change the status of his/her license to inactive status, as provided in Department of Business and Professional Regulation Rule 61-6.003, F.A.C.

(a) In order to place an active license in an inactive status the licensee shall complete BPR form CAM-43.05, Community Association Change of Status Application, effective 10/23/2002, incorporated by reference, available on the DBPR Web site at <http://www.myflorida.com/dbpr/pro/forms/cam/index.shtml> or by written request addressed to the Council at 1940 N. Monroe Street, Tallahassee, Florida 32399. A non-refundable inactive license fee of \$10 shall accompany the application as set forth in Rule 61-20.504, F.A.C., unless the status change request is made at the end of a renewal period.

(b) All inactive licenses shall expire at the end of the renewal period (on September 30 of the next even numbered year). Inactive licensees shall be notified by the Department of Business and Professional Regulation pursuant to section 455.273, Florida Statutes and instructed how to proceed. Renewals shall be completed on or before September 30 of each renewal year. All applicable fees must be paid and compliance with the requirements set forth in Rule 61-20.208 must be met. The first Failure to renew on or before September 30 of a renewal year shall result in a delinquent status license pursuant to Department of Business and Professional Regulation Rule 61-6.002, F.A.C. Failure to renew a delinquent status license results in a null license pursuant to Department of Business and Professional Regulation subsection 61-6.004(1), F.A.C.

(2) Changing an Inactive License to an Active License. In order to reactivate from an inactive status, the licensee shall complete BPR form CAM-4305, Community Association Manager Change of Status Application, effective 10/23/2002, available on the DBPR Web site at <http://www.myflorida.com/dbpr/pro/forms/cam/index.shtml>, or by written request from the Council at 1940 N. Monroe Street, Tallahassee, FL, 32399. The reactivated license shall expire in accordance with the schedule set forth in Rule 61-6.001, F.A.C. and be renewed at the end of the current renewal period, along with all other licenses.

(3) Renewal of a Delinquent license whether Active or Inactive shall require submission of a Renewal application to the Council on or before September 30 to be processed for renewal. If September 30 falls on a Saturday, Sunday, or legal holiday, the time period is deemed extended to the next working day. Proper form shall mean the renewal application is complete, all applicable fees are paid and all applicable

continuing education hours have been completed prior to submission. If a renewal application is submitted after September 30 of the renewal year, the license becomes null. The holder of a null license desiring to perform community association management services shall be required to make an initial application to the division and proceed as provided in Rules 61-20.001 and 61-20.502, F.A.C.

Specific Authority 455.271, 468.433 FS. Law Implemented 455.271, 468.433, 468.435, 468.436 FS. History—New 5-5-88, Amended 3-22-89, 2-5-91, 12-28-92, Formerly 7D-55.006, Amended 11-23-93, 7-12-94, 10-9-94, 1-29-96, Formerly 61B-55.006, Amended \_\_\_\_\_.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony Spivey, Executive Director, Regulatory Council for Community Association Managers, 1940 N. Monroe Street, Tallahassee, Florida 32399

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Pilot Commissioners**

RULE NO.:	RULE TITLE:
61G14-19.001	Percentage of Gross Pilotage Assessed

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 33, No. 20, May 18, 2007 issue of the Florida Administrative Weekly.

The correction is as follows:

The effective date of the rule was incorrectly stated as July 1, 2007. The language should read: THIS RULE SHALL TAKE EFFECT AUGUST 1, 2007.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robyn Barineau, Executive Director, Board of Pilot Commissioners, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Building Code Administrators and Inspectors Board**

RULE NO.:	RULE TITLE:
61G19-9.006	Course Syllabus

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 33, No. 16, April 20, 2007 issue of the Florida Administrative Weekly.

The language “IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED FOR THE BOARD’S NEXT MEETING, AND WILL BE ANNOUNCED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.” Need to be added in the notice under the “LAW IMPLEMENTED: 468.627 FS.”

The person to be contacted regarding the above change is Robyn Barineau, Executive Director, Building Code Administrators and Inspectors Board, 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 ENVIRONMENTAL PROTECTION**

RULE NOS.:	RULE TITLES:
62-16.100	General
62-16.200	Definitions
62-16.300	Renewable Energy Technologies Grants Program
62-16.400	Renewable Energy Technologies Grants Program for Bioenergy
62-16.500	Solar Energy Systems Incentives Program
62-16.600	Renewable Energy Technologies Investment Tax Credit
62-16.700	Renewable Energy Technologies Sales Tax Program
62-16.900	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. 33, No. 6, February 9, 2007 issue of the Florida Administrative Weekly.

**RENEWABLE ENERGY TECHNOLOGIES AND ENERGY EFFICIENCY**

62-16.100 General.

This part implements the Florida Renewable Energy Technologies and Energy Efficiency Act, providing for grants for renewable energy technologies and rebates for solar energy systems. This part also implements applications for sales tax incentives for renewable energy technologies provided for in Section 212.08, F.S., and applications for corporate tax credits for renewable energy technologies provided for in Section 220.192, F.S.

Specific Authority 377.804(3), 377.806(7), 212.08(7)(ccc)4.b., 220.192(3) FS. Law Implemented 377.801-377.806, 212.08, 220.192 FS. History–New \_\_\_\_\_.

62-16.200 Definitions.

The words, terms and phrases used in this Chapter, unless otherwise indicated, shall have the meaning set forth in Sections 377.803, F.S., and 220.192(1), F.S. In addition, when used in this chapter, the following words, phrases, or terms shall have the following meanings:

(1) "Bioenergy" means energy derived from biomass.

(2) "Biomass" means "biomass" as defined in Section 366.91(2)(a), F.S.

(3) "Department" means the Florida Department of Environmental Protection.

(4) "Matching Funds or Other In-Kind Contributions" means:

(a) Actual cash outlays contributed, including, but not limited to, cash outlays for wages, rental expenses, travel expenses, unrecovered indirect costs, and purchases of material and supplies, as a direct benefit to the project, or;

(b) Non-cash contributions necessary and reasonable for proper and efficient accomplishment of project objectives, the value of which must be established using the following guidelines:

1. Rates for donated or volunteer services of any person must be consistent with their regular rate of pay, or the rate of pay of those paid for similar work at a similar level of experience in the labor market, including the value of fringe benefits.

2. The value of donated expendable property such as office supplies or workshop supplies must not exceed the fair market value of the property.

3. The value of donated real property such as land must not exceed the fair market value of the property.

4. Donated space must be valued at fair rental value of comparable space and facilities in a privately-owned building in the same locale.

5. The value of loaned equipment can not exceed its fair rental value.

6. In-kind travel expense must be valued at the approved State rate as specified in Section 112.061, F.S.

(5) "Purchase date" means, for the purchase of solar energy equipment, the date of execution of a loan agreement or the date of final cash payment.

(6) "Solar thermal pool heater" means a device that traps the heat produced by incident sunlight in collector tubing through which swimming pool water is pumped in order to raise the temperature of the swimming pool water.

Specific Authority 377.804(3), 377.806(7), 212.08(7)(ccc)4.b., 220.192(3) FS. Law Implemented 377.801-377.806, 212.08, 220.192 FS. History–New \_\_\_\_\_.

62-16.300 Renewable Energy Technologies Grants Program.

**(1) REQUEST FOR GRANT PROPOSALS.**

(a) The department shall issue a request for grant proposals ("RFGP"). The RFGP shall include a copy of the grant application form, instructions for submission of the grant application, and contact information for the department.

(b) The RFGP shall be issued by publication on the Florida Department of Management Services State Vendor Bid System under MyFlorida MarketPlace, and on the department's website.

(2) QUALIFIED APPLICANTS. Qualified applicants are those applicants identified in Section 377.804(2), F.S., and State of Florida agencies.

(3) APPLICATIONS. Applications for the Renewable Energy Technologies Grants Program shall be submitted to the Department of Environmental Protection, ATTN: Renewable Energy Technologies Grant Program, Renewable Energy Projects, Florida Energy Office, 2600 Blair Stone Road, MS-19, Tallahassee, FL 32399-2400 as follows:

(a) Six copies of the application shall be submitted in hard copy format, using application Form 62-16.900(1), ~~FAC~~, which is ~~herein~~ adopted and incorporated by reference. One copy shall be submitted in electronic format on compact disc at the same time as the hard copy. Acceptable formats for electronic versions are Microsoft Word for Windows versions 5.0 or higher; and Rich Text Format. Acceptable formats for electronic versions of the signed commitment letters required by Form 62-16.900(1), ~~FAC~~, from third parties are Adobe PDF; Microsoft Word for Windows versions 5.0 or higher; and Rich Text Format.

(b) Applications must be received by the department no later than 5:00 p.m. on the date specified by the department in the RFGP.

(c) The application filing deadline shall be extended by the department when the department determines specifically for this grant program that extenuating circumstances exist, such as a hurricane or other natural disaster. Any deadline extension shall apply for all applicants. The department shall publish notice of the deadline extension on the Florida Department of Management Services State Vendor Bid System under MyFlorida Marketplace, and on the department's web site.

(d) For grant requests, the minimum allowable amount for an application to be eligible for consideration for award shall be \$50 thousand, and the maximum allowable amount shall be \$2.5 million.

(e) COMPLETENESS. Any application which does not include all required information shall be determined incomplete and ineligible for the award of the grant sought. The department shall notify the applicant of the determination of ineligibility.

(f) An applicant is not eligible for award of a grant if at the time the department determines the recipients for the grant:

1. The department has a pending civil or administrative action against the applicant that alleges that the applicant has committed violations of Chapter 373, 376, or 403, Florida Statutes or the department rules implementing these statutes; or

2. The department has a final judgment or final order finding that the applicant has committed violations of Chapters 373, 376, or 403, Florida Statutes, unless the applicant has satisfied all requirements for corrective actions and has paid all costs, civil penalties, damages, and other financial assessments required by the judgment or order; or

3. The applicant has entered into a consent order with the department, unless the applicant has satisfied all requirements for corrective actions and has paid all costs, civil penalties, damages, and other financial assessments required by the consent order.

(4) CRITERIA

(a) The criteria listed in Section 377.804(4), F.S., shall apply to grants evaluated pursuant to Sections 377.804(1) through 377.804(5), F.S.

(b) In addition to the criteria in Section 377.804(4), F.S., grant applications shall be evaluated for the degree to which a project incorporates multiple renewable energy technologies.

(5) MATCHING FUNDS.

(a) For matching funds, the minimum allowable amount for an application to be eligible for consideration for award shall be \$1.00.

(b) All matching funds and other in-kind contributions, including third party in-kind, shall be verifiable from the applicant's and/or its partners' records, and not be included as contributions for any other state-assisted project or program.

(c) Expenses related to a proposed project incurred prior to the award announcement are not eligible as matching funds or in-kind contributions.

(d) State funds are not eligible as matching funds or in-kind contributions.

(6) RANKING.

(a) The department shall use a point system to score grants. In scoring grants, points shall be awarded as follows:

Criteria	Max Points Possible
Cost Share Percentage <sup>1</sup>	20
Economic Development <sup>2</sup>	16
Technical Feasibility <sup>3</sup>	16
Innovative Technology <sup>4</sup>	16
Production Potential <sup>5</sup>	16
Energy Efficiency <sup>6</sup>	16
Fostering Awareness <sup>7</sup>	16
Project Management <sup>8</sup>	16
Duration & Timeline <sup>9</sup>	6
Location Served <sup>10</sup>	4
Public Integration <sup>11</sup>	4
Multiple Technologies <sup>12</sup>	4
Total Numerical Rating	150

<sup>1</sup>Cost Share Percentage: The availability of matching funds or other in-kind contributions applied to the total project from the applicant.

0 points = \$1.00 up to and including 1% of total project cost.

2 points = Greater than 1% up to and including 10% of total project cost.

4 points = Greater than 10% up to and including 20% of total project cost.

6 points = Greater than 20% up to and including 30% of total project cost.

8 points = Greater than 30% up to and including 40% of total project cost.

10 points = Greater than 40% up to and including 50% of total project cost.

12 points = Greater than 50% up to and including 60% of total project cost.

14 points = Greater than 60% up to and including 70% of total project cost.

16 points = Greater than 70% up to and including 80% of total project cost.

18 points = Greater than 80% up to and including 90% of total project cost.

20 points = Greater than 90% of total project cost.

<sup>2</sup>Economic Development: The degree to which the project stimulates in-state capital investment and economic development in metropolitan and rural areas, including the creation of jobs and the future development of a commercial market for renewable energy technologies.

Minimum (0 points): Negative contribution or this element of the evaluation criteria was not addressed.

Maximum (16 points): Significant potential for economic development in Florida.

<sup>3</sup>Technical Feasibility: The extent to which the proposed project has been demonstrated to be technically feasible based on pilot project demonstrations, laboratory testing, scientific modeling, or engineering or chemical theory that supports the proposal.

Minimum (0 points): No proof of feasibility or this element of the evaluation criteria was not addressed.

Maximum (16 points): Project demonstrated to be technically feasible and claims are fully supported.

<sup>4</sup>Innovative Technology: The degree to which the project incorporates an innovative new technology or an innovative application of an existing technology.

Minimum (0 points): No degree of innovation or this element of the evaluation criteria was not addressed.

Maximum (16 points): Project incorporates technologies or processes that are not in common use in Florida, that represent a novel application of an existing technology or process, or that overcome obstacles to meeting Florida's energy needs in new or innovative ways.

<sup>5</sup>Production Potential: The degree to which a project generates thermal, mechanical, or electrical energy by means of a renewable energy resource that has substantial long-term production potential.

Minimum (0 points): No production potential or this element of the evaluation criteria was not addressed.

Maximum (16 points): Significant potential for energy production in Florida.

<sup>6</sup>Energy Efficiency: The degree to which a project demonstrates efficient use of energy and material resources.

Minimum (0 points): No consideration for energy efficiency or pollution prevention or this element of the evaluation criteria was not addressed.

Maximum (16 points): Project incorporates energy efficient products and practices including process improvements that lead to source reduction, waste minimization, and on-site recycling.

<sup>7</sup>Fostering Awareness: The degree to which the project fosters overall understanding and appreciation of renewable energy technologies.

Minimum (0 points): No contribution or this element of the evaluation criteria was not addressed.

Maximum (16 points): Significant potential for fostering awareness of renewable energy technologies throughout Florida.

<sup>8</sup>Project Management: The ability to administer a complete project.

Minimum (0 points): Project team mismatched for tasks identified. No prior management experience on project team. Budget is unrealistic.

Maximum (16 points): Project team has extensive management experience and expertise in the proposed field of study. Budget suited to tasks involved.

<sup>9</sup>Duration & Timelines: Project duration and timeline for expenditures.

Minimum (0 points): Project objectives will not be met and grant funds will not be exhausted within the 3 year grant agreement timeframe.

Maximum (6 points): No difficulty accomplishing project objectives and expending funds within grant agreement timeframe.

<sup>10</sup>Location Served: The geographic area in which the project is to be conducted in relation to other projects.

Minimum (0 points): Project duplicates existing efforts in the county or counties in which the project is proposed, minimizing its potential value to the community and state.

Maximum (4 points): Location of project benefits related efforts in the county or counties in which the project is proposed and surrounding areas, creating value for the community and state.

<sup>11</sup>Public Integration: The degree of public visibility and interaction.

Minimum (0 points): No visibility and interaction with the general public or this element of the evaluation criteria was not addressed.

Maximum (4 points): Significant potential for public visibility and interaction.

<sup>12</sup>Multiple Technologies: The degree to which a project incorporates multiple renewable energy technologies in the project.

0 points = One renewable energy technology is used.

2 point = Two renewable energy technologies are used.

4 points = Three or more renewable energy technologies are used.

(b) The department shall establish a review group of no less than 3 people, who shall each individually review grant applications, and score each application according to the point system provided in paragraph (6)(a).

(c) Score points from all reviewers shall be ranked and averaged as follows:

1. Each reviewer shall rank each eligible application by assigning a ranking number to each eligible application based on the score of the individual application compared to all other applications reviewed by that reviewer. For example, the top scored application shall be assigned a ranking number of 1, the second highest scored application shall be assigned a ranking number of 2, the third highest scored application shall be assigned a ranking number of 3, and so on, until all eligible applications are ranked.

2. After all eligible applications are ranked by the individual reviewers, the ranking numbers from all reviewers for each individual application shall be averaged.

(7) AWARD. The department shall award grants based upon highest averaged ranking and availability of funding, with 1 being the highest ranking. Grants shall be awarded to the top ranked application first, to the second highest ranked application second, and so on until the total amount of the fiscal appropriation in each state fiscal year is met.

(a) The maximum amount for an individual award shall be limited to \$2.5 million.

(b) The minimum amount for an individual award shall be limited to \$50 thousand.

(c) The department shall award up to the total amount requested in individual grant applications to the top ranked grant applicants up to the maximum amount allowed under paragraph (7)(a). If funds are not available to award the total amount requested by an applicant due to awards of grants to higher ranked applications, the department may award partial grants to applicants up to the amount of the fiscal appropriation remaining in each state fiscal year.

(d) In the instance of a ranking tie between two or more applications, the application proposing the higher percentage of match shall be ranked higher. In the instance of a ranking tie between two or more applications, and those applications propose the same percentage of match, the individual scores of the reviewers shall be added, and the application with the

higher added reviewer scores shall be ranked higher. If there is still a tie, then the application submitted earlier in date shall be ranked higher.

(8) ADMINISTRATION.

(a) Grant funds must be awarded through a formal grant agreement negotiated and executed between the department and the grant applicant. Either party has the discretion to terminate negotiations if an agreement is not reached within 45 days of announcement of award. If the department and the grant applicant are unable to negotiate an agreement, the grant shall not be awarded to that grant applicant.

(b) Grant agreements shall be limited to no longer than three years in duration.

(c) Grant funds shall be distributed as reimbursements to recipients upon receipt of a formal invoice, supporting documentation, and upon department grant manager approval for compliance with all requirements of the grant agreement, this rule chapter, and the Florida Statutes.

(d) Invoices shall be submitted by grantees not more frequently than once per month, and not less frequently than once per quarter.

(e) Expenses incurred by a grantee and its project partners for its project after the execution of a formal grant agreement shall be considered as match based upon the requirements of Section 377.804, FS., and this Chapter.

(f) Expenses incurred by a grantee and its project partners for its project between the date of a notice of grant award and execution of formal grant agreement ~~may~~ shall be considered as match if the proposed match would meet all requirements of this Rule Chapter and Chapter 377, F.S., which would be otherwise applicable to an awarded grant, and if the proposed match would not violate any other provisions of the law. The department shall determine, on a case-by-case basis, whether such expenses qualify for match. Approval of such expenses as match are subject to negotiation of the grant agreement, and prior written approval by the department is required. Consideration as match is not guaranteed.

Specific Authority 377.804(3) FS. Law Implemented 377.801-377.804 FS. History—New\_\_\_\_\_.

62-16.400 Renewable Energy Technologies Grants Program for Bioenergy.

(1) REQUEST FOR GRANT PROPOSALS.

(a) The department shall issue a request for grant proposals ("RFGP"). The RFGP shall include a copy of the grant application form, instructions for submission of the grant application, and contact information for the department.

(b) The RFGP shall be issued by publication on the Florida Department of Management Services State Vendor Bid System under MyFlorida MarketPlace, and on the department's website.

(2) QUALIFIED APPLICANTS. Qualified applicants are those applicants identified in Section 377.804(2), F.S., and State of Florida agencies.

(3) APPLICATIONS. Applications for the Renewable Energy Technologies Grants Program for Bioenergy shall be submitted to the Department of Environmental Protection, ATTN: Renewable Energy Technologies Grant Program, Bioenergy Projects, Florida Energy Office, 2600 Blair Stone Road, MS-19, Tallahassee, FL 32399-2400 as follows:

(a) Six copies of the application shall be submitted in hard copy format, using application Form 62-16.900(2), ~~FAC~~, which is ~~herein~~ adopted and incorporated by reference. One copy shall be submitted in electronic format on compact disc at the same time as the hard copy. Acceptable formats for electronic versions are Microsoft Word for Windows versions 5.0 or higher; and Rich Text Format. Acceptable formats for electronic versions of the signed commitment letters from third parties required by Form 62-16.900(2), ~~FAC~~, are Adobe PDF; Microsoft Word for Windows versions 5.0 or higher; and Rich Text Format.

(b) Applications must be received by the department no later than 5:00 p.m. on the date specified in the RFGP.

(c) The application filing deadline shall be extended by the department when the department determines specifically for this grant program that extenuating circumstances exist, such as a hurricane or other natural disaster. Any deadline extension shall apply for all applicants. The department shall publish notice of the deadline extension on Florida Department of Management Services State Vendor Bid System under MyFlorida MarketPlace, and on the department's web site.

(d) For grant requests, the minimum allowable amount for an application to be eligible for consideration for award shall be \$50 thousand, and the maximum allowable amount shall be \$2.5 million.

(e) COMPLETENESS. Any application which does not include all required information shall be determined incomplete, and ineligible for the award of the grant sought. The department shall notify the applicant of the determination of ineligibility.

(f) An applicant is not eligible for award of a grant if at the time the department determines the recipients for the grant:

1. The department has a pending civil or administrative action against the applicant that alleges that the applicant has committed violations of Chapter 373, 376, or 403, Florida Statutes or the department rules implementing these statutes; or

2. The department has a final judgment or final order finding that the applicant has committed violations of Chapter 373, 376, or 403, Florida Statutes, unless the applicant has satisfied all requirements for corrective actions and has paid all costs, civil penalties, damages, and other financial assessments required by the judgment or order; or

3. The applicant has entered into a consent order with the department, unless the applicant has satisfied all requirements for corrective actions and has paid all costs, civil penalties, damages, and other financial assessments required by the consent order.

(4) CRITERIA

(a) The criteria listed in Section 377.804(6), F.S., shall apply to grants evaluated pursuant that Section.

(b) In addition to the criteria in Section 377.804(6), F.S., grant applications shall be evaluated for the degree to which a project has scientific merit based on pilot project demonstrations, laboratory testing, scientific modeling, or engineering or chemical theory that supports the proposal.

(5) MATCHING FUNDS.

(a) For matching funds, the minimum allowable amount for an application to be eligible for consideration for award shall be \$1.00.

(b) All matching funds and other in-kind contributions, including third party in-kind, shall be verifiable from the applicant's and/or its partners records, and not be included as contributions for any other state-assisted project or program.

(c) Expenses related to a proposed project incurred prior to the award announcement are not eligible as matching funds or in-kind contributions.

(d) State funds are not eligible as matching funds or in-kind contributions.

(6) RANKING.

(a) The department shall use a point system to score grants. In scoring grants, points shall be awarded as follows:

Criteria	Max Points Possible
Economic Development <sup>1</sup>	30
Florida-grown biomass <sup>2</sup>	30
Energy Efficiency <sup>3</sup>	20
Fostering Awareness <sup>4</sup>	10
Cost Share Percentage <sup>5</sup>	20
Duration & Timeline <sup>6</sup>	10
Expand Agribusiness <sup>7</sup>	20
Market Potential <sup>8</sup>	10
Scientific Merit <sup>9</sup>	20
Total Numerical Rating	170

<sup>1</sup>Economic Development: The degree to which the project stimulates in-state capital investment and economic development in metropolitan and rural areas, including the creation of jobs and the future development of a commercial market for renewable energy technologies.

Minimum (0 points): Negative contribution or this element of the evaluation criteria was not addressed.



Maximum (30 points): Significant potential for economic development in Florida.

<sup>2</sup>Florida Grown Biomass: The project produces bioenergy from Florida grown crops or biomass.

Minimum (0 points): No production potential or this element of the evaluation criteria was not addressed.

Maximum (30 points): Project results in significant bioenergy production from Florida grown biomass resources.

<sup>3</sup>Energy Efficiency: The degree to which a project demonstrates efficient use of energy and material resources.

Minimum (0 points): No consideration for energy efficiency or pollution prevention or this element of the evaluation criteria was not addressed.

Maximum (20 points): Project incorporates energy efficient products and practices including process improvements that lead to source reduction, waste minimization, and on-site recycling.

<sup>4</sup>Fostering Awareness: The degree to which the project fosters overall understanding and appreciation of bioenergy technologies.

Minimum (0 points): No contribution or this element of the evaluation criteria was not addressed.

Maximum (10 points): Significant potential for fostering awareness of bioenergy technologies throughout Florida.

<sup>5</sup>Cost Share Percentage: The availability of matching funds or other in-kind contributions applied to the total project from the applicant.

0 points = \$1.00 up to and including 1% of total project cost.

2 points = Greater than 1% up to and including 10% of total project cost.

4 points = Greater than 10% up to and including 20% of total project cost.

6 points = Greater than 20% up to and including 30% of total project cost.

8 points = Greater than 30% up to and including 40% of total project cost.

10 points = Greater than 40% up to and including 50% of total project cost.

12 points = Greater than 50% up to and including 60% of total project cost.

14 points = Greater than 60% up to and including 70% of total project cost.

16 points = Greater than 70% up to and including 80% of total project cost.

18 points = Greater than 80% up to and including 90% of total project cost.

20 points = Greater than 90% of total project cost.

<sup>6</sup>Duration & Timelines: Project duration and timeline for expenditures.

Minimum (0 points): Project objectives will not be met and grant funds will not be exhausted within the 3 year grant agreement timeframe.

Maximum (10 points): No difficulty accomplishing project objectives and expending funds within grant agreement timeframe.

<sup>7</sup>Expand Agribusiness: The project has a reasonable assurance of enhancing the value of agricultural products or will expand agribusiness in the state.

Minimum (0 points): No contribution or this element of the evaluation criteria was not addressed.

Maximum (20 points): Significant potential for enhancing the value of agricultural products and expanding agribusiness in Florida.

<sup>8</sup>Market Potential: Preliminary market and feasibility research has been conducted by the applicant or others and shows there is a reasonable assurance of a potential market.

Minimum (0 points): No research conducted or this element of the evaluation criteria was not addressed.

Maximum (10 points): Several recent market and feasibility research papers published in reputable trade journals clearly indicating significant market potential for Florida.

<sup>9</sup>Scientific Merit: The extent to which the proposed project has scientific merit based on pilot project demonstrations, laboratory testing, scientific modeling, or engineering or chemical theory that supports the proposal.

Minimum (0 points): No proof of scientific merit or this element of the evaluation criteria was not addressed.

Maximum (20 points): Project demonstrated to be technically feasible and claims are fully supported by scientific community.

(b) The department shall establish a review group of 4 people. Two members of the review group shall be appointed by the department. Two members of the review group shall be appointed by the Department of Agriculture and Consumer Services. Each reviewer shall individually review grant applications, and score each application according to the point system provided in paragraph (5)(a).

(c) Score points from all reviewers shall be ranked and averaged as follows:

1. Each reviewer shall rank each eligible application by assigning a ranking number to each eligible application based on the score of the individual application compared to all other applications reviewed by that reviewer. For example, the top scored application shall be assigned a ranking number of 1, the second highest scored application shall be assigned a ranking number of 2, the third highest scored application shall be assigned a ranking number of 3, and so on, until all eligible applications are ranked.

2. After all eligible applications are ranked by the individual reviewers, the ranking numbers from all reviewers for each individual application shall be averaged.

(7) AWARD. The department shall award grants based upon highest averaged ranking and availability of funding, with 1 being the highest ranking. Grants shall be awarded to the top ranked application first, to the second highest ranked application second, and so on until the total amount of the fiscal appropriation in each state fiscal year is met.

(a) The maximum amount for an individual award shall be limited to \$2.5 million.

(b) The minimum amount for an individual award shall be limited to \$50 thousand.

(c) The department shall award up to the total amount requested in individual grant applications to the top ranked grant applicants up to the maximum amount allowed under paragraph (6)(a). If funds are not available to award the total amount requested by an applicant due to awards of grants to higher ranked applications, the department may award partial grants to applicants up to the amount of the fiscal appropriation remaining in each state fiscal year.

(d) In the instance of a ranking tie between two or more applications, the application proposing the higher percentage of match shall be ranked higher. In the instance of a ranking tie between two or more applications, and those applications propose the same percentage of match, the individual scores of the reviewers shall be added, and the application with the higher added reviewer scores shall be ranked higher. If there is still a tie, then the application submitted earlier in date shall be ranked higher.

(8) ADMINISTRATION.

(a) Grant funds must be awarded through a formal grant agreement negotiated and executed between the department and the grant applicant. Either party has the discretion to terminate negotiations if an agreement is not reached within 45 days of announcement of award. If the department and the grant applicant are unable to negotiate an agreement, the grant shall not be awarded to that grant applicant.

(b) Grant agreements shall be limited to no longer than three years in duration.

(c) Grant funds shall be distributed as reimbursements to recipients upon receipt of a formal invoice, supporting documentation, and upon department grant manager approval for compliance with all requirements of the grant agreement, this rule chapter, and the Florida Statutes.

(d) Invoices shall be submitted by grantees not more frequently than once per month, and not less frequently than once per quarter.

(e) Expenses incurred by a grantee and its project partners for its project after the execution of a formal grant agreement shall be considered as match based upon the requirements of Section 377.804, F.S., and this Chapter.

(f) Expenses incurred by a grantee and its project partners for its project between the date of a notice of grant award and execution of formal grant agreement ~~shall may~~ be considered as match if the proposed match would meet all requirements of

this Rule Chapter and Chapter 377, F.S., which would be otherwise applicable to an awarded grant, and if the proposed match would not violate any other provisions of the law. The department shall determine, on a case-by-case basis, whether such expenses qualify for match. Approvals of such expenses as match are subject to negotiation of the grant agreement, and prior written approval by the department is required. Consideration as match is not guaranteed.

Specific Authority 377.804(3) FS. Law Implemented 377.801-377.804 FS. History—New \_\_\_\_\_.

62-16.500 Solar Energy Systems Incentives Program.

(1) APPLICATION. Applications for the Solar Energy Systems Incentives Program shall be submitted to the Department of Environmental Protection, ATTN: Solar Energy System Incentives Program, Florida Energy Office, 2600 Blair Stone Road, MS-21, Tallahassee, FL 32399-2400 as follows:

(a) Applications shall be submitted in hard copy format, using application Form 62-16.900(3), ~~FAC~~, which is ~~herein~~ adopted and incorporated by reference. All applications must be submitted by certified mail or hand delivered to the department, and must be received by the department no later than 5:00 p.m. on the 90th day after the purchase date of the solar energy equipment. If the 90th day after the purchase date of the solar energy equipment falls on a weekend or an observed holiday for which Department offices have been closed, then the deadline shall be the next business day.

(b) Rebates are limited to one solar photovoltaic system, one solar thermal system, and one solar pool heater per resident. A separate application must be submitted for each rebate.

(c) All applications must include the information required on the application form, a photocopy of the original purchase agreement for the equipment and installation of the solar energy system, a copy of the final receipt of payment if different from the original purchase agreement, and a photograph of the installed system. All information provided to the department must be legible.

(d) The department shall review each timely filed application to determine if the application includes all required information.

1. An application that is determined to be complete upon initial filing shall be considered for eligibility and placement in the first-come, first-serve order for allocation of rebates based upon the date and time the application is filed.

2. If the department determines that the application does not contain all of the required information the department shall notify the applicant of the incompleteness of the application. Timely filed applications which do not include all required information shall not be considered as eligible for rebates and shall not receive a position in the first-come, first-serve order for allocation of rebates.

3. Applicants who are notified of the incompleteness of a timely filed application may file subsequent information in order to make the application complete. Timely filed applications that are initially determined incomplete, but are subsequently determined complete, shall be considered for eligibility for the rebate and placement in the first-come, first serve order for allocation of rebates based upon the date and time the application is determined complete.

(2) **ISSUANCE.** The department shall issue each rebate after the department determines that all required information has been provided for each application to make the application complete, provided funds are available to do so.

Specific Authority 377.806(7) FS. Law Implemented 377.801, 377.802, 377.803, 377.806 FS. History—New \_\_\_\_\_.

62-16.600 Renewable Energy Technologies Investment Tax Credit.

(1) **GENERAL** – This section applies to any taxpayer seeking a tax credit toward corporate income tax pursuant to Section 220.192, F.S., in the amount of the eligible costs as defined in Section 220.192(1)(b), F.S.

(a) This chapter does not apply to the tax return filing process regulated by the Florida Department of Revenue (DOR). An applicant seeking a tax credit pursuant to Section 220.192, F.S., shall apply to the department using the application process and Form 62-16.900(4), ~~F.A.C.~~, which is ~~herein~~ adopted and incorporated by reference. If deemed eligible for a tax credit, the department will issue a tax credit certificate to the applicant.

(b) The applicant may use these tax credits by attaching the certificate to its annual tax return filed with the DOR pursuant to rules promulgated by that agency.

(c) The department will not disburse any funds in connection with this tax credit program. Credits will not result in the payment of refunds by DOR if total credits exceed the amount of tax owed.

(d) Pursuant to Section 220.192, F.S., tax credits are limited to \$3 million per state fiscal year for all taxpayers in connection with an investment in hydrogen-powered vehicles and hydrogen vehicle fueling stations in the state; \$1.5 million per state fiscal year for all taxpayers in connection with an investment in commercial stationary hydrogen fuel cells in the state; and \$6.5 million per state fiscal year for all taxpayers in connection with an investment in the production, storage, and distribution of biodiesel (B10-B100) and ethanol (E10-E100) in the state.

(e) The department shall be responsible for allocating the tax credits and tracking granted tax credits in a fiscal year to ensure that tax credits granted do not to exceed the limits provided in Section 212.192, F.S. If an eligible applicant does not receive a tax credit allocation due to an exhaustion of the annual tax credit appropriation, its application shall remain in

the first-come, first-served order in the next year's annual tax credit allocation, if any, based on the date and time of filing the original application.

(f) Tax credits pursuant to Section 220.192, F.S., are available only for eligible costs incurred during the state fiscal year for which the tax credit application is submitted.

(2) **APPLICATION.** Applications shall be submitted to the Department of Environmental Protection, ATTN: Renewable Energy Technologies Investment Tax Credit Program, Florida Energy Office, 2600 Blair Stone Road, MS-19, Tallahassee, FL 32399-2400 as follows:

(a) Applications shall be submitted in hard copy format, using application Form 62-16.900(4), ~~F.A.C.~~, which is ~~herein~~ adopted and incorporated by reference.

(b) All applications must be submitted by certified mail or hand delivered to the department, and must be received by the department no later than 5:00 p.m. on the 15th day following the end of the applicant's tax year. If the 15th day after the end of the applicant's tax year falls on a weekend or federal holiday, then the deadline shall be the next business day.

(c) All applications must include the information required on the application form, and must include all supporting documentation necessary. Supporting documentation shall include all invoices and proof of payment for expenses for which the applicant seeks the tax credit.

(d) Applications must include a completed and signed affidavit (included as part of the application form) from each applicant certifying that all information contained in the application, including all records of costs incurred and paid and claimed in the tax credit application, are true and correct.

(3) **ELIGIBILITY.** The department shall review each timely filed application for completeness and determine eligibility as follows:

(a) The department shall review each timely filed application within 15 days of receipt to determine if the application includes all required information. An application package will be deemed "complete" if Form 62-16.900(4), ~~F.A.C.~~, contains all required information and appropriate signatures and the package includes all necessary supporting documentation.

(b) If the department determines that the application does not contain all of the required information to make the application complete, the department shall notify the applicant in writing within 15 days of the receipt of the application of the deficiencies indicated by certified mail, unless the applicant requests, and is willing to pay for, alternative express mailing. Applications will not be returned to applicants.

(c) An applicant who is notified of a failure shall not be issued a credit until all required information is provided to the department.

(d) Credits shall be allocated on a first-come, first-served basis based upon the date and time complete applications are received by the department.

(e) Applications which do not include all required information shall not receive a position in the first-come, first-serve order for allocation of credits.

(f) The department will review the tax credit application package submitted by each applicant to verify that the applicant has met the qualifying statutory and rule criteria and has submitted all required documentation. Upon verification that the applicant has met all requirements, the department shall issue a determination of eligibility for applied for tax credits within 45 days of the receipt of complete information, subject to the fiscal limitations in Section 220.192, F.S., for the tax year in which the tax credit application is submitted.

Specific Authority 220.192(3) FS. Law Implemented 220.192 FS. History--New\_\_\_\_\_.

**62-16.700 Renewable Energy Technologies Sales Tax Program**

Applications for sales tax exemption pursuant to Section 212.08(7)(ccc), F.S., shall be filed with the department using Form 62-16.900(5), ~~F.A.C.~~, which is ~~herein~~ adopted and incorporated by reference, and shall be sent to Florida Department of Environmental Protection, ATTN: Renewable Energy Technologies Sales Tax Program, Florida Energy Office, 2600 Blair Stone Road, MS-19, Tallahassee, FL 32399-2400.

Specific Authority 212.08(7)(ccc)4.b. FS. Law Implemented 212.08 FS. History--New\_\_\_\_\_.

**62-16.900 Forms.**

The following forms are adopted and incorporated by reference in this Rule Chapter. The form is listed by rule number, which is also the form number, and by the subject title and effective date. Copies of the form may be obtained by writing to the Department of Environmental Protection, Florida Energy Office, 2600 Blair Stone Road, MS-19, Tallahassee, FL 32399-2400.

(1) Renewable Energy Technologies Grant Program Application, Form 62-16.900(1), ~~F.A.C.~~, (effective\_\_\_\_\_).

(2) Renewable Energy Technologies Grant Program Application for Bioenergy, Form 62-16.900(2), ~~F.A.C.~~, (effective\_\_\_\_\_).

(3) Solar Energy System Incentives Program Application, Form 62-16.900(3), ~~F.A.C.~~, (effective\_\_\_\_\_).

(4) Renewable Energy Technologies Investment Tax Credit Program Application, Form 62-16.900(4), ~~F.A.C.~~, (effective\_\_\_\_\_).

(5) Renewable Energy Technologies Sales Tax Program Application, Form 62-16.900(5), ~~F.A.C.~~, (effective\_\_\_\_\_).

Specific Authority 212.08(7)(ccc)4.b., 220.192(3), 377.804(3), 377.806(7) FS. Law Implemented 377.801-377.806, 212.08, 220.192 FS. History--New\_\_\_\_\_.

**DEPARTMENT OF JUVENILE JUSTICE**

**Program Accountability**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
63L-1.001	Purpose and Scope
63L-1.002	Definitions
63L-1.003	Quality Assurance Standards
63L-1.004	Quality Assurance Peer Reviewers
63L-1.005	Conducting Quality Assurance Reviews
63L-1.006	Challenges and Mediation
63L-1.007	Waivers and Alternative Compliance Measures
63L-1.008	Deemed Status
63L-1.009	Conditional Status
63L-1.010	Failure to Meet Minimum Levels of Performance or Compliance
63L-1.011	Internal Review Board

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 33, No. 8, February 23, 2007 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF HEALTH**

**Board of Psychology**

<b>RULE NO.:</b>	<b>RULE TITLE:</b>
64B19-18.008	Board Approval of Specialty Certifying Bodies

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 33, No. 13, March 30, 2007 issue of the Florida Administrative Weekly.

The correction is as follows:

The previous Notice of Correction which published in Vol. 33, No. 19, of the May 11, 2007, issue of the Florida Administrative Weekly, listed the publication date of the proposed rule as April 27, 2007, in Vol. 33, No. 17, of the Florida Administrative Weekly. This was incorrect. The proposed rule was published in Vol. 33, No. 13, of the March 30, 2007, issue of the Florida Administrative Weekly.

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

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Worker's Compensation**

<b>RULE NO.:</b>	<b>RULE TITLE:</b>
69L-6.032	Contractor Requirements for Obtaining Evidence That Subcontractors Possess Workers' Compensation Insurance or Otherwise Comply with Chapter 440, Florida Statutes

**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. 14, April 6, 2007 issue of the Florida Administrative Weekly.

69L-6.032 Contractor Requirements for Obtaining Evidence that Subcontractors Possess Workers' Compensation Insurance or Otherwise Comply with Chapter 440, Florida Statutes.

(1) No change.

(2) If a workers' compensation insurance policy has been issued to the subcontractor, the contractor, as described in subsection (1) of this rule may obtain one of the following documents as evidence of workers' compensation insurance for a subcontractor.

(a) through (c) No change.

1. through 6. No change.

~~7. The issue date of the Certificate of Liability Insurance precedes the date the subcontractor commenced work on each project for which the contractor sublet any part of his or her contract work to the subcontractor; and~~

7.8. The date(s) the work is being performed by the subcontractor for the contractor falls within the Policy Effective and Policy Expiration dates listed on the Certificate of Liability Insurance.

(3) through (9) No change.

The remainder of the rules read as previously published.

**FINANCIAL SERVICES COMMISSION**

**OIR – Insurance Regulation**

RULE NO.:                 RULE TITLE:  
69O-170.0155             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. 33, No. 17, April 27, 2007 issue of the Florida Administrative Weekly.

Forms OIR-B1-1655 "Notice of Premium Discounts for Hurricane Loss Mitigation" and OIR-B1-1802 "Uniform Mitigation Verification Inspection Form" have been revised to reflect comments submitted at the public hearing. The revised forms are available from the contact person, Chris Bailey at [chris.bailey@fldfs.com](mailto:chris.bailey@fldfs.com).

**Section IV  
Emergency Rules**

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

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

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

**DEPARTMENT OF LAW ENFORCEMENT**

NOTICE IS HEREBY GIVEN that on May 11, 2007, the Officer Professionalism Program, Florida Department of Law Enforcement, received a petition for waiver of Rule 11B-30.006, F.A.C., from Christopher C. Sloan. Petitioner seeks a waiver of the provision of the rule requiring recruits to complete training, pass the State Officer Certification Examination, and become employed within four years of beginning basic recruit training.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Office of General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, Florida 32302, Attention: Assistant General Counsel Grace A. Jaye. Comments on this Petition may be filed by contacting Assistant General Counsel Grace A. Jaye at the above address, or by calling (850)410-7676.

NOTICE IS HEREBY GIVEN THAT on May 4, 2007, the Florida Department of Law Enforcement, received a petition for waiver of paragraph 11C-6.004(3)(b), F.A.C., pursuant to Section 120.542, F.S., from the National Foundation to Prevent Child Sexual Abuse, Inc., Palm Beach County. Petitioner wishes to waive fees associated with volunteer subject inquiries under the National Child Protection Act of 1993, as amended.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Assistant General Counsel Grace A. Jaye, Office of General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, Florida 32302, or by calling (850)410-7676. 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.

**DEPARTMENT OF TRANSPORTATION**

NOTICE IS HEREBY GIVEN that on May 21, 2007, the Department of Transportation has issued an order.

The Order Denying Petition for Variance or Waiver denied the Petition of Montgomery Ventures, Inc., seeking a variance or waiver from the provisions of paragraph 14-10.007(6)(b), F.A.C. The Petition was received by the Department on

February 21, 2007. The Department published its notice of receipt of the petition in the April 13, 2007, edition of the Florida Administrative Weekly. Rule 14-10.007, F.A.C., provides that nonconforming signs are deemed abandoned if no advertising copy is posted for a 12 month period. The Department's Order, issued in DOT Case No. 07-010, dismissed the petition because Petitioner did not demonstrate the loss of a single nonconforming sign would cause a substantial hardship or violate principles of fairness or that the underlying purpose of a single nonconforming sign would cause substantial hardship or violate principles of fairness or that the underlying purpose of Section 479, Florida Statutes, would be achieved by other means.

A copy of the Order may be obtained by contacting: the Clerk of Agency Proceedings, Department of Transportation, 605 Suwannee Street, M.S. 58, Tallahassee, Florida 32399-0458. For additional information, contact James C. Myers at (850)414-5393.

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

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

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#### **WATER MANAGEMENT DISTRICTS**

NOTICE IS HEREBY GIVEN THAT on May 10, 2007, the St. Johns River Water Management District, received a petition for variance from subparagraph 40C-41.063(1)(c)1., F.A.C., and Section 11.1.3 of the Applicant's Handbook: Management and Storage of Surface Waters (February 1, 2005) (A.H.), for Environmental Resource Permit Application 4-009-109446-1. The permit applicant is proposing to construct a surface water management system that will serve a proposed facility known as Rodes Park, comprising a community center, athletic fields, and walking trails on a 136-acre site. The proposed wet detention surface water management system would discharge into the Melbourne-Tillman Water Control District canal system, which in turn discharges to coastal waters. Subparagraph 40C-41.063(1)(c)1., F.A.C., and Section 11.1.3, A.H., prohibit the construction, operation, and maintenance of a surface water management system in the Upper St. Johns River Hydrologic Basin that results in an increase in the amount of water being diverted from the Basin to coastal receiving waters. These rules are intended to protect the water resources of the state by limiting discharges of fresh water to estuarine waters and curtailing interbasin diversion. Comments on this petition should be filed with: Robert Nawrocki, District Clerk, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177-2529, within 14 days of publication of this notice. The petition has been assigned F.O.R. Number 2007-46.

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

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NOTICE IS HEREBY GIVEN THAT on May 10, 2007, South Florida Water Management District (District) received a petition for waiver from Michael Lurie, Application No. 07-0510-1M for issuance of a Modification to Right of Way Occupancy Permit 12846 for utilization of Works or Lands of the District known as the C-23, Martin County, to allow an existing extension of an elevated walkway crossing the north right of way of C-23 to remain. Section 2, Township 37S, Range 40E. The petition seeks relief from paragraph 40E-6.221(2)(i), Florida Administrative Code, which governs the placement of above-ground permanent and/or semi-permanent encroachments within forty feet of the top of the canal bank within Works or Lands of the District.

A copy of the petition may be obtained from Kathie Ruff at (561)682-6320 or e-mail at [kruff@sfwmd.gov](mailto: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 the South Florida Water Management District, 3301 Gun Club Road, MSC 1413, West Palm Beach, FL 33406, Attn: Kathie Ruff, Office of Counsel.

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NOTICE IS HEREBY GIVEN THAT on May 10, 2007, South Florida Water Management District (District) received a petition for waiver from Alexander Vennos, Application No. 07-0510-2M for issuance of a Modification to Right of Way Occupancy Permit 12962 for utilization of Works or Lands of the District known as the C-23, Martin County, to allow an existing extension of an elevated walkway crossing the north right of way of C-23 to remain. Section 2, Township 37S, Range 40E. The petition seeks relief from paragraph 40E-6.221(2)(i), Florida Administrative Code, which governs the placement of above-ground permanent and/or semi-permanent encroachments within forty feet of the top of the canal bank within Works or Lands of the District.

A copy of the petition may be obtained from Kathie Ruff at (561)682-6320 or e-mail at [kruff@sfwmd.gov](mailto: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 the South Florida Water Management District, 3301 Gun Club Road, MSC 1413, West Palm Beach, FL 33406, Attn: Kathie Ruff, Office of Counsel.

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**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

NOTICE IS HEREBY GIVEN that on April 30, 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 Door to Door Deli 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 two Mobile Food Dispensing Vehicles.

This variance request was approved May 21, 2007 and is contingent upon the Petitioner's use of open-air steam table properly covered and air curtain operating properly according to manufacturer's specifications and Section 6-202-15(D) (2), 2001 FDA Food Code, as to expel possible contaminants and vermin. Approval is also contingent upon Petitioner conducting all re-heating for hot holding at approved commissaries to the proper temperature per Section 3-403.11, 2001 FDA Food Code; and potentially hazardous food is held at proper temperatures according to Section 3-501.16, 2001 FDA Food Code.

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

Copies of the variance and operating procedures are to be present on the MFDV at all times of operation and shall be adhered to as approved by the Division. This variance is not transferable under any conditions. All provisos must be complied prior to final approval and licensing. Any violation of the variance is the equivalent of a violation of the Rule and may result in a rescission of the variance, and subject the Petitioner to disciplinary sanctions as enumerated in Section 509.261, Florida Statutes. To obtain a copy of the approved variance you may contact David.Fountain@dbpr.state.fl.us.

NOTICE IS HEREBY GIVEN THAT on May 7, 2007, the Board of Accountancy, received a petition for Pedro P. Delgado, seeking a variance or waiver of subsection

61H1-31.001(9), Florida Administrative Code, which establishes the deadline for submitting the laws and rules examination for licensure renewal.

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 at (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 May 7, 2007, the Board of Accountancy, received a petition for Lynn Finkelstein, seeking a variance from subsection 61H1-33.006(2), Florida Administrative Code, which requires that required continuing professional education hours have been completed in the 24 months immediately proceeding 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 at (352)333-2505. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

NOTICE IS HEREBY GIVEN that on May 14, 2007, the Department of Environmental Protection has issued an order.

The order closed the file on the Virotec AquaSolve variance petition OGC #06-2391. The variance petition was received on November 28, 2006. Notice of receipt of this petition was published in the F.A.W., on January 12, 2007. The petition had requested a variance from the zone of discharge prohibition for discharges through wells under subsection 62-522.300(3), Florida Administrative Code. No public comment was received. The Department received a request to withdraw the petition from Virotec on April 6, 2007.

A copy of the Order may be obtained by contacting: Cathy McCarty, Department of Environmental Protection, Underground Injection Control Program, MS 3530, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, (850)245-8654.

NOTICE IS HEREBY GIVEN THAT on May 1, 2007, the Department of Environmental Protection has issued an order.

The order is for the Redox Tech LLC variance petition (OGC File No. 07-0202), received on February 5, 2007. The petition requested a variance from the zone of discharge (ZOD) prohibition for discharges through wells under subsection

62-522.300(3), F.A.C., for the use of ABC+ to cleanup sites contaminated with chlorinated ethenes, several chlorinated alkanes, and potentially chlorinated phenols, pesticides, biphenyls, and other related contaminants. Specifically, the variance requested a ZOD for total recoverable petroleum hydrocarbons (TRPH) and ethanol within a 50-foot radius from the point of discharge for a duration of 365 days. Notice of receipt of this petition was published in the F.A.W., on March 23, 2007. No public comment was received. The final order granted a variance from the ZOD prohibition because the petitioner demonstrated a substantial hardship, and that the purposes of the underlying statutes would be met with the conditions imposed by the Department. The conditions require that the use of this product must be through a Department-approved remedial action plan, or other Department-enforceable document, and that such approval shall not be solely by a delegated program; that the discharge must be through a Class V, Group 4 underground injection control well which meets all applicable requirements of Chapter 62-528, F.A.C.; that the extent of the ZOD for TRPH and ethanol shall be a 50-foot radius from the point of injection and the duration of the ZOD shall be one year; that the injection of ABC+ shall be at such a rate and volume that no undesirable migration occurs of the product, its by-products, or the contaminants already present in the aquifer; and that the Department-approved remedial action plan shall address appropriate ground water monitoring requirements associated with the use of ABC+ based on site-specific hydrogeology and conditions.

A copy of the Order may be obtained by contacting: Cathy McCarty, Department of Environmental Protection, Underground Injection Control Program, MS 3530, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, (850)245-8654.

NOTICE IS HEREBY GIVEN THAT on April 16, 2007, the Department of Environmental Protection, received a petition for Charlotte County Utilities Burnt Store Facility seeking a variance from Rule 62-521.400, F.A.C., to allow construction of a Class I deep injection well within 500 feet of a potable water supply well. The petition has been assigned OGC File No. 07-0706.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Cathy McCarty, Department of Environmental Protection, Underground Injection Control Program, MS 3530, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, (850)245-8654. Written comments must be received by Cathy McCarty at the above address no later than 14 days from the date of publication of this notice.

NOTICE IS HEREBY GIVEN THAT on May 3, 2007, the Department of Environmental Protection, received a petition for Publix Super Markets, Inc. seeking a variance from

paragraph 62-521.400(1)(m), F.A.C., to allow a fuel tank to be located within 500 feet of a potable water supply well. The petition has been assigned OGC File No. 07-0764.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Cathy McCarty, Department of Environmental Protection, Underground Injection Control Program, MS 3530, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, (850)245-8654. Written comments must be received by Cathy McCarty at the above address no later than 14 days from the date of publication of this notice.

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## DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN that on April 18, 2007, the Board of Dentistry, received a petition for waiver or variance filed by Jamie Gutierrez, D.D.S., for paragraph 64B5-2.013(2)(e), F.A.C., asking to sit only for the written part of the examination for licensure regarding the rules and laws section. Petitioner asserts that having to retake the entire examination would result in substantial hardship.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sue Foster, Executive Director, the Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258.

NOTICE IS HEREBY GIVEN THAT on May 18, 2007, the Board of Medicine, received a petition for waiver or variance filed by Sarla Sanjani, M.D., from Rule 64B8-4.009, F.A.C., with regard to the requirement for submission of documentation of medical training directly from Petitioner's training program. Comments on this petition should be filed with the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting Larry McPherson, Jr., Executive Director, Board of Medicine, at the above address, or telephone (850)245-4131.

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

### DEPARTMENT OF LEGAL AFFAIRS

The Florida **Commission on the Status of Women** announces a meeting to which all persons are invited.

DATE AND TIME: June 9, 2007, 9:00 a.m. – 4:00 p.m

PLACE: University of South Florida Sarasota-Manatee Campus, Selby Auditorium D103, 8350 North Tamiami Trail, Sarasota, FL 34243

GENERAL SUBJECT MATTER TO BE CONSIDERED: The 2nd Quarterly Meeting of the Florida Commission on the Status of Women.



A copy of the agenda may be obtained by contacting: Florida Commission on the Status of Women, Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax (850)921-4131.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Florida Commission on the Status of Women, Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax (850)921-4131. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Florida Commission on the Status of Women, Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax (850)921-4131.

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The Florida **Commission on the Status of Women** announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 21, 2007, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Executive Committee.

DATE AND TIME: June 27, 2007, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Outreach Task Force.

NOTE: In the absence of quorum, items on this agenda will be discussed as workshop, and notes will be recorded although no formal action will be taken. If you have any questions, please call (850)414-3300.

A copy of the agenda may be obtained by contacting: Florida Commission on the Status of Women, Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax (850)921-4131.

For more information, you may contact: Florida Commission on the Status of Women at the Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax (850)921-4131.

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## DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The **Florida Tropical Fruit Advisory Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, June 14, 2007, 10:00 a.m.

PLACE: Miami-Dade Extension Office, 18710 S. W. 288 Street, Homestead, FL 33030

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to conduct the general business of the Florida Tropical Fruit Advisory Council.

For more information, or if you need special accommodations, call Louise King at (305)401-1502.

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The **Florida Citrus Production Research Advisory Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, June 27, 2007, 10:00 a.m. – 12:00 Noon

PLACE: Sebring Agri-Civic Center, 4509 George Blvd., Sebring, FL 33875

GENERAL SUBJECT MATTER TO BE CONSIDERED: General meeting to review, discuss, and establish approval on research proposals for calendar year for 2007-2008, and discussion of general council issues.

If you need special accommodations due to disability or for directions please call Marshall Wiseheart at (850)488-4366.

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The Florida **Department of Agriculture and Consumer Services, Division of Forestry** (DOF) and the Matanzas State Forest Management Plan Advisory Group announces a public hearing to which all persons are invited.

Public Hearing

DATE AND TIME: Thursday, June 7, 2007, 7:00 p.m.

PLACE: St. Johns County Cooperative Extension Service, Wind Mitigation Building, 3111 Agricultural Center Drive, St. Augustine, FL 32092

GENERAL SUBJECT MATTER TO BE CONSIDERED: To solicit comments on management of the Matanzas State Forest. Comments may be presented orally or in writing at the hearing. Written comments may also be submitted to: DOF's Bunnell District Office, 5001 U.S. Highway 1, N., Bunnell, FL 32110, to the attention of Mike Kuypers and should be mailed so as to arrive at the office by the date of the public hearing.

Copies of a working draft on the plan and the management plan prospectus are available by contacting the Division of Forestry in writing at the above address or contacting Mike Kuypers at (386)446-6785.

Should you decide to appeal any decision made as a result of, or take exception to any findings of fact with respect to any matter considered at the hearing and meeting referred to above, you may need to ensure that a verbatim record of the proceedings is made. Such record shall include the testimony and evidence upon which the appeal is to be based.

Special accommodations for persons with a disabling condition should be requested in writing to the DOF's Bunnell District office at the above listed address at least 48 hours in advance of these proceedings. You are hereby notified in accordance with Section 286.0105, Florida Statutes.

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#### DEPARTMENT OF EDUCATION

The Florida **Department of Education** announces a workshop to which all persons are invited.

**DATES AND TIMES:** June 6, 2007, 8:00 a.m. through June 8, 2007, 5:00 p.m.

**PLACE:** Orlando Marriott, Lake Mary, 1501 International Parkway, Lake Mary, FL 32746

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Education Commissioner Jeanine Blomberg announces the June training of the State Instructional Materials Committees. The Committees will learn how to evaluate instructional materials that were submitted for consideration by publishers in May of 2007.

A copy of the agenda may be obtained by contacting: Department of Education's Instructional Materials Office at (850)245-0425.

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. 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: Department of Education's Instructional Materials Office, (850)245-0425.

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The **Division of Blind Services** announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** June 8, 2007, 10:00 a.m. (EST)

**PLACE:** Teleconference number provided by contacting Phyllis Dill at (850)595-5282, ext. 11

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Florida Rehab Council for the Blind discussion and approval of the Council comments to the Division of Blind Services 2008 State Plan.

For more information, you may contact: Phyllis Dill, Division of Blind Services, 14 W. Jordan St., G-2, Pensacola, FL 32503, (850)595-5282, ext. 11 or email: Phyllis.dill@dbs.fldoe.org.

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

**DATE AND TIME:** June 27, 2007, 10:00 a.m.

**PLACE:** 325 West Gaines Street, Suite 1703/07, Tallahassee, Florida 32399

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The meeting will be to provide a review and analyze secondary to postsecondary alignment issues in order to develop policy recommendations for increasing successful student transitions. A copy of the agenda may be obtained by contacting: Judith Bilsky, Executive Vice Chancellor, Division of Community Colleges, 325 West Gaines Street, Suite 1314, Tallahassee, Florida 32399, (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 7 days before the workshop/meeting by contacting the Office of Equity and Access at (850)245-9531 (Voice). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The Florida **Public Archaeology Network** announces a meeting to which all persons are invited:

**DATE AND TIMES:** Thursday, June 14, 2007, 9:30 a.m. (CST); 10:30 a.m. (EST)

**PLACE:** The public may join the conference call by dialing from any telephone. The phone number and access code needed to join the conference call may be obtained by contacting: Cheryl Phelps, Office Administrator, FPAN; Phone (850)595-0050, Fax (850)595-0052; Email cphelps@uwf.edu

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To discuss the proposal from the University of South Florida to host the FPAN Central Region Center.

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The **Gulf Coast Community College**, District Board of Trustees Budget Committee will hold a budget meeting as follows: **CONTACT:** Dr. Jim Kerley, President.

**DATE AND TIME:** June 7, 2007, 9:00 a.m.

**PLACE:** Gulf Coast Community College, President's office, 2nd Floor, Administration, Room 202, Panama City, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To review budget.

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The public is invited to the meetings of the Trustee Nominating Committee and the Student Affairs Committee of the **Board of Governors**, State University System of Florida.

**DATE AND TIME:** June 13, 2007, 1:00 p.m. – 5:00 p.m.

**PLACE:** Ballroom, Graham Center, Florida International University, Miami, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Discussion of BOG Trustee Selection and Appointment Protocols; Consideration of applicants for vacant positions on the Board of Trustees, FAMU; Discussion of Student Health Insurance Task Force and Initial Recommendations; Student Loan-related Questions; Status Report from the Attorney

General's Investigation of Student Loan Issues; and other matters related to the Trustee Nominating Committee and the Student Affairs Committee of the Board of Governors.

Copies of the agendas 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.

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The public is invited to Committee meetings and the regular meeting of the **Board of Governors** of the State University System of Florida. The following Committees will meet for Research and Economic Development, and Academic Affairs/Strategic Planning. The regular meeting of the Board will follow.

DATE AND TIME: June 14, 2007, 8:00 a.m. – 5:00 p.m.

PLACE: Ballroom, Graham Center, Florida International University, Miami, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review of 2007 State University Research Commercialization Assistance Grants Program; 2007 Centers of Excellence Program and direction to the Florida Technology, Research, and Scholarship Board; Presentation by FIU 21st Century Scholar; Update on "Forward by Design"; Consideration of approval of Ph.D., Genetics and Genomics, UF; Consideration of BOG Regulation Rule 6C-8.001, F.A.C., University Calendars, for Final Approval; Status Report, Governor's Task Force on Campus Safety and Security; Status Report, FAMU Task Force on Finance and Operational Control Issues; University Tuition; Updates, Legislative Budget Request and Substantive Legislation, 2007 Session; Consideration of Appointment of University Trustees, FAMU, FIU, UNF; Consideration: Resolution requesting the Division of Bond Finance of the State Board of Administration of Florida to issue Revenue Bonds on behalf of the University of Florida to Finance Construction of a Parking Garage on the Main Campus, UF; Resolution authorizing the Issuance by the University of North Florida Financing Corporation of Revenue Bonds to Finance Construction of a Student Union on the Main Campus, UNF; Resolution authorizing the Issuance by the University of Central Florida Health Facilities Corporation of Revenue Bonds to Finance Construction of the Burnett Biomedical Sciences Building on the Lake Nona Campus, UCF; Resolution authorizing the Issuance by the University of North Florida Financing Corporation of Revenue Bonds to Finance Construction of a Student Housing Facility on the Main Campus, UNF; action items brought forward from Board Committees; and other matters pertaining to the Board of Governors.

Copies of the agendas 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.

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## DEPARTMENT OF LAW ENFORCEMENT

The Florida **Department of Law Enforcement** announces a public meeting to which all persons are invited.

DATES AND TIMES: Wednesday, June 6, 2007, 1:00 p.m. – 5:00 p.m.; Thursday, June 7, 2007, 8:30 a.m. – 12:00 Noon

PLACE: Embassy Suites Orlando North, 225 Shorecrest Drive, Altamonte Springs, FL 32701, (407)834-2400

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Violent Crime and Drug Control Council and any other interested individuals will meet to hear presentations and discuss issues relating to violent crime and multi-agency or statewide drug control or illicit money laundering investigative or task force efforts.

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

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Persons needing an accommodation to participate in any proceeding should call (850)410-7900, (Voice) or (850)656-9597, (TDD), at least five working days before such proceeding.

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The **Department of Law Enforcement**, Medical Examiners Commission announces a Medical Examiners Commission Meeting to which all interested persons are invited.

DATE AND TIME: Wednesday, June 13, 2007, 1:00 p.m.

PLACE: Florida Department of Law Enforcement, 4211 North Lois Avenue, Tampa, Florida 33614, (813)878-7300

GENERAL SUBJECT MATTER TO BE CONSIDERED: Medical Examiners Commission Meeting.

Any person requiring a special accommodation at this meeting because of disability or physical impairment should contact the Medical Examiners Commission Office at (850)410-8600 at least five (5) working days prior to the meeting.

If a person decides to appeal any decision made by the Commission with respect to any matter considered at this meeting, such person is responsible for ensuring that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Additional information or a copy of the agenda may be obtained by contacting: Mrs. Victoria G. Marsey, Bureau Chief, Bureau of Standards, Criminal Justice Professionalism Services, Medical Examiners Commission, Post Office Box 1489, Tallahassee, Florida 32302, (850)410-8600.

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#### DEPARTMENT OF TRANSPORTATION

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

DATE AND TIME: June 14, 2007, 8:30 a.m.

PLACE: Hampton Inn, Chaffee Point Blvd., Exit 351 off I-10, Jacksonville, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a monthly meeting of the Commercial Motor Vehicle Review Board for the purpose of reviewing penalties imposed upon any vehicle or person under the provisions of Chapter 316, Florida Statutes, relating to weights imposed on the highway by the axles and wheels of motor vehicles, to special fuel and motor fuel tax compliance, or to violations of safety regulations.

Any person aggrieved by the imposition of a civil penalty pursuant to Sections 316.3025 or 316.550, Florida Statutes, may apply to the Commercial Motor Vehicle Review Board for a modification, cancellation, or revocation of the penalty.

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

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

For more information, you may contact Christine Jones at (850)245-7914.

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The **Department of Transportation**, District Six announces a Public Hearing to which all persons are invited.

DATE AND TIMES: June 27, 2007, Open House: 6:00 p.m.; Formal Presentation: 7:15 p.m.

PLACE: Miami Shores Country Club, 10000 Biscayne Boulevard, Miami Shores, FL 33138

GENERAL SUBJECT MATTER TO BE CONSIDERED: This hearing is being held to afford interested persons the opportunity to express their views concerning the location, conceptual design, and natural and human environmental effects of Financial Project I.D. No.: 415456-1, otherwise known as the Interstate 95 (95 Express) Project Development

and Environment (PD&E) Study. The limits of the project are from I-395 in Miami-Dade County to Broward Boulevard in Broward County, Florida.

A copy of the agenda may be obtained by writing to: Kenneth Jeffries, Project Manager, Florida Department of Transportation, District 6, Planning and Environmental Management Office, 1000 N. W. 111th Avenue, Miami, Florida 33172.

Anyone needing project or public hearing information or special accommodations under the Americans with Disabilities Act of 1990 should write to the address given above, or call Elizabeth Perez at (305)470-5219. Special accommodation requests under the Americans with Disabilities Act should be made at least seven (7) days prior to the public hearing.

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The **Department of Transportation**, District 4 announces a hearing to which all persons are invited.

DATE AND TIMES: June 28, 2007, Open House, 6:00 p.m.; Formal Presentation, 7:00 p.m.

PLACE: Indian River Community College, Koblegard Student Union (KSU) Building, 3209 Virginia Avenue, Fort Pierce, FL 34981-5596

GENERAL SUBJECT MATTER TO BE CONSIDERED: This hearing is being held to afford interested persons the opportunity to view the maps and material on display and to express their views concerning the location, conceptual design, and social, economic and environmental effects of the proposed construction of Lennard Road from Walton Road north to Kitterman Road, Financial Project Identification Number: 410262-1-58-01, Federal Project ID: 888 789A. This hearing is being conducted pursuant to the provisions of Rule Chapter 14-97, Florida Administrative Code, and Section 335.18, Florida Statutes. This hearing is being noticed and held in accordance with the Section 339.155, Florida Statutes, Chapter 120, Florida Statutes, and is also consistent with the Americans with Disabilities Act of 1990. This hearing is in compliance with Title VI of the Civil Rights Act of 1964 and Title VIII of the Civil Rights Act of 1968, as amended.

A copy of the agenda may be obtained by contacting Mr. Michael Powley, P.E., Project Manager, St. Lucie County Engineering Office by calling (772)462-1707, or by writing to: Mr. Powley, County Engineer, Engineering Division, 2300 Virginia Avenue, Room 229, Ft. Pierce, FL 34982, or by e-mail at powleym@stlucieco.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting Mr. Michael Powley, P.E., Project Manager, St. Lucie County Engineering Office by calling (772)462-1707, or by writing to: Mr. Powley, County Engineer, Engineering Division, 2300 Virginia Avenue, Room 229, Ft. Pierce, FL 34982, or by e-mail at powleym@stlucieco.gov. If you are

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

The **Department of Transportation**, District 4 announces a hearing to which all persons are invited.

DATE AND TIME: Thursday, June 28, 2007, 6:00 p.m.

PLACE: St. Lucie Board of County Commissioner's Chamber, 3rd Floor, Administration Building, 2300 Virginia Avenue, Ft. Pierce, Florida 34982

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This hearing is being held to afford interested persons the opportunity to express their views concerning the location, conceptual design, and natural and human environmental effects on Financial Project ID No. 413063-1-22-01, otherwise known as the SR 9/I-95 Project Development and Environment (PD&E) Study. The limits of the project are from South of SR 70 to South of Indrio Road in St. Lucie County, Florida.

Public participation at this hearing will be conducted in accordance with Title VI of the Civil Rights Act of 1964 and Title VIII of the Civil Rights Act of 1968.

A copy of the agenda may be obtained by contacting Mr. Patrick Glass, P.E. at (954)777-4681, Toll Free 1(866)336-8435, ext. 4681, or by email: Patrick.Glass@dot.state.fl.us.

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

For more information, you may contact: Mr. Patrick Glass, P.E. Project Manager, Florida Department of Transportation, 3400 West Commercial Boulevard, Fort Lauderdale, Florida 33309-3421.

The **Department of Transportation**, District 4 announces a hearing to which all persons are invited.

DATE AND TIMES: June 28, 2007, Open House, 6:00 p.m.; Formal Presentation, 7:15 p.m.

PLACE: Sheraton Fort Lauderdale Airport Hotel, Empire Ballroom, 1825 Griffin Road, Dania, FL 33004

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This hearing is being held to afford interested persons the opportunity to express their views concerning the location, conceptual design, and natural and human environmental effects of Financial Project I.D. No.: 422796-1, otherwise known as the Interstate 95 (95 Express) Project Development and Environment (PD&E) Study. The limits of the project are from I-395 in Miami-Dade County to Broward Boulevard in Broward County, Florida.

A copy of the agenda may be obtained by contacting: Richard Young, Project Manager, Florida Department of Transportation, District 4, Office of Planning and Environmental Management, 3400 West Commercial Boulevard, Fort Lauderdale, Florida 33309-3421.

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: Richard Young, Project Manager, Florida Department of Transportation, District 4, Office of Planning and Environmental Management, 3400 West Commercial Boulevard, Fort Lauderdale, Florida 33309-3421. 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: Richard Young, Project Manager, Florida Department of Transportation, District 4, Office of Planning and Environmental Management, 3400 West Commercial Boulevard, Fort Lauderdale, Florida 33309-3421.

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

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

The **Department of Environmental Protection**, Office of Coastal and Aquatic Managed Areas, acting as staff to the **Board of Trustees of the Internal Improvement Trust Fund** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, June 27, 2007, 7:00 p.m.

PLACE: St. Lucie County Oxbow Eco-Center, 5400 N. E. St. James Dr., Port St. Lucie, FL 34983

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The purpose is for members of the Advisory Committee to discuss the revision of the North Fork St. Lucie River Aquatic Preserve Management Plan.

A copy of the agenda may be obtained by contacting Aquatic Preserve Manager, Laura Herren at (772)429-2995.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting Aquatic Preserve Manager, Laura Herren at (772)429-2995. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Department of Environmental Protection**, Office of Coastal and Aquatic Managed Areas, acting as staff to the **Board of Trustees of the Internal Improvement Trust Fund** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, July 18, 2007, 6:00 p.m.

PLACE: Guana Tolomato Matanzas National Estuarine Research Reserve (GTMNERR), Environmental Education Center, 505 Guana River Rd., Ponte Vedra Beach, FL 32086

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public input is being sought by Federal officials from the U.S. Department of Commerce's National and Oceanic Atmospheric Administration (NOAA) as they evaluate the operation and management of the GTMNERR as required by section 312 and 315 of the Coastal Zone Management Act of 1972, as amended. Members of the GTMNERR Management Advisory Group (MAG) will be participating.

A copy of the agenda may be obtained by contacting Annette Odom at (904)823-4500.

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 Annette Odom at (904)823-4500. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Department of Environmental Protection**, Office of Coastal and Aquatic Managed Areas, acting as staff to the **Board of Trustees of the Internal Improvement Trust Fund** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, July 18, 2007, 7:00 p.m.

PLACE: University of Florida Indian River Research and Education Center, 299 South Rock Rd., Fort Pierce, FL 34945

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to inform the public on the management plan review process and to solicit input on issues they are interested in seeing addressed in the plan.

A copy of the agenda may be obtained by contacting Aquatic Preserve Manager, Laura Herren at (772)429-2995.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting Aquatic Preserve Manager, Laura Herren, at (772)429-2995. 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 PAROLE COMMISSION

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

DATE AND TIME: June 20, 2007, 9:00 a.m.

PLACE: Florida Parole Commission, 2601 Blair Stone Road, Bldg. C, Tallahassee, Florida 32399-2450

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled meeting for all Parole, Conditional Release, Conditional Medical Release, Addiction Recovery and Control Release matters as well as other Commission business.

A copy of the agenda may be obtained by contacting: Florida Parole Commission, 2601 Blair Stone Road, Bldg. C, Tallahassee, Florida 32399-2450.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least Five days before the workshop/meeting by contacting: Florida Parole Commission, 2601 Blair Stone Road, Bldg. C, Tallahassee, Florida 32399-2450. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Florida Parole Commission, 2601 Blair Stone Road, Bldg. C, Tallahassee, Florida 32399-2450.

#### PUBLIC SERVICE COMMISSION

The Florida **Public Service Commission** announces its Internal Affairs Meeting to which all interested persons are invited.

DATE AND TIME: \*June 18, 2007, 9:30 a.m.

PLACE: Betty Easley Conference Center, 4075 Esplanade Way, Conference Room 140, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and make decisions on matters which affect the operation of the Commission.

A copy of the agenda of the Internal Affairs Meeting may be obtained by contacting the Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation at this conference should contact the Office of Commission Clerk no later than 48 hours prior to the conference at (850)413-6770 or via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD) Florida Relay Service. Assistive Listening Devices are available at the Office of Commission Clerk, Betty Easley Conference Center, Room 110.

\*In the event of a change or cancellation, notice will be published at the earliest practicable time on the Commission's website at <http://www.psc.state.fl.us/agendas/internalaffairs/>.

The Florida **Public Service Commission** announces its regularly scheduled conference to which all interested persons are invited.

DATE AND TIME: June 19, 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 consider those matters ready for decision.

LEGAL AUTHORITY AND JURISDICTION: Chapters 120, 350, 364, 366, and 367, F.S.

Persons who may be affected by Commission action on certain items on the conference agenda may be allowed to address the Commission, either informally or by oral argument, when those items are taken up for discussion at the conference, pursuant to Rules 25-22.0021 and 25-22.0022, F.A.C.

A copy of the agenda may be obtained by any person who requests a copy and pays the reasonable cost of the copy (\$1.00, see Copying Charges for Commission Records), by contacting the Office of Commission Clerk at (850)413-6770, or writing to: Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850. The agenda and recommendations are also accessible on the PSC Website, at <http://www.florida.psc.com> at no charge.

Persons deciding to appeal any decisions made by the Commission with respect to any matter considered at this conference will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which appeal is based.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation at this conference should contact the Office of Commission Clerk no later than 48 hours prior to the conference at (850)413-6770 or via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD) Florida Relay Service. Assistive Listening Devices are available at the Office of Commission Clerk, Betty Easley Conference Center, Room 110.

The Florida **Public Service Commission** announces a hearing to which all persons are invited.

DATE AND TIMES: Wednesday, June 20, 2007, 10:00 a.m. and 6:00 p.m.

PLACE: West Pasco Government Center, County Commission Board Room (Suite 160), 7530 Little Road, New Port Richey, FL 34654

GENERAL SUBJECT MATTER TO BE CONSIDERED: Docket Number: 060368-WS – Application for increase in water and wastewater rates in Alachua, Brevard, Highlands,

Lake, Lee, Marion, Orange, Palm Beach, Pasco, Polk, Putnam, Seminole, Sumter, Volusia, and Washington Counties by Aqua Utilities Florida, Inc.

The purpose of the service hearing is to provide customers an opportunity to present testimony and other evidence before the Florida Public Service Commission concerning the Utility's proposed rates or service. All witnesses shall be subject to cross-examination at the conclusion of their testimony.

Emergency Cancellation of Service Hearing.

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

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

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

For more information, you may contact: Florida Public Service Commission, Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770.

## EXECUTIVE OFFICE OF THE GOVERNOR

The **Florida Faith-Based and Community-Based Advisory Council** announces a public meeting to which all persons and interested media are invited, except as provided under Section 288.9551, Fla.Stat. (2003).

DATE AND TIME: Friday, June 1, 2007, 3:00 p.m.

PLACE: Conference Call-in Number: 1(888)808-6959, Access Code: 4130909; Leader: Linda King, Chair

GENERAL SUBJECT MATTER TO BE CONSIDERED: At this meeting, the Council will review and discuss the work and direction of the four Council subcommittees.

For a copy of the agenda and more information about how to attend the meeting contact Mark Nelson at [mark.nelson@vffund.org](mailto:mark.nelson@vffund.org) or (850)410-0696.

Pursuant to Section 286.26, Florida Statutes, any disabled person wishing to participate in this meeting in order to request any needed special assistance should contact jennie.hopkins@myflorida.com at least 48 hours in advance of the meeting.

**REGIONAL PLANNING COUNCILS**

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

DATE AND TIME: June 18, 2007, 4:00 p.m.

PLACE: 4081 East Olive Road, Suite A, Pensacola, Florida 32514

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by contacting bartons@wfrpc.dst.fl.us.

For more information, you may contact 1(850)332-7976, 1(800)226-8914 or bartons@wfrpc.dst.fl.us.

The **West Florida Regional Planning Council** and the **Regional Utilities Authority (RUA)** announces a public meeting to which all persons are invited.

DATE AND TIMES: Wednesday, June 27, 2007, 1:00 p.m. – 2:00 p.m., Technical Advisory Committee; RUA meets 2:00 p.m. – 3:30 p.m.

PLACE: Okaloosa County Administration Building, 3rd Floor, Conference Room, 1804 Lewis Turner Blvd., Fort Walton Beach, Florida 32547

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business meeting of the RUA.

A copy of the agenda may be obtained by contacting Mary Gutierrez, Environmental Planner, gutierrezm@wfrpc.org or (850)332-7976, ext. 226.

The **Tampa Bay Regional Planning Council**, Executive/Budget Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, June 11, 2007, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Executive/Budget Committee.

For more information, you may contact Wren Krahl at (727)570-5151, ext. 22.

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

DATE AND TIME: Monday, June 11, 2007, 10:00 a.m.

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

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

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

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

DATE AND TIME: Monday, June 11, 2007, 11:30 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the TBRPC Legislative Committee.

A copy of the agenda may be obtained by contacting Wren Krahl at (727)570-5151, ext. 22.

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

DATE AND TIME: Thursday, June 14, 2007, 9:00 a.m.

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

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

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

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

DATE AND TIME: Monday, June 25, 2007, 9:30 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Clearinghouse Review Committee.

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

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

DATE AND TIME: Thursday, June 21, 2007, 9:00 a.m.

PLACE: Southwest Florida Regional Planning Council, 1st Floor, Conference Room, 1926 Victoria Avenue, Fort Myers, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The regular meeting of the Southwest Florida Regional Planning Council Board to discuss various issues which affect the Southwest Florida Region.



A copy of the agenda may be obtained by contacting Mrs. Nichole Gwinnett, Executive Assistant, SWFRPC at (239)338-2550, ext. 232 or ngwinnett@swfrpc.org. The agenda is also located on the SWFRPC's website at www.swfrpc.org.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting Mrs. Nichole Gwinnett, Executive Assistant, SWFRPC at (239)338-2550 ext. 232 or ngwinnett@swfrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Mrs. Nichole Gwinnett, Executive Assistant, SWFRPC at (239)338-2550 ext. #232 or ngwinnett@swfrpc.org.

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

DATE AND TIME: Thursday, June 21, 2007, 11:00 a.m.

PLACE: Southwest Florida Regional Planning Council, 1st Floor, Conference Room, 1926 Victoria Avenue, Fort Myers, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The SWFRPC's Lower West Coast Watersheds Subcommittee will be reviewing various water quality issues throughout the Southwest Florida Region.

A copy of the agenda may be obtained by contacting Mr. David Crawford, Senior Planner, SWFRPC at (239)338-2550, ext. #226 or dcrawford@swfrpc.org.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting Mrs. Nichole Gwinnett, Executive Assistant, SWFRPC at (239)338-2550, ext. #232 or ngwinnett@swfrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact Mr. David Crawford, Senior Planner, SWFRPC at (239)338-2550, ext. #226 or dcrawford@swfrpc.org.

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

DATE AND TIME: Wednesday, June 27, 2007, 10:00 a.m.

PLACE: Miami-Dade County Emergency Operations Center, 9300 N. W. 41st Street, Miami, FL 33178

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the LEPC's ongoing regional hazardous materials training and planning activities for FY 2006/07.

A copy of the agenda may be obtained by contacting: South Florida Regional Planning Council, 3440 Hollywood Blvd., Suite 140, Hollywood, FL 33021, via email request to Manny Cela (celam@sfrpc.com), visiting the LEPC website (www.sfrpc.com/lepc.htm) or by calling (954)985-4416 in Broward, Suncom 473-4416 or 1(800)985-4416 Toll Free statewide.

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 24 hours before the workshop/meeting by contacting: South Florida Regional Planning Council, 3440 Hollywood Blvd., Suite 140, Hollywood, FL 33021, via email request to Manny Cela (celam@sfrpc.com), or by calling (954)985-4416 in Broward, Suncom 473-4416 or 1(800)985-4416 Toll Free statewide. 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 **Treasure Coast Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: June 11, 2007, 9:30 a.m.

PLACE: Treasure Coast Regional Planning Council, 301 East Ocean Boulevard, Suite 300, Stuart, FL 34994

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting of Council's Budget/Personnel Committee. The purpose of the meeting is to discuss Council's proposed budget for fiscal year 2007-2008.

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

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

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

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For more information, you may contact Liz Gulick at (772)221-4060.

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

DATE AND TIME: June 22, 2007, 9:30 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the monthly meeting of the Council.

A copy of the agenda may be obtained by contacting: Liz Gulick, 301 East Ocean Boulevard, Suite 300, Stuart, FL 34994, (772)221-4060.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting. 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 Liz Gulick at (772)221-4060.

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

DATE AND TIME: June 22, 2007, 12:00 Noon

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Treasure Coast Regional Planning Council will have a joint meeting with the Executive Committee of the South Florida Regional Planning Council.

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

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

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

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For more information, you may contact Liz Gulick at (772)221-4060.

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#### **WATER MANAGEMENT DISTRICTS**

The **Suwannee River Water Management District** announces the following public meetings to which all interested persons are invited.

DATE AND TIME: June 12, 2007, 9:00 a.m.

PLACE: District Headquarters, 9225 CR 49, Live Oak, FL

PURPOSE: Board Meeting – to consider District business, and conduct public hearings on regulatory and land acquisition matters. Public hearing in accordance with Section 373.59, F.S., concerning the proposed acquisition of conservation easement on the Robert Tisdale Parcel, 80 acres +/- located in Levy County, Florida, with funds from the Florida Forever Trust Fund.

A workshop will follow the Governing Board Meeting.

A copy of the agenda(s) may be obtained by writing: SRWMD, 9225 CR 49, Live Oak, Florida 32060.

If any person decides to appeal any decision with respect to any matter considered at the above cited meeting, such person may need to ensure that a verbatim record of the proceedings is made to include the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance in order to participate in this meeting may contact Lisa Cheshire, (386)362-1001 or (800)226-1066 (Florida only), at least two business days in advance to make appropriate arrangements.

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

DATE AND TIME: Monday, June 11, 2007, 3:00 p.m.

PLACE: Lecanto Government Building, 3600 West Sovereign Path, Room 166, Lecanto, Florida 34461

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of Task Force business for the Citrus County Task Force of The Citrus/Hernando Waterways Restoration Council. A copy of the agenda may be obtained by contacting: Southwest Florida Water Management District, 2379 Broad Street, Brooksville, Florida 34604, (352)796-7211 or 1(800)423-1476 (Florida only), extension 4227.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting 1(800)423-1476 (Florida), or (352)796-7211, extension 4226, Fax (352)797-5806, TDD ONLY

1(800)231-6103 (Florida). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DATE AND TIME: Wednesday, June 13, 2007, 9:00 a.m.

PLACE: Sarasota Service Office, 6750 Fruitville Road, Sarasota, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Manasota Basin Board Meeting: Consider Basin business including discussion of the Fiscal Year 2008 budget and adoption of proposed millage. Ad 53530.

A copy of the agenda may be obtained by contacting: SWFWMD Executive Department, 2379 Broad Street, Brooksville, Florida 34604, 1(800)423-1476 (Florida) or (352)796-7211, extension 4606.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting the General Services Department at 1(800)423-1476 (Florida) or (352)796-7211, extension 4527, TDD only 1(800)231-6103. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact the SWFWMD Executive Department at the address above.

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

DATE AND TIME: Wednesday, June 13, 2007, 2:00 p.m.

PLACE: Tampa Service Office, 7601 Highway 301 North, Tampa, FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a regularly scheduled meeting of the Environmental Advisory Committee to discuss committee business and issues.

A copy of the agenda may be obtained by contacting: SWFWMD, 2379 Broad Street, Brooksville, FL 34604 or 1(800)423-1476 (Florida only) or (352)796-7211, ext. 4402.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting the General Service Department at 1(800)423-1476,

ext. 4527, TDD only 1(800)231-6103. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact Tonya Parker-Rimes at the above address.

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

DATE AND TIME: Thursday, June 14, 2007, 9:00 a.m.

PLACE: District Headquarters, 2379 Broad Street, Brooksville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Withlacoochee River Basin Board Meeting: Consider Basin business including discussion of the Fiscal Year 2008 budget and adoption of proposed millage. Ad 53530.

A copy of the agenda may be obtained by contacting: SWFWMD Executive Department, 2379 Broad Street, Brooksville, Florida 34604, 1(800)423-1476 (Florida) or (352)796-7211, extension 4606.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting the General Services Department at 1(800)423-1476 (Florida) or (352)796-7211, extension 4527, TDD only 1(800)231-6103. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact the SWFWMD Executive Department at the address above.

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

DATE AND TIME: Thursday, June 14, 2007, 1:00 p.m.

PLACE: District Headquarters, 2379 Broad Street, Brooksville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Coastal Rivers Basin Board Meeting: Consider Basin business including discussion of the Fiscal Year 2008 budget and adoption of proposed millage. Ad 53530.

A copy of the agenda may be obtained by contacting: SWFWMD Executive Department, 2379 Broad Street, Brooksville, Florida 34604, 1(800)423-1476 (Florida) or (352)796-7211, extension 4606.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting the General Services Department at 1(800)423-1476 (Florida) or (352)796-7211, extension 4527, TDD only 1(800)231-6103. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact the SWFWMD Executive Department at the address above.

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

DATE AND TIME: Friday, June 15, 2007, 9:00 a.m.

PLACE: Tampa Service Office, 7601 U.S. Highway 301 North, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Hillsborough River Basin Board Meeting: Consider Basin business including discussion of the Fiscal Year 2008 budget and adoption of proposed millage. Ad 53530.

A copy of the agenda may be obtained by contacting: SWFWMD Executive Department, 2379 Broad Street, Brooksville, Florida 34604, 1(800)423-1476 (Florida) or (352)796-7211, extension 4606.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting the General Services Department at 1(800)423-1476 (Florida) or (352)796-7211, extension 4527, TDD only 1(800)231-6103. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact the SWFWMD Executive Department at the address above.

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

DATE AND TIME: June 6, 2007, 9:00 a.m.

PLACE: The South Florida Water Management, Martin-St. Lucie Service Center, 780 S. E. Indian Street, Stuart, FL 34997  
GENERAL SUBJECT MATTER TO BE CONSIDERED: To provide technical assistance to local government planners and utility department staff on how to prepare their Ten-Year Water Supply Facilities Plan related comprehensive plan.

A copy of the agenda may be obtained by contacting District Website (<http://www.sfwmd.gov/agenda.html>) or (2) by writing to: South Florida Water Management District, Mail Stop 2130, P. O. Box 24680, West Palm Beach, FL 33416-4680.

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

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

For more information, you may contact: District Clerk's Office at (561)682-2087.

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

DATE AND TIME: Friday, June 8, 2007, 8:30 a.m. – 11:30 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Business-2-Business Construction Forum will help increase small business enterprise participation in district procurement by matchmaking with prime contractors.

A copy of the agenda may be obtained by contacting <http://www.sfwmd.gov/agenda.html> or (2) by writing to: South Florida Water Management District, Mail Stop 2130, P. O. Box 24680, West Palm Beach, FL 33416-4680.

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Regina Lewis, Celsius Holdings Corporation, in the Procurement Department, Phone (561)515-6026. Small Business Enterprise Section, District Headquarters, 3301 Gun Club Road, Mail Stop Code 6612, West Palm Beach, FL 33406.

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

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

For more information, you may contact the District Clerk's office at (561)682-2087.

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

DATE AND TIME: June 8, 2007, 9:00 a.m.

PLACE: The South Florida Water Management Lower West Coast Regional Service Center, 2301 McGregor Boulevard, Fort Myers, FL 33901

GENERAL SUBJECT MATTER TO BE CONSIDERED: To provide technical assistance to local government planners and utility department staff on the development of their Ten-Year Water Supply Facilities Work Plan related comprehensive plan amendments.

A copy of the agenda may be obtained by contacting: District Website (<http://www.sfwmd.gov/agenda.html>) or (2) by writing to: South Florida Water Management District, Mail Stop 2130, P. O. Box 24680, West Palm Beach, FL 33416-4680.

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

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

For more information, you may contact the District Clerk's Office at (561)682-2087.

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The **South Florida Water Management District** announces a private closed door attorney-client session.

DATE AND TIME: Wednesday, June 13, 2007, 9:00 a.m. – Completed

PLACE: Rosen Centre Hotel, 9840 International Drive, Orlando, Florida 32819

DATE AND TIME: Thursday, June 14, 2007, 9:00 a.m. – Completed

PLACE: Rosen Centre Hotel, 9840 International Drive, Orlando, Florida 32819

GENERAL SUBJECT MATTER TO BE CONSIDERED: Closed door attorney-client session pursuant to Fla. Stat. Section 286.011(8), F.S. (2005) to discuss strategy related to litigation expenditures in Friends of the Everglades, Inc. and Fishermen Against Destruction of the Environment, Inc. v. South Florida Water Management District, et al., United States District Court, Southern District of Florida, Case No. 02-80309-CV-Altonaga/Turnoff; Miccosukee Tribe of Indians of Florida v. South Florida Water Management District, et al., United States District Court, Southern District of Florida, Case No. 98-6056-CIV-Lenard/Klein; and Friends of the Everglades v. South Florida Water Management District, United States District Court, Southern District of Florida, Case No. 98-6057-CIV-Lenard/Klein. The subject matter shall be confined to the pending litigation. (All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of Governing Board members).

ATTENDEES: Governing Board Members E. Buermann, M. Collins, C. Dauray, S. Estenoz, N. Gutierrez, H. Thornton; Executive Director C. Wehle; District attorneys S. Wood, S. Echemendia, S. Nall, R. Panse, C. Linton, J. Nutt, E. Artau, M. Compagno, R. Olian.

Pursuant to Florida Law, the entire attorney-client session shall be recorded by a certified court reporter. No portion of the session shall be off the record. A copy of the transcript will be made part of the public record at the conclusion of the litigation.

A copy of the agenda may be obtained by contacting the District Clerk's Office at (561)682-2087 or [www.sfwmd.gov](http://www.sfwmd.gov).

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

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

For more information, you may contact the District Clerk's Office at (561)682-2087.

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The **South Florida Water Management District** announces a private closed door attorney-client session.

DATE AND TIME: Wednesday, June 13, 2007, 9:00 a.m. – Completed

PLACE: Rosen Centre Hotel, 9840 International Drive, Orlando, Florida 32819

DATE AND TIME: Thursday, June 14, 2007, 9:00 a.m. – Completed

PLACE: Rosen Centre Hotel, 9840 International Drive, Orlando, Florida 32819

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Closed door attorney-client session pursuant to Fla. Stat. Section 286.011(8), F.S. (2005) to discuss strategy related to litigation expenditures in United States of America v. South Florida Water Management District, et al., United States District Court, Southern District of Florida, Case No. 88-1886-CIV-Moreno. The subject matter shall be confined to the pending litigation. (All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of Governing Board members).

**ATTENDEES:** Governing Board Members E. Buermann, M. Collins, C. Dauray, N. Gutierrez, H. Thornton; Executive Director C. Wehle; District attorneys S. Wood, S. Echemendia, S. Nall, R. Panse, C. Linton, K. Burns.

Pursuant to Florida Law, the entire attorney-client session shall be recorded by a certified court reporter. No portion of the session shall be off the record. A copy of the transcript will be made part of the public record at the conclusion of the litigation.

A copy of the agenda may be obtained by contacting the District Clerk’s Office at (561)682-2087 or www.sfwmd.gov.

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

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

For more information, you may contact the District Clerk’s Office at (561)682-2087.

**The South Florida Water Management District** announces a private closed door attorney-client session.

DATE AND TIME: Wednesday, June 13, 2007, 9:00 a.m. – Completed

PLACE: Rosen Centre Hotel, 9840 International Drive, Orlando, Florida 32819

DATE AND TIME: Thursday, June 14, 2007, 9:00 a.m. – Completed

PLACE: Rosen Centre Hotel, 9840 International Drive, Orlando, Florida 32819

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Closed door attorney-client session pursuant to Fla. Stat. Section 286.011(8), F.S. (2005) to discuss strategy related to litigation expenditures in Gabriel v. South Florida Water Management District, 15th Judicial Circuit, Palm Beach County, Case No. 502004 CA 004488 – Gerber. The subject matter shall be confined to the pending litigation. (All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of Governing Board members).

**ATTENDEES:** Governing Board Members E. Buermann, M. Collins, C. Dauray, S. Estenoz, N. Gutierrez, H. Thornton, M. Wade; Executive Director C. Wehle; District attorneys S. Wood, S. Echemendia, S. Nall, R. Panse, C. Linton, A. Bowden.

Pursuant to Florida Law, the entire attorney-client session shall be recorded by a certified court reporter. No portion of the session shall be off the record. A copy of the transcript will be made part of the public record at the conclusion of the litigation.

A copy of the agenda may be obtained by contacting the District Clerk’s Office at (561)682-2087 or www.sfwmd.gov.

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

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

For more information, you may contact the District Clerk’s Office at (561)682-2087.

**The South Florida Water Management District** announces a private closed door attorney-client session.

DATE AND TIME: Wednesday, June 13, 2007, 9:00 a.m. – Completed

PLACE: Rosen Centre Hotel, 9840 International Drive, Orlando, Florida 32819

DATE AND TIME: Thursday, June 14, 2007, 9:00 a.m. – Completed

PLACE: Rosen Centre Hotel, 9840 International Drive, Orlando, Florida 32819

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Closed door attorney-client session pursuant to Fla. Stat. Section 286.011(8), F.S. (2005) to discuss strategy related to litigation expenditures in Roker v. South Florida Water Management District, et al. United States District Court,

Southern District of Florida, Case No. 06-80768 CIV-Middlebrooks/Johnson. The subject matter shall be confined to the pending litigation. (All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of Governing Board members).

ATTENDEES: Governing Board Members E. Buermann, M. Collins, C. Dauray, S. Estenoz, N. Gutierrez, H. Thornton, M. Wade; Executive Director C. Wehle; District attorneys S. Wood, S. Echemendia, S. Nall, R. Panse, C. Linton, P. Lopez.

Pursuant to Florida Law, the entire attorney-client session shall be recorded by a certified court reporter. No portion of the session shall be off the record. A copy of the transcript will be made part of the public record at the conclusion of the litigation.

A copy of the agenda may be obtained by contacting the District Clerk's Office at (561)682-2087 or [www.sfwmd.gov](http://www.sfwmd.gov).

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

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

For more information, you may contact the District Clerk's Office at (561)682-2087.

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

Governing Board Workshop

DATE AND TIME: June 13, 2007, 1:00 p.m.

PLACE: Rosen Centre Hotel, Signature 1 Meeting Room, 9840 International Drive, Orlando, FL 32819

Governing Board Meeting

DATE AND TIME: June 14, 2007, 9:00 a.m.

PLACE: Rosen Centre Hotel, Signature 1 Meeting Room, 9840 International Drive, Orlando, FL 32819

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board to discuss and consider District business, including regulatory and non-regulatory matters and may include an amendment to the District's Fiscal Year 2007 budget to revise revenues and expenditures. Governing Board action may be taken at the Governing Board Workshop or Meeting.

All or part of these meetings may be conducted as a teleconference in order to permit maximum participation by Governing Board members. If Workshop items are not discussed on 6/13, the items may be discussed on 6/14.

A copy of the agenda may be obtained by contacting: Jacki McGorty, (561)682-2087, or [https://my.sfwmd.gov/portal/page?\\_pageid=2574,13014318&\\_dad=portal&\\_schema=PORTAL](https://my.sfwmd.gov/portal/page?_pageid=2574,13014318&_dad=portal&_schema=PORTAL)

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

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

For more information, you may contact the District Clerk's Office at (561)682-2087.

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

Special meeting of the Everglades Technical Oversight Committee (TOC)

DATE AND TIME: June 19, 2007, 10:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Special meeting of the Everglades Technical Oversight Committee (TOC).

A copy of the agenda may be obtained by contacting District Website <http://www.sfwmd.gov/org/ema/toc/draftagenda.html> or (2) by writing to: South Florida Water Management District, Mail Stop 2130, P. O. Box 24680, West Palm Beach, FL 33416-4680.

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

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

For more information, you may contact the District Clerk's Office at (561)682-2087.

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

**DATE AND TIME:** The WebBoard will be available for public viewing from July 2, 2007 through October 26, 2007. The WebBoard also will be available for public comment from August 31, 2007 through October 5, 2007 on the Draft 2008 South Florida Environmental Report – Volume I.

**PLACE:** <http://www.sfwmd.gov/sfer/>

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This website <http://www.sfwmd.gov/sfer/> will be used to allow public access to and participation in communications among the chairman and members of the independent peer review panel created to conduct a review of the 2008 South Florida Environmental Report – Volume I, pursuant to Section 373.4592(4)(d), Florida Statutes.

Beginning on August 31, 2007, through October 26, 2007, interested parties may access ongoing communications among the peer review panelists, electronically stored communications and other public records associated with the Draft 2008 Report that are posted to this site. Peer review panelists will post information at the website from Monday through Friday during normal working hours, Eastern Daylight Time. The public can provide comment directly at the website at any time between August 31, 2007 through October 5, 2007 on any aspect of the Draft 2008 Report, particularly on relevant scientific or technical data and findings. Communications and documents posted are preserved and can be accessed at anytime after they occur or are posted. The peer review panelists will continue to use the WebBoard for revisions and additions the Draft 2008 Report from October 5, 2007 through delivery of the Panel's Final Report to the District on October 26, 2007.

Peer review and public workshops on the Draft 2008 South Florida Environmental Report – Volume I will be held as follows:

**DATES AND TIMES:** October 2, 2007, 8:00 a.m. – 5:00 p.m.; October 3, 2007, 8:00 a.m. – 5:00 p.m.; October 4, 2007, 8:00 a.m. – 12:00 Noon (panel working session)

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

A copy of the agenda may be obtained by writing to: South Florida Water Management District, P. O. Box 24680, West Palm Beach, Florida 33416-4680 or call Garth Redfield at (561)682-6611.

For assistance in obtaining computer access to this review, please write to: South Florida Water Management District, P. O. Box 24680, West Palm Beach, Florida 33416-4680 or call Trudy Stein at (561)682-6569.

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

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

For more information, you may contact the District Clerk's office at (561)682-2087.

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

2008 South Florida Environmental Report – Volume 1 – Peer Review and Public Workshops

**DATES AND TIMES:** October 2-3, 2007, 8:00 a.m. – 5:00 p.m.; October 4, 2007, 8:00 a.m. – 12:00 Noon (Panel Working Session)

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

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** 2008 South Florida Environmental Report – Volume 1 – Peer Review and Public Workshops.

A copy of the agenda may be obtained by contacting (1) District Website <http://www.sfwmd.gov/sfer/> or (2) by writing to: South Florida Water Management District, Mail Stop 2130, P. O. Box 24680, West Palm Beach, FL 33416-4680.

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

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

For more information, you may contact the District Clerk's Office at (561)682-2087.

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## **FLORIDA LAND AND WATER ADJUDICATORY COMMISSION**

The **Florida Land and Water Adjudicatory Commission** announces a hearing to which all persons are invited.

**DATE AND TIME:** Tuesday, July 31, 2007, 9:00 a.m.

**PLACE:** Cabinet Meeting Room (Room LL-03), The Capitol, Tallahassee, Florida



GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is a regularly scheduled Cabinet meeting. The Florida Land and Water Adjudicatory Commission will consider adoption of Rule Chapter 42DDD-1, F.A.C., establishing the Twin Creeks Community Development District. Proposed Rule Chapter 42DDD-1, F.A.C., which addresses the establishment, boundaries, and board of supervisors of the Twin Creeks Community Development District, was published in the F.A.W., on April 20, 2007 (Vol. 33, No. 16).

A copy of the agenda may be obtained by contacting: Barbara Leighty, Florida Land and Water Adjudicatory Commission, The Capitol, Room 1801, Tallahassee, Florida 32399-0001, (850)487-1884.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least two days before the workshop/meeting by contacting: Barbara Leighty, Florida Land and Water Adjudicatory Commission, The Capitol, Room 1801, Tallahassee, Florida 32399-0001, (850)487-1884. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Barbara Leighty, Florida Land and Water Adjudicatory Commission, The Capitol, Room 1801, Tallahassee, Florida 32399-0001, (850)487-1884.

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## REGIONAL UTILITY AUTHORITIES

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

DATE AND TIME: Monday, June 18, 2007, 9:00 a.m.

PLACE: 2575 Enterprise Road, Clearwater, FL 33763

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Hearing on the Tampa Bay Water FY 2007/2008 Proposed Budget, followed immediately by the Regular Board Meeting where Final Budget action will be considered.

A copy of the agenda may be obtained by contacting: Tampa Bay Water at (727)796-2355 or can be accessed on the Web at [www.tampabaywater.org](http://www.tampabaywater.org).

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting Holly Wells at (727)796-2355. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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## DEPARTMENT OF ELDER AFFAIRS

The **Department of Elder Affairs**, Advisory Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, June 20, 2007, 9:00 a.m. – 10:00 a.m.

PLACE: Teleconference, Dial-in Number: 1(888)808-6959

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of the initiatives that the advisory council and the department want to undertake.

A copy of the agenda may be obtained by contacting: W. John Matthews III, Department of Elder Affairs, 4040 Esplanade Way, Suite 315K, Tallahassee, FL 32399-7000, (850)414-2085, Suncom 994-2085, E-mail: [matthewsw@elderaffairs.org](mailto:matthewsw@elderaffairs.org).

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: W. John Matthews III, Department of Elder Affairs, 4040 Esplanade Way, Suite 315K, Tallahassee, FL 32399-7000, (850)414-2085, Suncom 994-2085, E-mail: [matthewsw@elderaffairs.org](mailto:matthewsw@elderaffairs.org). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: W. John Matthews III, Department of Elder Affairs, 4040 Esplanade Way, Suite 315K, Tallahassee, FL 32399-7000, (850)414-2085, Suncom 994-2085, E-mail: [matthewsw@elderaffairs.org](mailto:matthewsw@elderaffairs.org).

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## AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration** announces a public meeting on Rule 59A-3.2085, F.A.C., Department Services, to which all persons are invited.

DATE AND TIME: June 8, 2007, 9:00 a.m. – 12:00 Noon

PLACE: Cape Canaveral Hospital, 701 W. Cocoa Beach Causeway, Cocoa Beach, Florida 32931

GENERAL SUBJECT MATTER TO BE CONSIDERED: Interventional Cardiology Advisory Group Meeting.

A copy of the agenda may be obtained by writing to: Agency for Health Care Administration, 2727 Mahan Drive, MS #28A, Tallahassee, Florida 32308. Agendas can also be requested via e-mail at ehlerst@ahca.myflorida.com. To be included in e-mail notices of the interventional cardiology advisory group, please mail/e-mail or fax your e-mail address to the address above or Fax to (850)413-7955.

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

For more information, you may contact Tara Ehlers by e-mail at ehlerst@ahca.myflorida.com or by phone at (850)922-0791.

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#### DEPARTMENT OF MANAGEMENT SERVICES

The **Department of Management Services** announces a public meeting to which all persons are invited.

DATE AND TIME: June 7, 2007, 10:00 a.m.

PLACE: The Capitol Building, Cabinet Room LL03, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Council on Efficient Government Meeting.

A copy of the agenda may be obtained by contacting Amy Houston at (850)414-9200,

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

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The **Department of Management Services** announces a public meeting of the Standard Operating Procedures and Technical Committee of the Joint Task Force on State Agency Law Enforcement Communications to which all interested persons are invited.

DATE AND TIME: June 8, 2007, 9:00 a.m.

PLACE: Florida Department of Law Enforcement, 2331 Phillips Road, Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss operational matters of the Statewide Law Enforcement Radio System.

For more information about the agenda, contact Victor Cullars, Florida Department of Law Enforcement (Technical Committee) at (850)410-8300 or Todd Preston, Fish and Wildlife Conservation Commission (SOP Committee) at (850)410-0656.

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The **Department of Management Services** announces a public meeting of the Joint Task Force on State Agency Law Enforcement Communications to which all interested persons are invited.

DATE AND TIME: June 12, 2007, 9:30 a.m.

PLACE: Florida Department of Management Services, 4030 Esplanade Way, Room 301, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and take action on the items in the meeting agenda.

A copy of the agenda may be obtained by writing to: Linda Fuchs, Department of Management Services, 4030 Esplanade Way, Suite 125, Tallahassee, Florida 32399-0950 or linda.fuchs@dms.myflorida.com.

Any person requiring some accommodation at this hearing because of a physical impairment should call the Department of Management Services, (850)922-7435, at least five calendar days prior to the meeting. If you are hearing or speech-impaired, please contact the Department of Management Services by using the Florida Relay Services, 1(800)955-8771 (TDD).

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The **Department of Management Services** announces a public meeting of the Florida State Employee Wellness Council to which all persons are invited.

DATE AND TIME: June 29, 2007, 10:00 a.m. – 3:00 p.m.

PLACE: The American Heart Association, Greater Southeast Affiliate, 9900 Dr. Martin Luther King Jr. Street, North, St. Petersburg, FL 33716.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Council, as created by Section 110.123(13), Florida Statutes, is an advisory body to the department, created to provide health education information to employees and to assist the department in developing minimum benefits for all health care providers when providing age-based and gender-based wellness benefits.

A copy of the agenda may be obtained by contacting Laura Cutchen, Division of State Group Insurance at (850)921-4593.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the agency at least 48 hours before the workshop/hearing/meeting by contacting Laura Cutchen at (850)921-4593 or (850)921-4600.

## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The Department of **Business and Professional Regulation**, Division of Florida Land Sales, Condominiums and Mobile Homes announces a public meeting to which all persons are invited.

**DATES AND TIMES:** June 28, 2007, 5:00 p.m. – 8 p.m. (or until business is completed); June 29, 2007, 8:00 a.m. – 2:00 p.m. (or until business is completed)

**PLACE:** Aventura City Commission Chambers, Aventura Government Center, 19200 West Country Club Drive, Aventura, Florida 33180

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To receive public input and conduct general business of the Advisory Council on Condominiums.

A copy of the agenda may be obtained by contacting: Carol Windham, Division of Florida Land Sales, Condominiums and Mobile Homes, Department of Business and Professional Regulation, 1940 North Monroe, Tallahassee, Florida 32399-1032, (850)488-1631.

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 Carol Windham, Government Analyst at (850)488-1631. 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 **Board of Architecture and Interior Design** announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** June 12, 2007, 2:00 p.m.

**PLACE:** You may participate in the telephone Conference Call by contacting 1(888)808-6959, Conference Code 9218690

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General Business.

A copy of the agenda may be obtained by contacting: Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0751.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting the Board of Architecture and Interior Design at (850)487-8304. 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: Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0751.

**NOTICE OF RESCHEDULING – The Florida Barbers' Board** announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** Sunday, July 15, 2007, 1:00 p.m. (EST)

**PLACE:** 1(888)808-6959; when prompted enter 4878197#

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General meeting of the board to conduct regular business. (The General Board and Business meeting published in the F.A.W. issue, Vol. 33, No. 20 is rescheduled for the above mentioned date, time and place.)

A copy of the agenda may be obtained by contacting: Florida Barbers' Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0790.

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

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

The Probable Cause Panel of the **Florida Real Estate Commission** announces a meeting to which all interested persons are invited.

**DATE AND TIME:** Monday, June 18, 2007, 3:00 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 Division of Real Estate at (407)245-0800 (between the hours of 8:30 a.m. – 4:00 p.m.), at least five calendar days prior to the meeting. If you are hearing or speech impaired,

please call the Real Estate Division using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Real Estate Commission** (FREC) announces a public meeting to which all persons are invited.

**DATES AND TIMES:** Tuesday, June 19, 2007, 8:30 a.m.; Wednesday, June 20, 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.

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.

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.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Department of Business and Professional Regulation, (407)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).

#### **DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

The **Suwannee River Wilderness Trail** announces a public meeting to which all persons are invited.

**DATE AND TIME:** June 13, 2007, 10:00 a.m. – 12:00 Noon

**PLACE:** Fanning Springs City Hall, 17651 N. W. 90th Ct., Fanning Springs, FL 32693

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Florida Birding Trail.

A copy of the agenda may be obtained by contacting Amy Thompson at 1(800)868-9914 or amy.thompson@dep.state.fl.us.

For more information, you may contact Amy Thompson at 1(800)868-9914 or amy.thompson@dep.state.fl.us.

The **Department of Environmental Protection** announces a meeting of the Kissimmee River Basin Stakeholders Group announces a public meeting to which all persons are invited.

**DATE AND TIME:** Tuesday, June 19, 2007, 10:00 a.m.

**PLACE:** Lake Wales City Commission Chamber, 201 West Central Avenue, Lake Wales, Florida 33859

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The purpose of the Kissimmee River Basin Stakeholder Group Meeting is to inform the public of the Department's intent to develop Total Maximum Daily Loads (TMDL's) in the Kissimmee River Basin and solicit public participation in this process.

A copy of the agenda may be obtained by contacting: Mr. Pat Fricano, Department of Environmental Protection, 2600 Blair Stone Road, Watershed Planning and Coordination Section, MS 3565, Tallahassee, Florida 32399-2400 or by calling him at (850)245-8559.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Mr. Pat Fricano, Department of Environmental Protection, 2600 Blair Stone Road, Watershed Planning and Coordination Section, MS 3565, Tallahassee, Florida 32399-2400 or by calling him at (850)245-8559. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

#### **DEPARTMENT OF HEALTH**

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

**DATE AND TIME:** Friday, June 22, 2007, 9:00 a.m. or soon thereafter

**PLACE:** Homewood Suites, 2987 Apalachee Parkway, Tallahassee, FL 32301, (850)402-9400

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To conduct general business of the Board.

A copy of the agenda may be obtained by writing to: Board of Acupuncture, 4052 Bald Cypress Way, Bin C-06, Tallahassee, Florida 32399-3256.

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

Any person requiring special accommodations at this meeting due to disability or physical impairment should contact the Board of Acupuncture, (850)245-4161, at least five (5)

calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Board of Dentistry**, Council on Dental Assisting announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 19, 2007, 5:30 p.m.

PLACE: 1(888)808-6959, when prompted to enter in the Conference Code you will need to enter in 2453454

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review applications for expanded duty courses and other information relating to dental assisting.

A copy of the agenda may be obtained by contacting: Sue Foster, Executive Director, Department of Health, Board of Dentistry, 4052 Bald Cypress Way, BIN #C08, Tallahassee, Florida 32399-3258.

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

Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact Sue Foster at (850)245-4474.

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

DATE AND TIMES: June 22, 2007, 8:00 a.m., Rules Committee, immediately following, General Business board meeting

PLACE: Hyatt Regency, Orlando International Airport, 9300 Airport Blvd., Orlando, FL 32827, (407)825-1234

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official Board Meeting to include Rules Committee meeting.

A copy of the agenda may be obtained by contacting: Sue Foster, Executive Director, Department of Health, Board of Dentistry, 4052 Bald Cypress Way, BIN #C08, Tallahassee, Florida 32399-3258.

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

Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact Sue Foster at (850)245-4474.

The Florida **Board of Medicine**, PCP South Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, June 8, 2007, 2:00 p.m.

PLACE: Conference Number: 1(888)808-6959, Conference Code 2454131

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a private meeting to review cases for which a determination of probable cause is to be made and to conduct a public meeting to review cases on which probable cause has been made.

A copy of the agenda may be obtained by contacting the Board of Medicine at (850)245-4131.

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

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

For more information, you may contact the Board of Medicine at (850)245-4131.

The **Department of Health** announces a public meeting on Rules 64E-6.001, General; 64E-6.002, Definitions; 64E-6.003, Permits; 64E-6.004, Application for System Construction Permit; 64E-6.005, Location and Installation; 64E-6.006, Site Evaluation Criteria; 64E-6.008, System Size Determinations; 64E-6.009, Alternative Systems; 64E-6.010, Septage and Food Establishment Sludge; 64E-6.0101, Portable Restrooms and Holding Tanks; 64E-6.011, Abandonment of Systems; 64E-6.012, Standards for the Construction, Operation, and Maintenance of Aerobic Treatment Units; 64E-6.013, Construction Materials and Standards for Treatment Receptacles; 64E-6.014, Construction Standards for Drainfield Systems; 64E-6.015, Permitting and Construction of Repairs; 64E-6.0151, Additive Use; 64E-6.016, U.S. Department of Agriculture Soil Textural Classification System; 64E-6.017, Definitions; 64E-6.018, System Location, Design and Maintenance Criteria; 64E-6.0181, Cesspit and Undocumented System Replacement and Interim System Use; 64E-6.0182, Coordinated Permitting; 64E-6.019, Requirements for Registration; 64E-6.020, Master Septic Tank Contractors; 64E-6.021, Issuance of Registration Certificates and Renewal; 64E-6.022, Standards of Practice and Disciplinary Guidelines; 64E-6.023, Certification of Partnerships and Corporations; 64E-6.025, Definitions; 64E-6.026, Applications for Innovative System Permits and System Construction Permits; 64E-6.027, Permits; 64E-6.028, Location and Installation;

64E-6.029, Monitoring; 64E-6.0295, Innovative System Reclassification; 64E-6.030, Fees, F.A.C. to which all persons are invited.

DATE AND TIME: June 19, 2007, 9:00 a.m.

PLACE: Marriott Orlando Airport, 7499 Augusta National Drive, Orlando, FL 32822, (407)859-0552

GENERAL SUBJECT MATTER TO BE CONSIDERED: Issues relating to onsite sewage treatment and disposal systems and the Wekiva Study Area which may require changes to Chapter 64E-6, Florida Administrative Code.

A copy of the agenda may be obtained by contacting: Shirley Kugler, Department of Health, Bureau of Onsite Sewage Programs, 4052 Bald Cypress Way, Bin #A08, Tallahassee, Florida 32399-1713.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 14 days before the workshop/meeting by contacting: Shirley Kugler, Department of Health, Bureau of Onsite Sewage Programs, 4052 Bald Cypress Way, Bin #A08, Tallahassee, Florida 32399-1713. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The Florida **Department of Health**, Diabetes Prevention and Control Program; Diabetes Advisory Council; and Florida Alliance for Diabetes Prevention and Care announces the 2007 Diabetes Assessment Congress to which all interested persons are invited.

DATES AND TIME: July 10-11, 2007, 8:00 a.m. – 5:00 p.m.

PLACE: Tampa Airport Marriott, Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Improving Florida's Diabetes Health System.

To register, please contact GAL Meeting Services at (813)600-7322 or angiespahl@hotmail.com by June 1, 2007. (Website registration coming soon.)

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

The Shared Services Alliance of Okeechobee and the Treasure Coast of the **Department of Children and Family Services**, District 15, announces the following public meeting to which all persons are invited.

Executive Committee

DATE AND TIME: June 13, 2007, 9:00 a.m. – 11:00 a.m.

PLACE: Department of Children and Family Services, 337 North U.S. Highway 1, Suite 335, Fort Pierce, Florida 34950

For more information, please contact: Linda Poston, Personal Secretary 1, 337 North U.S. Hwy. 1, Room 327C, Fort Pierce, Florida 34950, (772) 467-4177.

SPECIAL ACCOMMODATION: Any person requiring special accommodation for this meeting because of a disability or physical impairment should contact, Pearlie Clark, ADA Coordinator, (772)467-4184, at least five days prior to the meeting. If you are hearing or speech impaired, please contact the Agency using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Shared Services Alliance of Okeechobee and the Treasure Coast of the **Department of Children and Family Services**, District 15, announces the following public meeting to which all persons are invited.

ALLIANCE MEETING

DATE AND TIME: June 22, 2007, 8:30 a.m. – 10:30 a.m.

PLACE: St. Lucie County Department of Health, 5150 N. W. Milner Drive, Port St. Lucie, Florida 34983

For more information, please contact: Linda Poston, Personal Secretary 1, 337 North U.S. Hwy. 1, Room 327C, Fort Pierce, Florida 34950, (772)467-4177.

SPECIAL ACCOMMODATION: Any person requiring special accommodation for this meeting because of a disability or physical impairment should contact, Pearlie Clark, ADA Coordinator, (772)467-4184, at least five days prior to the meeting. If you are hearing or speech impaired, please contact the Agency using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Agency for Persons with Disabilities** announces a workshop on Rules 65G-7.001, Definitions; 65G-7.002, Determination of Need for Assistance with Medication Administration; Informed Consent; 65G-7.0003, Medication Administration Training Course; 65G-7.004, Validation Requirements; 65G-7.005, Medication Administration Procedures; 65G-7.006, Medication Errors; 65G-7.007, Storage Requirements; 65G-7.008, Documentation and Record Keeping; 65G-7.009, Off-site Medication Administration, F.A.C., to which all persons are invited.

DATE AND TIME: June 27, 2007, 3:00 p.m.

PLACE: 4030 Esplanade Way, Room 301C, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The standards for the administration of medication by direct service providers.

A copy of the agenda may be obtained by contacting: Summer Lillie, Agency for Persons with Disabilities, 4030 Esplanade Way, Tallahassee, Florida 32399, (850)921-6236, summer\_lillie@apd.state.fl.us.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 4 days before the workshop/meeting by contacting Summer Lillie. 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: Lori Kohler, RN Specialist, 40330 Esplanade Way, Tallahassee, Florida 32399, (850)922-9731, lori\_kohler@apd.state.fl.us.

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### FLORIDA HOUSING FINANCE CORPORATION

The Florida **Housing Finance Corporation** announces a hearing to which all persons are invited.

DATE AND TIME: June 14, 2007, 10:00 a.m. (Tallahassee local time)

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Notice is hereby given that the Florida Housing Finance Corporation ("Florida Housing") will conduct a public hearing in accordance with the Tax Equity and Fiscal Responsibility Act of 1982 ("TEFRA") to which all interested persons are invited.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of bonds by Florida Housing to finance the acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Clear Harbor Apartments, an 84-unit multifamily residential rental development located on approximately 5.83 acres at or around 11240 U.S. Highway 19, Pinellas Park, Pinellas County, Florida 33782. The prospective owner and operator of the proposed development is Clear Harbor, Ltd., c/o The Richman Group of Florida, Inc., 340 Pemberwick Road, Greenwich, CT 06831, or such successor in interest in which The Richman Group of Florida, Inc., or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is WRMC, Inc., 340 Pemberwick Road, Greenwich, CT 06831. The total tax-exempt bond amount is not to exceed \$5,950,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed.

Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), June 13, 2007, and should be addressed to the attention of Wayne Conner, Deputy Development Officer. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

A copy of the agenda may be obtained by contacting Wayne Conner at (850)488-4197.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting Wayne Conner at (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The **Affordable Housing Study Commission** announces a meeting to which all interested parties are invited.

DATES AND TIMES: June 13, 2007, 1:00 p.m. – 6:00 p.m.; June 14, 2007, 8:30 a.m. – 12:00 Noon (Times subject to change)

PLACE: Orlando International Airport Hyatt Regency, 9300 Airport Blvd., Orlando, FL 32827, (407)825-1234

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission will continue its review of the State Housing Initiatives Partnership Program.

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Any person requiring a special accommodation at these meetings because of a disability or physical impairment should contact Sheila Freaney, Florida Housing Finance Corporation, (850)488-4197 at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact Florida Housing using the Florida Dual Party Relay System, which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

For questions, please contact Odetta MacLeish-White, Florida Housing Finance Corporation at (850)488-4197. For agendas and updates, please visit our website at [www.floridahousing.org/ahsc](http://www.floridahousing.org/ahsc).

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**FISH AND WILDLIFE CONSERVATION COMMISSION**

The Florida **Fish and Wildlife Conservation Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: June 11, 2007, 6:00 p.m. – 8:00 p.m.

PLACE: Osceola Board of County Commissioners Chambers, 1 Courthouse Square, Kissimmee, FL 34741

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and discuss substantive issues associated with the Bald Eagle Management Plan.

A copy of the agenda may be obtained by contacting: Mr. Brad Gruver, Florida Fish and Wildlife Conservation Commission, 620 South Meridian Street, Mail Station 2A, Tallahassee, FL 32399-1600, (850)488-3831.

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

The Florida **Fish and Wildlife Conservation Commission** announces a workshop to which all persons are invited.

DATE AND TIME: June 18, 2007, 6:00 p.m. – 8:00 p.m.

PLACE: Punta Gorda City Hall, 326 W. Marion Avenue, Punta Gorda, FL 33950

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and discuss substantive issues associated with the Bald Eagle Management Plan.

A copy of the agenda may be obtained by contacting: Mr. Brad Gruver, Florida Fish and Wildlife Conservation Commission, 620 South Meridian Street, Mail Station 2A, Tallahassee, FL 32399-1600, (850)488-3831.

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

The Florida **Fish and Wildlife Conservation Commission** announces a workshop to which all persons are invited.

DATE AND TIME: July 2, 2007, 10:00 a.m. – 12:00 Noon

PLACE: Florida Fish and Wildlife Conservation Commission, Bryant Building, Room 272, 620 South Meridian Street, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and discuss substantive issues associated with the Bald Eagle Management Plan.

A copy of the agenda may be obtained by contacting: Mr. Brad Gruver, Florida Fish and Wildlife Conservation Commission, 620 South Meridian Street, Mail Station 2A, Tallahassee, FL 32399-1600, (850)488-3831.

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

**DEPARTMENT OF FINANCIAL SERVICES**

The **Department of Financial Services** announces a public meeting to which all persons are invited.

DATE AND TIMES: Wednesday, June 13, 2007, 2:00 p.m. – 4:00 p.m.; 6:00 p.m. – 8:00 p.m.

PLACE: Pensacola Junior College, Hagler Auditorium Room 252, Building 2, 1000 College Blvd., Pensacola, Florida 32504

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Task Force on Citizens Property Insurance Corporation Claims Handling and Resolution.

A copy of the agenda may be obtained by contacting [www.citizensclaimshandlingtaskforce.org](http://www.citizensclaimshandlingtaskforce.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 Gloria Strickland at (850)413-2862 or [Gloria.strickland@fldfs.com](mailto:Gloria.strickland@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 **Department of Financial Services** announces a public meeting to which all persons are invited.

DATE AND TIMES: Tuesday, June 19, 2007, 2:00 p.m. – 4:00 p.m.; 6:00 p.m. – 8:00 p.m.

PLACE: Nova University, Rose and Alfred Miniaci Performing Arts Center, 3100 Ray Ferrero, Jr. Blvd., Ft. Lauderdale, Florida 33314

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Task Force on Citizens Property Insurance Corporation Claims Handling and Resolution.

A copy of the agenda may be obtained by contacting: [www.citizensclaimshandlingtaskforce.org](http://www.citizensclaimshandlingtaskforce.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 Gloria Strickland at (850)413-2862 or Gloria.strickland@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).

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### **FLORIDA SUBSTANCE ABUSE AND MENTAL HEALTH CORPORATION**

The **Florida Substance Abuse and Mental Health Corporation** announces a public meeting to which all persons are invited.

**DATES AND TIMES:** June 6, 2007, 9:30 a.m. – 5:00 p.m.; June 7, 2007, 9:00 a.m. – 12:30 p.m.

**PLACE:** The Mutiny Hotel, 2951 South Bayshore Drive, The Bounty Room, Miami, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Florida Substance Abuse and Mental Health Corporation, created by Chapter 2003-279, Laws of Florida, announces a public meeting to which all persons are invited.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Florida Substance Abuse and Mental Health Services Administration (SAMHSA) Board Meeting.

The purpose of this meeting will be the following:

- Report of Children's Committee •
- Children's Mental Health Prevalence • Study
- Update on County Matching program •
- Adult and Elder Affairs • Committee Report
- Roundtable on Elder Issues •

A copy of the agenda may be obtained by contacting Lee Williams at (850)410-1575.

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: Lee Williams, Florida Substance Abuse and Mental Health Corporation, Building 1, Room 206, 1317 Winewood Blvd., Tallahassee, Florida 32399-0700, (850)410-1575. 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).

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 Lee Williams at (850)410-1575. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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### **FLORIDA ALLIANCE FOR ASSISTIVE SERVICES AND TECHNOLOGY**

The **Florida Alliance for Assistive Services and Technology** announces a public meeting to which all persons are invited.

**DATE AND TIME:** June 7, 2007, 8:30 a.m. – 3:00 p.m.

**PLACE:** The Rosen Centre Hotel, 9840 International Drive, Orlando, FL 32819-8122

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Board of Directors will meet to conduct such business as specified on the agenda.

If you have any questions, please contact: FFAST, Inc., 325 John Knox Road, Bldg. 400, Ste. 402, Tallahassee, FL 32303, (850)487-3278.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 14 days before the workshop/meeting. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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### **FLORIDA WORKERS COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC.**

The **FWCJUA** announces a Board of Governors meeting to which all interested parties are invited to attend.

**DATE AND TIME:** June 12, 2007, 8:30 a.m.

**PLACE:** FWCJUA Office, 6003 Honore Avenue, Suite 204, Sarasota, FL 34238 (Please enter through Suite 203)

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Agenda topics will include correction and approval of minutes; election of vice chair; market conduct exam; legislative update; implementation issues related to the probable enactment of Senate Bill 1894 and House Bill 7169 that will substantially affect the governance and operations of the FWCJUA; Audit, Investment, Operations, Producer, Producer Appeals, Rates & Forms, and Safety Committee reports and recommendations regarding the 2006 Financial Audit; Audit Committee Charter Procedures Checklist; investment marketplace update; review of policies and guidelines for the investment of assets and associated matters; review of investment policies and guidelines; review of investment manager performance, to include possibly the selection of an investment manager; reorganization issues to include business priorities and out-of-budget expense considerations; budgeted expense considerations; disaster recovery matters; 2006 operations review; preliminary audit results of service provider; Agency Producer Agreement change procedures, to include associated forms; agency/producer responsibility to disclose FWCJUA payment options; agency/producer appeal regarding revocation of authorization to submit business to the FWCJUA; review of rates, rating plans and policy forms and associated matters to include application forms; Operations Manual revisions;

actuarial study of loss reserves as of 6/30/2007; program to eliminate the Subplan D deficit as of 12/31/2006; return of premium dividend; cause, frequency and severity analysis; and staff reports on operations and financials.

A copy of the agenda may be obtained from the FWCJUA's website, [www.fwcjua.com](http://www.fwcjua.com) or by contacting Kathy Coyne at (941)378-7408.

**FLORIDA PATIENT SAFETY CORPORATION**

The **Florida Patient Safety Corporation** announces a public teleconference meeting to which all persons are invited to participate.

DATE AND TIME: Thursday, June 14, 2007, 10:00 a.m.

PLACE: CALL IN INSTRUCTIONS: Step 1: Dial the Conference Access Number: 1(866)200-9760; Step 2: When prompted, enter the PIN Code: 8938936#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Patient Safety Corporation Board of Directors Meeting. A copy of the agenda and resource materials may be obtained one week prior to the meeting by visiting the website at [www.floridapatientssafetycorp.com](http://www.floridapatientssafetycorp.com). Agendas can also be requested via e-mail at [susan.a.moore@comcast.net](mailto:susan.a.moore@comcast.net). To be included in e-mail notices of the Florida Patient Safety Corporation Board, please mail/e-mail your address to the address above or fax your e-mail address to (850)893-4259.

NOTICE OF RESCHEDULING – The **Florida Patient Safety Corporation** announces its Health Care Provider Advisory Committee public teleconference meeting to which all persons are invited to participate, has been rescheduled.

ORIGINAL DATE AND TIME: Wednesday, June 27, 2007, 12:00 Noon

RESCHEDULED DATE AND TIME: Tuesday, September 18, 2007, 12:00 Noon

PLACE: To access the call, dial 1(866)200-9760, Participant PIN Code: 8938936# at the above date and time

For further information contact: Florida Patient Safety Corporation, 2722 Waterford Glen Court, Tallahassee, Florida 32312, or call Susan Moore at (850)893-8936, or via email at [susan.a.moore@comcast.net](mailto:susan.a.moore@comcast.net).

NOTICE OF RESCHEDULING – The **Florida Patient Safety Corporation** announces its Health Care Provider Advisory Committee public teleconference meeting, to which all persons are invited to participate, has been rescheduled.

ORIGINAL DATE AND TIME: Wednesday, June 27, 2007, 12:00 Noon

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**CHILD CARE EXECUTIVE PARTNERSHIP**

The **Child Care Executive Partnership** announces a meeting to which all interested persons are invited.

DATE AND TIME: June 14, 2007, 5:30 p.m. – 7:30 p.m.

PLACE: Embassy Suites, Deerfield Beach, FL. Call In Number: 1(888)808-6959, Conference Code: 9213267 (then press #)

GENERAL SUBJECT MATTER TO BE CONSIDERED: 2007-2008 funding and other board business. Materials will be available by June 7, 2007, on the CCEP website at [www.ccep.bz](http://www.ccep.bz).

**AREA AGENCY ON AGING OF PASCO-PINELLAS, INC.**

The **Area Agency on Aging of Pasco-Pinellas, Inc.** (AAAPP) announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, June 18, 2007, 9:30 a.m. (Please call to confirm date, time and location)

PLACE: Area Agency on Aging of Pasco-Pinellas, Inc., 9887 4th Street North, Suite 100, St. Petersburg, FL 33702

GENERAL SUBJECT MATTER TO BE CONSIDERED: Area Agency on Aging of Pasco-Pinellas, Inc. Board Meetings'.

Please note that if a person decides to appeal any decision made by AAAPP Board with respect to any matter considered at the above cited meeting or hearing, they will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

**ABLE TRUST**

The **Able Trust** (Florida Endowment Foundation for Vocational Rehabilitation) will hold a telephone conference to which all interested persons are invited.

DATE AND TIME: June 18, 2007, 10:00 a.m.

PLACE: The Able Trust office, 106 East College Ave., Suite 820, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: The agenda includes the approval of recommended grants to assist citizens with disabilities in achieving employment and the review of committee reports.

For more information, special accommodations or alternative format request, please call The Able Trust at (850)224-4493 or 1(888)838-2253, before June 14, 2007.

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**CLERKS OF COURT OPERATIONS CORPORATION**

The **Clerks of Court Operations Corporation** announces the Corporation's Annual meeting as required by the Corporation Plan of Operations. All persons are invited to attend.

Corporation Annual Meeting

DATE AND TIME: Tuesday, June 19, 2007, 3:30 p.m.

PLACE: Coronado R & S, Coronado Springs Resort, Orlando, FL

Information regarding the meeting may be obtained by contacting John Dew, Florida CCOC at (850)386-2223 or by visiting the CCOC website at [www.flccoc.org](http://www.flccoc.org).

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The **Clerks of Court Operations Corporation** announces a business meeting to which all persons are invited to attend.

Executive Council business meeting

DATE AND TIME: Tuesday, June 19, 2007, immediately following the Corporation Annual Meeting

PLACE: Coronado R & S, Coronado Springs Resort, Orlando, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Budget forms, instructions, training, and related issues.

Information regarding the meeting may be obtained by contacting John Dew, Florida CCOC at (850)386-2223 or by visiting the CCOC website at [www.flccoc.org](http://www.flccoc.org).

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**FLORIDA INDEPENDENT LIVING COUNCIL, INC.**

The **Florida Independent Living Council, Inc.** announces a public meeting to which all persons are invited.

Meeting: Full Council Meeting

DATES AND TIME: Wednesday, June 20, 2007; Thursday, June 21, 2007; Friday June 22, 2007, TBA

PLACE: Embassy Suites Hotel, 3705 Spectrum Blvd., Tampa, Florida 33612

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the council.

COMMITTEE AND TASK FORCE MEETINGS: Please note that committees and task forces of the Florida Independent Living Council will meet at various times throughout the year to carry out the work of the council; the meeting dates and times will be posted at the above address at least seven days prior to the meeting.

Persons who want to be notified of such meetings may request to be put on the mailing list for such notices by writing to Molly Gosline at the council address.

A copy of the agenda may be obtained by contacting: Florida Independent Living Council, 1018 Thomasville Road, Suite 100 A, Tallahassee, Florida 32303-6271, (850)488-5624 or Toll Free 1(877)822-1993.

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

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

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**FLORIDA SURPLUS LINES SERVICE OFFICE**

The **Florida Surplus Lines Service Office**, Board of Governors' announces a public meeting to which all interested parties are invited.

COMPENSATION COMMITTEE MEETING

DATE AND TIME: Wednesday, June 20, 2007, 3:00 p.m.

PLACE: Gaylord Palms Resort, 6000 W. Osceola Parkway, Kissimmee, FL 34746

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review Compensation Philosophy.

A copy of the agenda may be obtained by sending a faxed request to Georgie Barrett at (850)513-9624.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this meeting should contact Georgie Barrett a week prior to the meeting at (850)224-7676, ext. 101.

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The **Florida Surplus Lines Service Office**, Board of Governors' announces public meetings to which all interested parties are invited.

FSLSO BOARD OF GOVERNORS' QUARTERLY MEETING

DATE AND TIME: Wednesday, July 25, 2007, 1:00 p.m.

PLACE: Lago Mar Resort and Spa, 1700 South Ocean Lane, Ft. Lauderdale, FL 33316

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Matters.

A copy of the agenda may be obtained by sending a faxed request to Georgie Barrett at (850)513-9624.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this meeting should contact Georgie Barrett a week prior to the meeting at (850)224-7676, ext. 101.

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## Section VII

### Notices of Petitions and Dispositions Regarding Declaratory Statements

#### DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs, Florida Building Commission has issued an order disposing of the petition for declaratory statement filed by Kari Hebrank, on behalf of 4th Floor Advocacy, on January 9, 2007. The following is a summary of the agency's disposition of the petition: It was assigned the number DCA07-DEC-002. The Commission determined that Section 414.6 and Table 414.2.4. of the Florida Building Code, Building Volume (2004 as amended 12/05 and 12/06), allows for a maximum outdoor storage capacity of 1,950 gallons of liquid chlorine, as long as it is in accordance with the Florida Fire Prevention Code.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs, Florida Building Commission has received a petition for declaratory statement on January 10, 2007, from Stephen R. Walsh, P.E., on behalf of Walsh Engineering, Inc., regarding whether Section 553.79(5), Florida Statutes, allows authorized representatives to perform inspections of shoring and reshoring for professional engineers. It has been assigned the number DCA07-DEC-004.

A copy of the request may be obtained by writing to: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs, Florida Building Commission has issued an order disposing of the petition for declaratory statement filed by Philip Stoller, on behalf of PERMA-COLUMN, INC. on November 16, 2006. The following is a summary of the agency's disposition of the petition: It was assigned the number DCA06-DEC-287. The Commission determined that pre-cast concrete posts would be deemed structural components according to Rule 9B-72.005, Florida Administrative Code (F.A.C.), and as such, their use in Florida would have to be contingent upon their approval pursuant to Rule 9B-72.090, F.A.C.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs, Florida Building Commission has received a petition for declaratory statement on January 11, 2007, from Billy Tyson, CBO, on behalf of Clemons-Rutherford & Associates, regarding whether a cement based particleboard material used in the floor framing design for a Type II-B Construction classroom, which was tested to ASTM E-136 using a modified ten minute test wherein the material's core temperature did not reach 750 degrees centigrade, complies with the requirement for non-combustibility contained in Section 703.4.1, Florida Building Code, Building Volume (2004 as amended 12/05 and 12/06). It has been assigned the number DCA07-DEC-011.

A copy of the request may be obtained by writing: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs, Florida Building Commission has received a petition for declaratory statement on January 16, 2007, from Bob Littleton, Plumbing Chief, on behalf of Hillsborough County, regarding clarification of the spacing requirements for plumbing fixtures such as water closets, urinals, lavatories and bidets set forth in section P2705.1(5), Florida Building Code, Residential Volume (2004 as amended 12/05 and 12/06) and in section 405.3.1, Florida Building Code, Plumbing Volume (2004 as amended 12/05 and 12/06). It has been assigned the number DCA07-DEC-012.

A copy of the request may be obtained by writing: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs, Florida Building Commission has received a petition for declaratory statement on January 25, 2007, from James M. Nicholas, Esquire, on behalf of Townhomes of Suntree, regarding whether Brevard County falls within a High-Velocity Hurricane Zone as defined by section 1521, Florida Building Code, Building Volume (2004 as amended 12/05 and 12/06). It has been assigned the number DCA07-DEC-016.

A copy of the request may be obtained by writing: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs, Florida Building Commission has received a petition for declaratory statement on April 9, 2007, from Robert S. Fine, Esquire, on behalf of TRG Block One, regarding whether section 1519.16, Florida Building Code, Building Volume (2004 as amended 12/05 and 12/06) applies to all balconies in high-rise residential structures and all deck levels of multi-level parking garages. It has been assigned the number DCA07-DEC-017.

A copy of the request may be obtained by writing: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs, Florida Building Commission has received the petition for declaratory statement on February 1, 2007, from Orlando Velez, on behalf of General Stair Company, regarding whether section R312.1 or section R4403.7.3.1, Florida Building Code, Residential Volume (2004 as amended 12/05 and 12/06) governs the installation of guardrails on open sides of interior residential staircases in the High-Velocity Hurricane Zone. It has been assigned the number DCA07-DEC- 019.

A copy of the request may be obtained by writing: Paula P. Ford, Clerk, Department of Community Affairs Florida Building Commission, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs, Florida Building Commission has received a petition for declaratory statement on February 13, 2007, from Lee S. Rigby, on behalf of Vertical Assessment Association, regarding whether Section 553.509(4)(a), Florida Statutes (2006), when referring to buildings “at least 75 feet high” has the same meaning as section 403.1, Florida Building Code, Building Volume (2004 as amended 12/05 and 12/06), which refers to “buildings having occupied floors located more than 75 feet above the lowest level of fire department vehicle access.” It has been assigned the number DCA07-DEC-028.

A copy of the request may be obtained by writing: Paula P. Ford, Clerk, Department of Community Affairs, Florida Building Commission, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs, Florida Building Commission has received a petition for declaratory statement on February 15, 2007, from Rob Lattin, Forum Architecture and Interior Design, Inc., on behalf of Rapallo, LLC, regarding:

1. Whether, in the circumstances described in the petition, section 1022.6 exception (4), Florida Building Code, Building Volume (2004 as amended 12/05 and 12/06) or the 2004 Florida Fire Prevention Code derived from NFPA 101 Section 7.2.2.6.3 governs the need or separation of exterior stairs from the interior of the building.
2. In cases where there is a conflict between the Florida Building Code and the Florida Fire Prevention Code, whether the conflict is to be resolved with the solution that provides the greatest degree of life safety.
- 3 Whether the open ended corridor design allowed by section 1022.6 exception (4), Florida Building Code, Building Volume (2004 as amended 12/05 and 12/06) provides an equivalent

method of construction to that required by the 2004 Florida Fire Prevention Code derived from NFPA 101 Section 7.2.2.6.3.

4. Whether, in the event that the Florida Fire Prevention Code or other Codes referenced or adopted as part of the Florida Building Code (2004 as amended 12/05 and 12/06), do not address specific conditions that are addressed by the Florida Building Code (2004 as amended 12/05 and 12/06), the provisions of the Florida Building Code prevail.

It has been assigned the number DCA07-DEC-031.

A copy of the request may be obtained by writing: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs, Florida Building Commission has received a petition for declaratory statement on February 22, 2007, from Don Blalock, on behalf of Quickbrick USA LLC, regarding whether the Petitioner’s product, a type of unfired interlocking brick that is designed to be glued together with construction adhesive instead of mortar, is within the scope of Rule 9B-72.005, F.A.C. It has been assigned the number DCA07-DEC-034.

A copy of the request may be obtained by writing: Paula P. Ford, Clerk, Department of Community Affairs, Florida Building Commission, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs received a request for Declaratory Statement on March 14, 2007, from John Leedy, P.E., on behalf of Leedy Electric Corp., regarding whether, on a commercial project valued at \$65,000 in which the Petitioner is adding a circuit with a 400 ampere feeder, project plans must be certified by a Professional Engineer pursuant to section 105.3.1.2, Florida Building Code, Building Volume (2004 as amended 12/05 and 12/06) or whether the licensure exemption contained in Section 471.003(2)(h), Florida Statutes (2006), applies to the project. It has been assigned the number DCA07-DEC-047.

A copy of the request may be obtained by writing: Paula P. Ford, Clerk, Department of Community Affairs, Florida Building Commission, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs, Florida Building Commission has received a petition for declaratory statement on March 14, 2007, from Joseph W. Broughton, P.E., on behalf of Burgess Engineering, Inc., regarding whether sections 13-415.1.ABC.1.1 and 13-415.1.ABC.1.2, Florida Building Code, Building Volume (2004 as amended 12/05 and 12/06) require the installation of occupancy sensors to turn off

lighting within 30 minutes of occupants leaving the various rooms and offices in a 4,200 square foot commercial building, except in those rooms listed as specific exemptions. It has been assigned the number DCA07-DEC-048.

A copy of the request may be obtained by writing: Paula P. Ford, Clerk, Department of Community Affairs, Florida Building Commission, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

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NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs, Florida Building Commission has received a petition for declaratory statement on March 15, 2007, from Penny Hoxie on behalf of PolyVulc USA, Inc. regarding whether the Petitioner's products, a pad made from recycled plastics and tire rubber that is used as an alternative to concrete pads to provide a base foundation and clearance from grade for air conditioners and other mechanical equipment, and an anchoring system for use in areas where HVAC equipment must be anchored into the soil, are within the scope of Rule 9B-72.005, F.A.C. It has been assigned the number DCA07-DEC-049.

A copy of the request may be obtained by writing: Paula P. Ford, Clerk, Department of Community Affairs, Florida Building Commission, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

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NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs, Florida Building Commission has received a petition for declaratory statement on March 16, 2007, from Alfonso E. Oviedo-Reyes, on behalf of Hunker Down Systems.com, regarding whether the Petitioner's product, a roof decking anchoring system used as an adjunct to nails for attaching plywood sheets to the trusses of residential roofs, and for anchoring other parts of the structure such as concrete slab walls, drywalls, and exterior and interior plaques, is within the scope of Rule 9B-72.005, F.A.C. It has been assigned the number DCA07-DEC-050.

A copy of the request may be obtained by writing: Paula P. Ford, Clerk, Department of Community Affairs, Florida Building Commission, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

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NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs, Florida Building Commission has received a petition for declaratory statement on April 2, 2007, from Andrew Johnston, on behalf of Harbor Home Improvements, regarding whether section 505.1, Florida Building Code, Existing Building Volume (2004 as amended 12/05 and 12/06) allows replacement windows to be the same size and style as previously existing windows in residential structures undergoing level 1 restoration (replacement of windows). It has been assigned the number DCA07-DEC-065.

A copy of the request may be obtained by writing: Paula P. Ford, Clerk, Department of Community Affairs, Florida Building Commission, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

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NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs, Florida Building Commission has received a petition for declaratory statement on April 3, 2007, from Joseph R. Hetzel, P.E., on behalf of DASMA, regarding whether garage doors without glazed windows must comply with the windborne debris resistance provisions of sections R301.2.1.2, Florida Building Code, Residential Volume (2004 as amended 12/05 and 12/06) and 1609.1.4, Florida Building Code, Building Volume (2004 as amended 12/05 and 12/06) in windborne debris regions outside the High-Velocity Hurricane Zone. It has been assigned the number DCA07-DEC-067.

A copy of the request may be obtained by writing: Paula P. Ford, Clerk, Department of Community Affairs, Florida Building Commission, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

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NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs, Florida Building Commission has received a petition for declaratory statement on April 11, 2007, from Nelson de Leon, A.I.A., President of Locus Architecture, Inc., on behalf of Coral Gables Building Department, regarding whether a roof-top dining terrace at a restaurant falls within the provisions of sections 704.9, 705 and/or 1607.11.2.2 of the Florida Building Code, Building Volume (2004 as amended 12/05 and 12/06) for purposes of fire protection. It has been assigned the number DCA07-DEC-072.

A copy of the request may be obtained by writing: Paula P. Ford, Clerk, Department of Community Affairs, Florida Building Commission, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

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NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs, Florida Building Commission has received a petition for declaratory statement on April 13, 2007, from Siegfried W. Valentin, on behalf of American Architectural Manufacturers Association, regarding the product approval requirements for fenestration products (double hung and casement windows) to be used in the High-Velocity Hurricane Zone. It has been assigned the number DCA07-DEC-078.

A copy of the request may be obtained by writing: Paula P. Ford, Clerk, Department of Community Affairs, Florida Building Commission, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

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NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs, Florida Building Commission has received a petition for declaratory statement on April 17, 2007,

from Keith A. Mahaffrey, on behalf of Keith Mahaffrey Pools, Inc., regarding the requirements for location, marking of, and use of step tile or accent tile in underwater seats, benches and swimouts in residential swimming pools pursuant to chapter 41 of the Florida Building Code, Residential Volume (2004 as amended 12/05 and 12/06). It has been assigned the number DCA07-DEC-079.

A copy of the request may be obtained by writing: Paula P. Ford, Clerk, Department of Community Affairs, Florida Building Commission, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

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NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs, Florida Building Commission has received a petition for declaratory statement on April 20, 2007, from Mike Pella, P.E. on behalf of KAMM Consulting, regarding clarification of the venting requirements for hotel guest bathrooms under section 607.5.5.1 of the Florida Building Code, Mechanical Volume (2004 as amended 12/05 and 12/06) and the use of smoke dampers in group R occupancies. It has been assigned the number DCA07-DEC-080.

A copy of the request may be obtained by writing: Paula P. Ford, Clerk, Department of Community Affairs, Florida Building Commission, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

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NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs, Florida Building Commission has received a petition for declaratory statement on April 18, 2007, from William A. Gates regarding the requirements for an accessible means of egress and use of an exterior stairway, pursuant to section 1007 of the Florida Building Code, Building Volume (2001 as amended 12/02 and 6/03) in the exit discharge area of a single family residence for which a building permit was issued in July 2003 but a certificate of occupancy has not yet been issued. It has been assigned the number DCA07-DEC-081.

A copy of the request may be obtained by writing: Paula P. Ford, Clerk, Department of Community Affairs, Florida Building Commission, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

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NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs, Florida Building Commission has received a petition for declaratory statement on May 15, 2007, from Richard C. Bliss, on behalf of The Landing Group of Tampa, Inc., regarding whether section 2223.6.3, Florida Building Code, Building Volume (2004 as amended 12/05 and 12/06) and Section 489.113, Florida Statutes, allow the Petitioner, a general contractor, to install a roof on a building for which engineer sealed drawings are provided and where the Engineering Evaluation Report for Florida Product Approval

states that the metal roofing is part of the structural integrity of the building, without using a licensed roofing contractor. It has been assigned the number DCA07-DEC-096.

A copy of the request may be obtained by writing: Paula P. Ford, Clerk, Department of Community Affairs, Florida Building Commission, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

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NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs, Florida Building Commission has issued an order disposing of the petition for declaratory statement filed by Joseph R. Webster, on behalf of Atlantic Windows & Doors, Inc. (Petitioner) on October 24, 2006. The following is a summary of the agency's disposition of the petition: It was assigned the number DCA06-DEC-294. The Commission determined that the product being developed by Petitioner, a metal receptor system to be used for window installation in lieu of 1x or 2x lumber, is a product introduced by new technology as covered by Chapter 9B-72, F.A.C., and its use on windows having Florida product approval would have to be evaluated on a case by case basis.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

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NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs, Florida Building Commission has issued an order disposing of the petition for declaratory statement filed by Thomas E. Miller, PE, on behalf of Structural Engineering and Inspections, Inc., on behalf of Taylor Woodrow Homes on December 5, 2006. The following is a summary of the agency's disposition of the petition: It was assigned the number DCA06-DEC-300. The Commission determined that a particular lot would be considered to be in Wind Exposure Category B, pursuant to Section 1609.4, Florida Building Code, Building Volume (2004 as amended 12/05 and 12/06), but that any final determination should be made by the design professional based on site specific conditions. Whether a terrain includes "scattered obstructions" is subject to accepted engineering practices.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

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

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

**AGENCY FOR HEALTH CARE ADMINISTRATION**

NOTICE IS HEREBY GIVEN THAT Agency for Health Care Administration has received the petition for declaratory statement from Elaine Decutiis. The petition seeks the agency’s opinion as to the applicability of as to the interpretation of Section 419.001(1)(a), Florida Statutes (2006) as it applies to the petitioner.

The Petition was received on March 2, 2007, and seeks a declaratory statement from the Agency as to the interpretation of Section 419.001(1)(a), Florida Statutes (2006), in order for the Petitioner to obtain community residential home status and comply with the zoning exemption of Section 419.001(2), Florida Statutes (2006).

A copy of the Petition for Declaratory Statement may be obtained by contacting: Richard J. Shoop, Esquire, Agency Clerk, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #3, Tallahassee, Florida 32308.

Please refer all comments to: Thomas M. Hoeler, Senior Attorney, Agency for Health Care Administration, The Sebring Building, 525 Mirror Lake Drive, North, St. Petersburg, Florida 33701.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

NOTICE IS HEREBY GIVEN THAT Division of Alcoholic Beverages and Tobacco, Department of Business and Professional Regulation, has declined to rule on the petition for declaratory statement filed by Charles E. Bailes, III, d/b/a ABC Fine Wine and Spirits on April 3, 2007. The following is a summary of the agency’s declination of the petition:

The petition, which asked whether distributors may provide in-store servicing of distilled spirits to retailers under Section 561.424, Florida Statutes, was denied. The division declined to issue a declaratory statement because the parties are presently engaged in litigation at the Division of Administrative Hearings and the issue is pending judicial resolution.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399.

**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 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 on or about

May 4, 2007, from Wilton Lee, Petitioner. The Petition requests a declaratory statement relating to NFPA 70, NEC 2002, and/or NEC 2005, Article 550.15(h).

A copy of the Petition may be obtained by writing to, calling, or faxing: 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](mailto: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:**

Tarpon Springs Hospital Foundation, Inc., d/b/a Helen Ellis Memorial Hospital vs. Agency for Health Care Administration; Case No.: 07-1855RP; Rule No.: 59A-3.2085

Florida Fine Wine and Spirits, LLC, d/b/a Total Wine and More vs. Department of Business and Professional Regulation; Case No.: 07-1857RX; Rule No.: 61A-1.010

Aluminum Association of Florida, Inc. and Robert Monsour, P.E. vs. Department of Business and Professional Regulation, Board of Professional Engineers; Case No.: 07-1872RP; Rule No.: 61G15-31.010

Jessica Henderson vs. Department of Children and Family Services; Case No.: 07-1933RP; Rule No.: 64A-1.205

Ikon Office Solutions, Inc. vs. Pinellas County School Board and Xerox Corporation; Case No.: 07-1266RU

Florida Fine Wine and Spirits, LLC, d/b/a Total Wine and More vs. Department of Business and Professional Regulation; Case No.: 07-1858RU

Larry Phillips vs. Timothy J. Budz, Facility Administrator, Florida Civil Commitment Center; George C. Zoley, Chief Executive Officer, The Geo Group, Inc.; and Department of Children and Families Services; Case No.: 07-1969RU

Custom Mobility, Inc. vs. Agency for Health Care Administration; Case No.: 07-2136RU



Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:

Tarpon Springs Hospital Foundation, Inc., d/b/a Helen Ellis Memorial Hospital vs. Agency for Health Care Administration; Case No.: 07-1855RP; Rule No.: 59A-3.2085; Withdrawn

Manor Pines Convalescent Center, LLC vs. Agency for Health Care Administration; Case No.: 06-3489RX; Rule No.: 59G-6.010; Invalid

Palm Beach County Department of Environmental Resources Management vs. Florida Fish and Wildlife Conservation Commission; Case No.: 07-1779RP; Rule No.: 68E-1.004; Voluntarily Dismissed

National Crop Insurance Services, Inc.; Rural Community Insurance Company; Ace Property and Casualty Insurance Company; Agri General Insurance Company; State Farm Fire Insurance Company; Great American Insurance Company; Et Al. vs. Office of Insurance Regulation and the Financial Services Commission; Case No.: 06-2836RP; Rule No.: 69O-137.013; Voluntarily Dismissed

Ikon Office Solutions, Inc. vs. Pinellas County School Board and Xerox Corporation; Case No.: 07-1266RU; Dismissed

Laboratory Corporation of America Holdings and its Subsidiaries vs. Agency for Health Care Administration; Case No.: 06-2127RU; Voluntarily Dismissed

Florida Education Association, Teachers Association of Lee County, and Caren Pearson vs. Department of Education and the State Board of Education; Case No.: 06-3317RU; Voluntarily Dismissed

**Section IX**

**Notices of Petitions and Dispositions Regarding Non-rule Policy Challenges**

**NONE**

**Section X**

**Announcements and Objection Reports of the Joint Administrative Procedures Committee**

**NONE**

**Section XI  
Notices Regarding Bids, Proposals and Purchasing**

**DEPARTMENT OF EDUCATION**

**REQUEST FOR BID**

The University of Florida, Purchasing and Disbursement Services will receive sealed bids for the following: ITB07SV-188, W/O 847230, Larsen and Benton Halls Roof Replacement, estimated budget: \$718,000, to be opened June 26, 2007, at 1:30 p.m. (Local Time). Scope of work: Replace the existing built-up roof, totaling approximately 30,500sf for the connected buildings (including the connectors) with a new modified bitumen roof system over a new lightweight concrete deck on these existing multi-story buildings with penthouses housing exhaust fan equipment. The work also includes repair or removal of some of the existing roof mounted exhaust fans and fume hoods. Mandatory Pre-Bid Meeting to be held June 13, 2007, at 9:00 a.m., in the Physical Plant Division Architecture/ Engineering Conference Room, Building 700, Radio Road, Gainesville, FL. Specifications and Plans are available in Purchasing and Disbursement Services, Elmore Hall, Radio Road, Gainesville, FL 32611. All questions and bid document requests should be directed to Karen Olitsky, Purchasing and Disbursement Services, kolitsk@ufl.edu or (352)392-1331, ext. 224. For more information visit [www.purchasing.ufl.edu](http://www.purchasing.ufl.edu). AMERICANS WITH DISABILITY ACT OF 1991 – If special accommodations are needed in order to attend the Pre-Bid Meeting or the Bid opening, contact Purchasing, [purchasing@ufl.edu](mailto:purchasing@ufl.edu) or (352)392-1331 within three (3) days of the event.

**REQUEST FOR BID**

The University of Florida, Purchasing and Disbursement Services will receive sealed bids for the following: ITB07SV-189, W/O 847232, Chemical Engineering Roof Replacement, estimated budget: \$360,000, to be opened June 26, 2007, at 2:00 p.m. (Local Time). Scope of work: Replace the existing built-up roof, approximately 14,000sf, with a new modified bitumen roof system over a new lightweight concrete deck on this existing multi-story building with a penthouse housing exhaust fan equipment. The work also includes the repair or removal of some of the existing roof mounted exhaust fans and fume hoods. Mandatory Pre-Bid Meeting to be held June 13, 2007, at 9:00 a.m., in the Physical Plant Division Architecture/Engineering Conference Room, Building 700, Radio Road, Gainesville, FL. Specifications and Plans are available in Purchasing and Disbursement Services, Elmore Hall, Radio Road, Gainesville, FL 32611. All questions and bid document requests should be directed to Karen Olitsky, Purchasing and Disbursement Services, kolitsk@ufl.edu or (352)392-1331, ext. 224. For more information visit

www.purchasing.ufl.edu. AMERICANS WITH DISABILITY ACT OF 1991 – If special accommodations are needed in order to attend the Pre-Bid Meeting or the Bid opening, contact Purchasing, purchasing@ufl.edu or (352)392-1331 within three (3) days of the event.

**REQUEST FOR BID**

The University of Florida, Purchasing and Disbursement Services will receive sealed bids for the following: ITB07SV-190, W/O 847233, Mechanical and Aerospace Engineering Building “A” Roof Replacement, estimated budget: \$362,000, to be opened June 26, 2007, at 2:30 p.m. (Local Time). Scope of work: Replace the existing built-up roof, approximately 14,400sf, with a new modified bitumen roof system over a new lightweight concrete deck on this existing multi-story building with a penthouse housing exhaust fan equipment. The work also includes the repair or removal of some of the existing roof mounted exhaust fans and fume hoods. Mandatory Pre-Bid Meeting to be held June 13, 2007, at 9:00 a.m., in the Physical Plant Division Architecture/Engineering Conference Room, Building 700, Radio Road, Gainesville, FL. Specifications and Plans are available in Purchasing and Disbursement Services, Elmore Hall, Radio Road, Gainesville, FL 32611. All questions and bid document requests should be directed to Karen Olitsky, Purchasing and Disbursement Services, kolitsk@ufl.edu or (352)392-1331, ext. 224. For more information visit www.purchasing.ufl.edu. AMERICANS WITH DISABILITY ACT OF 1991 – If special accommodations are needed in order to attend the Pre-Bid Meeting or the Bid opening, contact Purchasing, purchasing@ufl.edu or (352)392-1331 within three (3) days of the event.

**REQUEST FOR BID**

The University of Florida, Purchasing and Disbursement Services will receive sealed bids for the following: ITB07SV-191, W/O 855122, Black Hall Roof Replacement, estimated budget: \$255,000, to be opened June 26, 2007, at 3:00 p.m. (Local Time). Scope of work: Replace the existing built-up roof, approximately 9,500sf, with a new modified bitumen roof system over a new lightweight concrete deck on this existing multi-story building with a penthouse housing exhaust fan equipment. The work also includes repair or removal of some of the existing roof mounted exhaust fans and fume hoods. Mandatory Pre-Bid Meeting to be held June 13, 2007, at 9:00 a.m., in the Physical Plant Division Architecture/Engineering Conference Room, Building 700, Radio Road, Gainesville, FL. Specifications and Plans are available in Purchasing and Disbursement Services, Elmore Hall, Radio Road, Gainesville, FL 32611. All questions and bid document requests should be directed to Karen Olitsky, Purchasing and Disbursement Services, kolitsk@ufl.edu or (352)392-1331, ext. 224. For more information visit

www.purchasing.ufl.edu. AMERICANS WITH DISABILITY ACT OF 1991 – If special accommodations are needed in order to attend the Pre-Bid Meeting or the Bid opening, contact Purchasing, purchasing@ufl.edu or (352)392-1331 within three (3) days of the event.

**INVITATION TO BID**

The Florida State University Facilities Purchasing shall receive sealed bids until the dates and times shown for the following projects. Bids may be brought to the bid opening or sent to:

Florida State University  
 Facilities Maintenance, Purchasing  
 114F Mendenhall Building A  
 Tallahassee, Florida 32306

prior to bid opening. Bidder must reference bid number, opening date and time on outside of bid package to insure proper acceptance. Bids submitted by facsimile are not acceptable. For information relating to the Invitation(s) to Bid, contact the

Bid Number: FAC107-07  
 Purchasing Agent: B.J. Lewis, Facilities  
 Mandatory Pre Bid: June 21, 2007 at 10:00 a.m.  
 Location: Turkey Point/Marine Lab Site  
 Public Bid Opening: June 28, 2007 at 2:00 p.m.  
 FSU-Facilities Maintenance  
 116 Mendenhall Hall, Building A  
 Tallahassee, Florida 32306-4150  
 Facilities Maintenance Purchasing

**Bid Documents:**

**ELECTRICAL SVC UPGRADE AT TURKEY POINT/MARINE LAB**

The project, electrical services upgrade: Turkey Point Marine Lab, Florida State University, includes the replacement of the existing electrical service and distribution equipment. The work includes coordinating and accommodating the installation by the serving utility, Progress Energy Corporation, and new pole mounted transformer banks to serve two separate services.

A critical aspect of the work is the change over of service with the absolute minimum of electrical outage time. Methods of equipment procurement and installation preparations shall be thoroughly organized and established to ensure both the project schedule is met and the minimum downtime occurs.

**PRE-QUALIFICATIONS:**

The electrical contractor shall be EC licensed and certified by the State of Florida and shall have installed a full electric service entry of no less than 1200 amp capacity for Florida State University at Florida State University.

Contact Person: Joe Adams, Project Manager, (850)644-5141

## Notice of Bid/Request for Proposal

## NOTICE TO PROFESSIONAL CONSULTANTS

Florida State University, State of Florida, announces that professional services in the discipline of architecture will be required for the project listed below:

Project No.: FS-264  
 Project and Location: Ruby Diamond Auditorium Renovation and Expansion  
 Florida State University  
 Tallahassee, Florida

The project consists of the design and construction of approximately 50,000 gsf of renovated space and 25,000 gsf of new space. The project will renovate Ruby Diamond Auditorium, transforming it into a premier performance hall. All major building systems will be upgraded, and acoustics and audience chamber architecture will be addressed. An addition to the building will provide a multi-purpose space and a rehearsal hall. The design professional will be required to provide a solution which best utilizes the site and surrounding areas. Pedestrian access will be enhanced, and nearby handicapped parking and a covered drop-off area will be provided. Specialty consultants (acoustics, lighting, theater, etc., will be selected together with the university, after the architect has been selected.) The selected firm will provide design, construction documents and administration for the referenced project which is budgeted at approximately \$26,600,000.00 for construction. The project delivery system will be construction management. Blanket professional liability insurance will be required for this project in the amount of \$1,000,000, and will be provided as a part of Basic Services.

## INSTRUCTIONS:

Firms desiring to apply for consideration shall submit a letter of application.

The letter of application should have attached:

1. A completed Florida State University "Professional Qualifications Supplement," dated August, 2003. Applications on any other form, or on versions dated prior to 8/03, will not be considered.
2. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.

Submit six copies of the above requested data bound in the order listed above. Applications which do not comply with the above instructions may be disqualified. Application materials will not be returned.

The plans and specifications for Florida State 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 \$50,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Professional Qualifications Supplement forms, descriptive project information, and selection criteria may be obtained through our website, [www.fpc.fsu.edu](http://www.fpc.fsu.edu) or by contacting: Lynetta Mills, Facilities Design and Construction, 109 Mendenhall Maintenance Building A, Florida State University, Tallahassee, Florida 32306-4152, (850)644-2843, Fax (850)644-8351.

For further information on the project, contact Lisa Durham, Sr. Project Manager, at the address and phone listed above.

Submittals must be received in the above office, by 2:00 p.m. (Local Time), Friday, June 29, 2007. Facsimile (FAX) or electronic submittals are not acceptable and will not be considered.

NOTICE TO PROFESSIONAL CONSULTANTS  
 REQUEST FOR QUALIFICATIONS  
 RFQ 07-32

The University of North Florida Board of Trustees, a public body corporate, announces that continuing professional services for certain projects are required in the following discipline(s): Architect/Engineer

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. The University plans on awarding three Campus Service contracts for these projects and the consultants will be available on an as-needed basis for the upcoming fiscal year, July 1, 2007 – June 30, 2008. The consultants 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 wishing to provide professional services can apply by letter specifying the discipline for which they are applying. Proximity of location will be a prime factor in the selection of the firm.

Attach to each letter of application:

1. The University of North Florida's "Professional Qualifications Supplement" completed by the applicant's office applying for the project. 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.

Submit 6 copies of the above requested data bound in the order listed above. Applications which do not comply with the above instructions may be disqualified. Application materials will not be returned.

The 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, 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 supplies, subcontractor, or consultant in excess of \$15,000 in connection with this project for a period of 36 months from the date of placement on the convicted vendor list.

Vendor shall have established equal opportunity practices which conform to all laws against discrimination and prohibits discrimination based on race, creed, color, sex, age, national origin, marital status or religion; neither Vendor nor any subcontractor or other person, firm or business entity with whom it would be engaged in a combined effort to perform the services has hired any person who is an officer or employee of UNF.

Professional Qualifications Supplement forms, descriptive project information, and selection criteria may be obtained by contacting: Darrin Parker, Purchasing Department, University of North Florida, 1 UNF Drive, Jacksonville, Florida 32224, PH (904)620-1739, Email dparker@unf.edu.

Submittals must be received in the Purchasing Department, Building 6, University of North Florida, 1 UNF Drive, Jacksonville, Florida 32224, by 2:00 p.m. local time, on June 19, 2007. Facsimile (FAX) submittals are not acceptable and will not be considered.

**INVITATION TO BID**

The School Board of Pinellas County, Florida will receive sealed bids in the Purchasing Department of the Walter Pownall Service Center, 11111 South Belcher Road, Largo, Florida until 1:00 p.m. (Local Time), June 15, 2007, for the purpose of selecting a supplier to provide per the bid specifications for:

Bread Products  
 Bid 07-375-648

The purpose and intent of this Invitation to Bid is to select a supplier to provide various bread products to approximately 134 district facilities county wide and to secure firm, net pricing for the contract period as specified herein.

Public opening of the Bids will occur in the Purchasing Conference Room at the above address and all interested parties are invited to be present.

Specifications are available at the office of:

Purchasing Department  
 Walter Pownall Service Center  
 11111 So. Belcher Road  
 Largo, FL 33773

BY ORDER OF THE SCHOOL BOARD OF PINELLAS COUNTY, FLORIDA

CLAYTON M. WILCOX SUPERINTENDENT OF SCHOOLS AND EX-OFFICIO SECRETARY TO THE SCHOOL BOARD	MARY BROWN CHAIRMAN  MARK C. LINDEMANN DIRECTOR PURCHASING
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**BID REQUEST FOR:**

FRESH MILK AND OTHER DAIRY PRODUCTS  
 FOR LEE COUNTY SCHOOLS

Bid No: B-076578SW  
 Opening Date: Tuesday, June 12, 2007, 2:00 p.m.  
 Request a bid package by:  
 Phone: (239)479-4252; Fax: (239)337-8200;  
 In Person or Mail:  
 2855 Colonial Blvd., Fort Myers, Florida 33966-1012  
 Complete Bid Package available only upon request.  
 By: Sandy Walker, Procurement Agent

**BID REQUEST FOR:**

ANNUAL SUPPLY OF ICE CREAM AND FROZEN  
 SPECIALTY ITEMS

Bid No.: B-076583SW  
 Opening Date: June 14, 2007, 2:00 p.m.  
 Request a bid package by:  
 Phone: (239)479-4252; Fax: (239)337-8200  
 In Person or Mail:  
 2855 Colonial Blvd., Fort Myers, Florida 33966-1012  
 Complete Bid Package available only upon request.  
 By: Sandy Walker, Procurement Agent

**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 MANAGEMENT SERVICES**

PUBLIC ANNOUNCEMENT  
 ADVERTISEMENT FOR BIDS FOR ROOFING  
 CONTRACTORS

PROPOSALS ARE REQUESTED FROM QUALIFIED ROOFING CONTRACTORS BY THE DEPARTMENT OF MANAGEMENT SERVICES HEREINAFTER REFERRED TO AS OWNER, FOR THE RE-ROOFING OF:

PROJECT NUMBER: MSFM-26005025  
 PROJECT NAME: Replace Lower Roof, R. A. Gray Building  
 PROJECT LOCATION: Tallahassee, Florida  
 ESTIMATED CONSTRUCTION BUDGET: \$250,000.00  
 For details please visit the Department’s website listed below and click on “Search Advertisements – Division of Real Estate Development and Management.” [http://fcn.state.fl.us/owa\\_vbs/owa/vbs\\_www.main\\_menu](http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu).

**PUBLIC ANNOUNCEMENT  
 ADVERTISEMENT FOR BIDS FOR GENERAL  
 CONTRACTORS**

PROPOSALS ARE REQUESTED FROM QUALIFIED GENERAL CONTRACTORS BY THE DEPARTMENT OF MANAGEMENT SERVICES HEREINAFTER REFERRED TO AS OWNER, FOR THE CONSTRUCTION OF:  
 PROJECT NUMBER: DOE-26039000  
 PROJECT NAME: Renovations to Snack Area and Existing Offices on 16th Floor, Turlington Building  
 PROJECT LOCATION: Tallahassee, Florida  
 APPROXIMATE CONSTRUCTION BUDGET: \$260,000.00  
 For details please visit the Department’s website listed below and click on “Search Advertisements – Division of Real Estate Development and Management.” [http://fcn.state.fl.us/owa\\_vbs/owa/vbs\\_www.main\\_menu](http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu).

**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.”

**PINELLAS COUNTY METROPOLITAN PLANNING ORGANIZATION**

**REQUEST FOR PROPOSALS  
 NOTICE TO PROFESSIONAL CONSULTANTS**

The Pinellas County Metropolitan Planning Organization (MPO) in conjunction with the Florida Department of Transportation (FDOT) request that qualified consultants submit Proposals for consideration in the competitive selection of professional transportation planning services on the following project:

**PROJECT: GENERAL PLANNING CONSULTANTS (GPC)**  
 The MPO requires the services of one or more Consultants to provide production support to the MPO transportation planning activities set forth in the Unified Planning Work Program (UPWP). The length of contract is three (3) years. The work involves providing assistance to the MPO staff on a work assignment basis in a variety of technical, graphical, public involvement and product review activities. The Consultant(s) shall assist the MPO staff by providing additional resources to

accomplish assignments authorized by the MPO. The Scope of Services outlines tasks that may be assigned to Consultant(s) under one or more general planning Consultant contracts. Consideration will be given to only those firms that have been prequalified by the FDOT to perform the indicated MAJOR Type(s) of Work.

- MAJOR TYPE OF WORK:** 13.3 Policy Planning  
 13.4 Systems Planning  
 13.5 Subarea/Corridor Planning  
 13.6 Land Planning/Engineering  
 13.7 Transportation Statistics

**SCOPE OF SERVICES**

- A. Public Participation (UPWP Task 2.1): Consultants will assist the MPO with public out reach activities. Work may include organizing and facilitating public workshops and meetings, identifying potential shareholders, production of professional quality graphics, displays, publications and PowerPoint presentations, website development and design and implementation of surveys and analysis of results. Consultants will comply with SAFETEA-LU requirements by incorporating visualization techniques into their work products.
- B. Land Use and Socioeconomic Data Activities (UPWP Task 3.1): Work related to this task includes the monitoring of transportation-related socioeconomic, school enrollment and land use data variables on a continual basis to support the update and amendments to the MPO’s Long Range Transportation Plan and local governments’ comprehensive plans so that the Tampa Bay Regional Demand Model and other models developed for specific projects can project future travel demand conditions in the most accurate manner possible. Consultant resources may be utilized in soliciting and collecting data items through various sources; developing zonal data for the MPO’s Long-Range Transportation Plan regional model validation; assisting FDOT in the development of a dynamic land use allocation model to be used with in socioeconomic data development; and continuing to facilitate involvement of the Pinellas County School Board and Pinellas County Economic Development staff as well as municipal representatives in developing the aforementioned data.
- C. Transportation System Surveillance and Database Management (UPWP TASK 3.2): Work activity anticipated in this task includes all of the data collection, transportation system monitoring and transportation database management activities needed to support the MPO Program. Consultant resources may be used to assist the MPO in all aspects of its system monitoring activities including its ongoing efforts to refine socioeconomic data such as future employment, school enrollment, and seasonal population data. Consultant tasks may also include data collection to assess the performance and

- operations of the transportation facilities and services, such as traffic counts, accident data, vehicle occupancy data, trail usage surveys, and other related activities. The General Planning Consultant may be utilized to assist with some of the related tasks such as the completion of the Congestion Management Process, Safety and Strategic Highway Safety Plan and annual Level of Service Reports.
- D. Financial Resource and Legislative Management (UPWP TASK 3.3): Work activity anticipated in this task includes the identification and evaluation of existing transportation funding sources to ensure availability of funds necessary for the development and implementation of both long and short-range transportation programs. Additional tasks will include, but are not limited to: Analysis of legislative proposals; periodic reports to the MPO; developing position statements; and communications with state and federal legislators and regulatory officials.
- E. Congestion Management Process (UPWP TASK 4.1): MPOs are required to develop and implement a Congestion Management Process (CMP) under both federal and state rules. Consultants may be used to assist the MPO with the implementation of the federal and state mandated CMP including the development of strategy plans for congested roadways/sub-areas, State of the System Report updates; review, evaluation, and refinement of performance measures; continuing monitoring and evaluation of the effectiveness of implemented strategies; assistance with the Regional CMP activities; and integration of congestion and concurrency management strategies through provision of technical support to local governments.
- F. Miscellaneous Technical Studies (UPWP TASK 4.2): The activities associated with this task are included in the MPO's Unified Planning Work Program as studies that are prompted on short notice as the result of a special need identified during the course of carrying out the metropolitan planning program. Illustrative tasks may include special trip generation studies, technical support to other transportation agencies, review and analysis of other planning studies, etc.
- G. Transit Operations Planning (UPWP TASK 4.3): Consultants may be used to assist the MPO and the Pinellas Suncoast Transit Authority with transit operations planning activities including an update to the Five Year Transit Development Plan for the PSTA, assistance with transit corridor planning studies, development of service plans for new transit corridors and under performing routes, route analysis, assistance with promotional and public involvement activities, and implementation of transit-friendly design standards. Consultants may also be utilized to provide services to the Florida Department of Transportation (FDOT) District 7 Public Transportation Office and regional transit planning authorities in their efforts to develop and update public transportation programs and plans for Pinellas County, West Central Florida and the Tampa Bay region.
- H. Transportation Disadvantaged Planning (UPWP TASK 4.4): Consultant tasks may include evaluating services to the transportation disadvantaged population to ensure adequacy of service and compliance with applicable federal and state policies. Tasks may include update of the TD Program Service Plan and Human Services Plan, evaluating and implementing, where feasible, strategies to provide more cost-effective transportation services to the TD Program customers, including Medicaid consumers. Work may also include statistical ridership evaluation and overall effectiveness of the Job Access Reverse Commute and New Freedom programs.
- I. Pinellas Mobility Initiative Planning (UPWP TASK 4.5): Consultants may be used for premium transit planning activities associated with Federal Transit Administration Small Starts and New Starts initiatives or with Pinellas Mobility Initiative Steering Committee activities. Premium transit may include Bus Rapid Transit and fixed guideway technologies. Tasks may include ridership forecasting, route and station planning, feasibility studies, technology analysis, capital resource assessment, operations and maintenance planning, etc.
- J. Bicycle and Pedestrian Planning Program (UPWP TASK 4.6): Consultant tasks may include planning efforts relative to trails, inter/intra-county transportation activities, bike amenities, cross streets, sidewalk and pedestrian improvements, and enhanced bicycle amenities and implementation of MPO Bicycle and Pedestrian Master Plan. Consultant tasks may also include planning and implementation of education, safety and awareness strategies for bicyclist, pedestrians and motorists. Usage studies for off-road facilities may be conducted.
- K. Management and Operations Planning (UPWP TASK 4.7): Consultant tasks may include work associated with the Advanced Transportation Management System (ATMS) plan for Pinellas County that is consistent with federal Intelligent Transportation System requirements. Consultant resources may also be utilized to assist the MPO and its advisory committees in developing and implementing ITS strategies affecting various travel modes.
- L. Transportation Demand Management Planning (UPWP TASK 4.8): Consultant tasks may include assisting the MPO in the implementation and integration of Transportation Demand Management (TDM) programs and strategies to discourage the use of single-occupant vehicle trips, encourage transportation alternatives (e.g., car pooling, riding the bus, telecommuting, bicycling, and walking), reducing congestion and improve air quality in Pinellas County.

- M. Local Government Comprehensive Plan Coordination, Technical Assistance and Livable Communities Planning (UPWP TASK 4.9): This task includes activities associated with the MPO's technical support to the local governments in the development and implementation of local comprehensive plans, concurrency management systems, livable communities initiatives, etc. Consultant tasks may include the provision of data and technical support to local governments in carrying out their comprehensive planning responsibilities for transportation and other related elements. The consultant may also provide assistance, as requested, to local governments in the development of transportation concurrency strategies, the local proportionate fair share ordinance provisions, Transportation Regional Incentive Program (TRIP), review of traffic impact studies, and implementation of multi-jurisdictional concurrency management system applications and livable community land development standards.
- N. Transportation Improvement Program Development and Maintenance (UPWP Task 5.1): This task involves the development of a Transportation Improvement Program (TIP) document that meets federal and state metropolitan planning requirements used in identifying federal, state, and locally funded transportation projects consistent with the MPO Long Range Transportation Plan and ensuring that modifications and/or amendments to the adopted TIP will be coordinated with local Comprehensive Plans. Assist with TIP visualization.
- O. Regional Planning (UPWP Tasks 7.1 and 7.2): This task involves activities associated with regional transportation planning including work on the update or amendment of the West Central Florida regional long range transportation plan, transit plan, multi-use trail element, public participation plan, congestion management process, etc. The consultant may need to coordinate with staff from regional planning and transit agencies, Citrus County, the Polk County TPO and MPOs from Sarasota/Manatee, Pasco, Hernando and Hillsborough. This task may also involve the production of print materials for regional purposes, such as brochures, newsletters, summaries, etc.

**RESPONSE EVALUATION:** All respondents will be evaluated in accordance with Section 287.055(4), F.S., and must be determined by the MPO and the FDOT as qualified to do business in Florida and qualified to perform the advertised work requirements. The above project falls into the selection process so indicated in Chapter 14-75, F.A.C. wherein at least three (3) firms will be requested to submit technical proposals. The contract fee will be negotiated in accordance with Section 287.055, F.S.

Lobbying of MPO employees and elected officials regarding this RFP by any member of a Proposer's staff, or those people who are members of, or employed by, any legal entity affiliated with an organization that is responding to the RFP is strictly prohibited. Such actions may cause your proposal, or the proposal you are supporting, to be rejected.

**SUBCONSULTANT OPPORTUNITY:** Subconsultants that are not pre-qualified by the FDOT shall be subject to compensation restrictions as specified in Chapter 14-75, F.A.C. Any such subconsultant utilized must be technically qualified by the FDOT before work may commence. Preference points will be given in the technical proposal evaluation for certified DBE consultants and non-DBE consultants who propose certified DBE subconsultants.

**NOTIFICATION OF CRIME CONVICTION:** Each applicant shall notify the FDOT within 30 days after a conviction of a contract crime applicable to it or any officers, directors, executive, shareholders active in management, employees, or agents of its affiliates. Under Section 337.164, F.S., the privilege of conducting business with the FDOT shall be denied to applicants so convicted until such applicant is properly reinstated pursuant to Section 337.165, F.S., and Chapter 14-75, F.A.C.

**FEDERAL DEBARMENT:** By signing and submitting a Letter of Response, the consultant certifies that no principal (which includes officers, directors, or executives) is presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation on this transaction by any federal department or agency.

**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](http://www.pinellascounty.org/library.htm).

**TO RESPOND:** Firms, qualified to conduct business in the State of Florida, are asked to submit five copies of the Proposal to the MPO office and two copies to the FDOT office by 4:30 p.m. (EST), Friday, June 22, 2007. The outside of the envelope containing the Proposal must be marked "PROPOSAL TO PROVIDE GENERAL PLANNING CONSULTANT SERVICES TO THE PINELLAS COUNTY MPO". The MPO will accept no responsibility for proposals not so marked. Proposals are to remain in effect for 90 calendar days from the date of submission. The MPO reserves the right to reject any and all proposals.

Requests for clarification of the requirements or inquiries about information contained in the RFP package must be submitted to Linda Boykin at lboykin@pinellascounty.org by 4:30 p.m. (EST), June 14, 2007. Responses to all questions will be posted at one time by 4:30 p.m., June 15, 2007, on the MPO GPC RFP webpage at www.pinellascounty.org/mpo/gpcrpf.htm.

The complete Request for Proposals (RFP) packet can be obtained from the MPO website, www.pinellascounty.org/mpo/gpcrpf.htm or from the address listed below.

Mail five copies to the MPO:

Linda Boykin  
 Pinellas County Metropolitan Planning Organization  
 600 Cleveland St., Suite 750  
 Clearwater, FL 33755  
 E-MAIL: lboykin@pinellascounty.org  
 Phone: (727)464-8200

Mail two copies to FDOT:

The Florida Department of Transportation  
 Attn: Rebecca Schwarz, MS 7-700  
 Consultant Contract Administrator  
 11201 North McKinley Drive  
 Tampa, FL 33612-6403

**SELECTION PROCESS:** Selection Process: From the received Proposals, a Selection Committee consisting of MPO and FDOT staff shall shortlist a minimum of three firms. Shortlisted firms will be notified by e-mail by 4:30 p.m., July 13, 2007. The selection committee reserves the right to ask for oral presentations from shortlisted firms. Firms will be ranked based upon their understanding of requested services, project approach, technical strength, unique concepts, experience, quality control methods and DBE status. The committee will present their selection, consisting of a minimum of three firms, to the MPO Board for their approval at September 12, 2007, meeting.

**SCHEDULE:** The proposed schedule for this RFP is as follows:

RFP issued	June 1
Questions/Clarifications received by 4:30 p.m.	June 14
Response to questions posted	June 15
RFP Proposals due to MPO by 4:30 p.m.	June 22
Selection Committee meets to shortlist RFPs	July 12 tentative
Shortlisted firms notified by email	July 13 tentative
Section Committee meets, presentations may be asked for	August 16 tentative
Recommendation submitted to MPO Board	September 12
Contract Executed and Notice to Proceed	October 10

The MPO reserves the right to change the above schedule as necessary. Any changes will be posted on the RFP website.

School Board of Brevard County

Additions and Renovations at the Merritt Island High School  
 Brevard County  
 Merritt Island, FL

Peter R. Brown Construction, Inc. is currently soliciting qualified subcontractors for the first phase of the Additions and Renovations at Merritt Island High School.

The first phase of this project includes site work and the construction of a two story classroom building, a one story band classroom, a stand-alone chiller building and the partial renovation of an existing building.

- The new classroom building is a two story 29,000 sq. ft. classroom building general classrooms and science class rooms. The exterior wall is tilt-up concrete and the interior walls are a combination of CMU and GWB partitions. Floor separation for this building is hollow core and the roof structure is a steel joist and deck system with built-up roofing. Typical classroom finishes and accessories are included.
- The band classroom is a one-story 4,200 sqft building adjacent to the new classroom building. The exterior walls are tilt-up concrete and the interior walls are a combination of CMU and GWB partitions. Typical music/band finishes and accessories are included.
- A stand-alone 1,200 sqft chiller building with an attached 1,650 sqft cooling tower yard area is included in this phase of construction. The new chiller equipment and associated pumps will be housed in this building to accommodate the load of the new classroom and band building as well as the areas to be renovated within the existing campus buildings (+/- 80% of the campus).
- The partial renovation of the existing Building 7 is included in this phase of work. This includes but is not limited to the following: ADA repairs and/or upgrades, HVAC, electrical technology, fire alarm and intercom upgrades, and the replacement of flooring and ceiling finishes in asbestos-abated areas (abatement by others).

The next phase of the project will be to perform ADA/code upgrades, asbestos abatement, electrical, technology and HVAC replacements for the existing classroom buildings.

Deadline for receipt of All Proposal Packages has been set for 2:00 p.m. on June, 14 2007. Only proposals received on or before the time and date listed will be considered. All proposals received after 2:00 p.m., of the day specified above, will be returned unopened.

All interested subcontractors must be pre-qualified or have completed the pre-qualification process within the last year. Please contact the following person to obtain information or documents about the pre-qualification requirements for this project:

Jenny Sanchez, Estimating Assistant  
 Phone: (727)535-6407 – Fax: (727)539-8485



The School Board of Brevard County and Peter R. Brown Construction, Inc. are committed to provide equal opportunity and strongly encourage all interested MBE, M/WBE and SBE firms to submit proposals.

The School Board of Brevard County and Peter R. Brown Construction, Inc. reserve the right to accept or reject any and all proposals in whole or part and to waive informalities and irregularities.

No verbal instruction or directives will be accepted regarding this project during the proposal period. All instructions or directives must be clarified through written Addenda or Supplements. All questions regarding the work should be directed to the Construction Manager, in writing within seven (7) business days of the proposal due date. The Owner and Architect will not accept calls regarding this project.

St. Petersburg College  
Annex III – Data Center Build-out  
Pinellas County  
Clearwater, FL

Peter R. Brown Construction, Inc. is currently soliciting qualified subcontractors for the St. Petersburg College Annex III Data Center Build-out.

The Scope of Work for this project consists of installing an emergency power system at an existing facility.

The demolition of the existing emergency back-up equipment and the demolition of an existing roof-top HVAC unit and related ductwork.

The emergency power system includes but is not limited to a new 3300-gallon above-ground diesel fuel tank, 900kw pad-mounted generator, 300Kva UPS housing (100Kva installed with expansion capacity for 300Kva) and a 30-minute back-up battery, related automatic transfer switches, panels, equipment racks, wiring and conduit.

Additionally, the existing inergen fire suppression system will be re-routed and modified to accommodate the data center, the existing access floor will be partially replaced, the existing roof will be patched where disturbed by this work, drywall partitions and ceilings will be repaired as needed and all walls inside the existing data room and areas disturbed by this work will be painted.

The deadline for receipt of All Proposal Packages has been set for 2:00 p.m. on July, 10 2007. Only proposals received on or before the time and date listed will be considered. All proposals received after 2:00 p.m., of the day specified above, will be returned unopened.

All interested subcontractors must be pre-qualified or have completed the pre-qualification process within the last year. Please contact the following person to obtain information or documents about the pre-qualification requirements for this project:

Jenny Sanchez, Estimating Assistant

Phone: (727)535-6407 – Fax: (727)539-8485

St. Petersburg College and Peter R. Brown Construction, Inc. are committed to provide equal opportunity and strongly encourage all interested MBE, M/WBE and SBE firms to submit proposals.

St. Petersburg College and Peter R. Brown Construction, Inc. reserve the right to accept or reject any and all proposals in whole or part and to waive informalities and irregularities.

No verbal instruction or directives will be accepted regarding this project during the proposal period. All instructions or directives must be clarified through written Addenda or Supplements. All questions regarding the work should be directed to the Construction Manager, in writing within seven (7) business days of the proposal due date. The Owner and Architect will not accept calls regarding this project.

## Section XII Miscellaneous

### DEPARTMENT OF LEGAL AFFAIRS

NOTICE: The 2007-2008 Victims of Crime Act (VOCA) Review Team forum will be held on June 5-6, 2007. For more information, please contact the Bureau of Advocacy and Grants Management at (850)414-3380.

### DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN that the Division of Community Planning, Department of Community Affairs, received the following petitions for binding letters of Development of Regional Impact, Vested Rights and Modification Determinations, pursuant to subsection 380.06(4)(a), Florida Statutes.

FILE NO.:	BLID-10-2007-006
DATE RECEIVED:	May 16, 2007
DEVELOPMENT NAME:	NEWBERRY FIELDS
DEVELOPER/AGENT:	Cornerstone Fort Pierce/Greenberg Traurig
DEVELOPMENT TYPE:	28-24.031, F.A.C.
LOCAL GOVERNMENT	St. Lucie County

### DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Notice is hereby given that the publication of Polaris Powersports of the Nature Coast, Inc. d/b/a Nature Coast Motorsports, as a new point for a RIVA and Yamaha motorcycle franchise dealership in Levy County by Yamaha

Corporation, USA, published in Vol. 33, No. 19, page 2188 of the Florida Administrative Weekly on May 11, 2007, has been withdrawn.

Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of Less  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes (2005), notice is given that Piaggio Group Americas, Inc., intends to allow the establishment of Fast Trixx Powersports, Inc., as a dealership for the sale of Moto Guzzi motorcycles (MOGU) at 2386 Allen Road, Tallahassee (Leon County), Florida 32312, on or after May 21, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Fast Trixx Powersports, Inc. are dealer operator(s): Daniel F. Maddox, Jr., 2386 Allen Road, Tallahassee, Florida 32312; principal investor(s): Daniel F. Maddox, Jr., 2386 Allen Road, Tallahassee, Florida 32312 and Susan A. Strzok, 2386 Allen Road, Tallahassee, Florida 32312.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Angellina Fraser-Lubin, Piaggio Group Americas, Inc., 140 East 45th Street, 17th Floor, New York, New York 10017.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

**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."

**LAND AND WATER ADJUDICATORY COMMISSION**

**MYAKKA RANCH COMMUNITY  
DEVELOPMENT DISTRICT**

On December 6, 2006, the Florida Land and Water Adjudicatory Commission ("FLWAC" or "Commission") received a petition to establish the Myakka Ranch Community Development District (the "District"). The Commission received supplements to the petition from Petitioner on January 19, 22, and 25, 2007, and February 2, 22, and 26, 2007. The Commission will follow the requirements of Chapter 42-1, Florida Administrative Code (FAC), as amended, and Chapter 190, Florida Statutes (F.S.), as amended, in ruling on this petition, as supplemented.

**SUMMARY OF CONTENTS OF PETITION:** The petition, as supplemented, filed by Resource Conservation of Sarasota, LLC, requests the Commission to establish a community development district located entirely within the unincorporated area of Sarasota County, Florida. The land area proposed to be served by the District comprises approximately 1,055 acres. A general location map is contained as Exhibit 1 to the petition, as supplemented, to establish the District. The Petitioner either owns or has written consent to establish the District from the owners of 100% of the real property located within the proposed District. The development is planned for approximately 375 single family residential units. The District contemplates providing certain master infrastructure improvements within the boundaries to include stormwater management and wetlands mitigation maintenance services, roadways and potable water and sanity sewer service to all of these residences.

**SUMMARY OF ESTIMATED REGULATORY COSTS:** The statement of estimated regulatory costs (SERC) supports the petition, as supplemented, to establish the District. The complete text of the SERC is contained as Exhibit 4 to the petition, as supplemented. The requirements for a SERC are found in Section 120.541(2), F.S. A SERC must contain (a) a good faith estimate of the number of individuals and entities likely to be required to comply with the rule, together with a description of the types of individuals likely to be affected by the rule; (b) a good faith estimate of the costs to the agency, and to any other state and local government entities, of implementing and enforcing the proposed rule, and any anticipated effect on state or local revenues; (c) a good faith estimate of the transactional costs likely to be incurred by individuals and entities, including local governmental entities, required to comply with the requirements of the rule; (d) an analysis of the impact on small businesses, small counties, and small cities; (e) any additional information that the agency determines may be useful; and (f) any good faith written proposal submitted under section (a) and either a statement adopting the alternative or a statement rejecting the alternative in favor of the proposed rule. Addressing section (a), the principal entities that are likely to be required to comply with the rule include the District, the State of Florida, and Sarasota

County. Under section (b), FLWAC and the State of Florida will incur modest administrative costs. Sarasota County will incur modest costs resulting from the initial review and on-going costs resulting from the on-going administration of the District. There is a filing fee paid to Sarasota County to offset any costs it may incur. Adoption of the proposed rule to approve the formation of the District will not have an adverse impact on State and local revenues. Addressing section (c), the District may levy non-ad valorem special assessments on properties within its boundaries to finance infrastructure that the District funds and to defray the costs of operating and maintaining the infrastructure and associated community facilities. The District may issue notes, bonds, or other indebtedness to fund its improvement program. Prospective future land owners would be required to pay off such indebtedness over time in the form of non-ad valorem special assessments or other rates, fees or charges. The District may also impose an annual levy for the operation and maintenance of the District. Under section (d), approval of the petition, as supplemented, to establish the District will have no impact or a positive impact on all small businesses. The petition, as supplemented, to establish the District will not have an impact on small counties as defined by Section 120.52, F.S., as Sarasota County is not defined as a small county. Under section (e), the analysis provided in the SERC was based on a straightforward application of economic theory. Input was received from the Petitioner's engineer and other professionals associated with the Petitioner.

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

**DATE AND TIME:** Thursday, June 21, 2007, 9:00 a.m.

**PLACE:** Holiday Inn Lakewood Ranch, 6231 Lake Osprey Drive, Sarasota, Florida

Any person requiring a special accommodation to participate in the hearing because of a disability should contact Kevin S. Hennessy, Lewis, Longman & Walker, P.A., (941)708-4040, at least two (2) business days in advance in order to provide sufficient opportunity to make appropriate arrangements.

Copies of the petition may be obtained by contacting: Kevin S. Hennessy, Lewis, Longman & Walker, P.A., 1001 3rd Avenue West, Suite 670, Bradenton, Florida, Telephone (941)708-4040; or Barbara Leighty, Florida Land and Water Adjudicatory Commission, Office of Policy and Budget, Executive Office of the Governor, The Capitol, Room 1801, Tallahassee, Florida 32399-0001, Telephone (850)487-1884.

#### **DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

#### **NOTICE OF AVAILABILITY BARTOW, FLORIDA**

The Department of Environmental Protection has determined that Bartow's proposed project for the upgrade and expansion of their wastewater treatment facilities will not have a significant adverse impact on the environment. The total project cost is estimated at \$34,800,000. The project is expected to qualify for a State Revolving Fund loan composed of federal and state matching funds.

A full copy of the Florida Finding of No Significant Impact can be obtained by writing to: Bryan Goff, Bureau of Water Facilities Funding, Department of Environmental Protection, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400 or by calling (850)245-8358.

#### **NOTICE OF AVAILABILITY WINTER GARDEN, FLORIDA**

The Department of Environmental Protection has determined that Winter Garden's proposed project for the construction of the Dr. Bradford Memorial Park Regional Stormwater Facility will not have a significant adverse impact on the environment. The total estimated construction cost is \$2,750,000. The project is expected to qualify for a State Revolving Fund loan composed of federal and state matching funds.

A full copy of the Florida Categorical Exclusion Notice can be obtained by writing to: Bryan Goff, Bureau of Water Facilities Funding, Department of Environmental Protection, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400 or by calling (850)245-8358.

The Department of Environmental Protection gives notice of its intent to grant a water quality criteria exemption for the aesthetically based secondary drinking water standard for color (standard 15 color units, exemption limit 70 color units) to The Club Pelican Bay, Ms. Katherine G. McCullough, Secretary. The water quality criteria exemption is for the reclaimed water aquifer storage and recovery (ASR) project at The Club Pelican Bay golf course. The exemption is granted for the duration of The Club Pelican Bay reclaimed water ASR-1 Class V well construction permit and subsequent construction permits necessary to conduct operational testing of this well. Future exemptions must be petitioned for by the applicant in conjunction with a construction permit for any other ASR well or operation permit for any injection project at this site. The injection facility is located at 707 Gulf Park Drive, Naples, Florida (Collier County).

A person whose substantial interests are affected by the Department's proposed exemption decision may petition for an administrative proceeding (hearing) under sections 120.569 and 120.57 of the Florida Statutes. The petition must contain the information set forth below and must be filed (received) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee,

Florida 32399-3000. The petitioner must mail a copy of the petition to the applicant Ms. Katherine G. McCullough, The Club Pelican Bay, 707 Gulf Park Drive, Naples, Florida 34108, at the time of filing. The failure of any person to file a petition within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57 of the Florida Statutes, or to intervene in this proceeding and participate as a party to it. Any subsequent intervention (in a proceeding initiated by another party) will only be at the discretion of the presiding officer upon the filing of a motion in compliance with rule 28-106.205 of the Florida Administrative Code.

A petition that disputes the material facts on which the Department's action is based must contain the following information:

(a) The name, address, and telephone number of each petitioner; the name, address, and telephone number of the petitioner's representative, if any; the Department case or identification number and the county in which the subject matter or activity is located;

(b) A statement of when and how each petitioner received notice of the Department action;

(c) A statement of how each petitioner's substantial interests are affected by the Department action;

(d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;

(e) A statement of facts that the petitioner contends warrant reversal or modification of the Department action;

(f) A concise statement of the ultimate facts alleged, as well as the rules and statutes which entitle the petitioner to relief; and

(g) Demand for relief (sought by the petitioner, stating precisely the action that the petitioner wants the Department to take).

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise contain the same information as set forth above, as required by Rule 28-106.301, Florida Administrative Code.

Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the Department final action may be different from the position taken by it in this notice. Persons whose substantial interests will be affected by any such final decision of the Department on the petitions have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

Mediation is not available for this proceeding.

The application is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at the Department of Environmental Protection, Bob Martinez Center, 2600 Blair Stone Road, Room 212E, Tallahassee, Florida 32399-2400.

#### 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://approd.dep.state.fl.us/clearinghouse/>. For information, call (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

#### DEPARTMENT OF HEALTH

On May 17, 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 Cecilio D. Pizarro, M.D., license numbers ME 59711. 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 May 17, 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 Michael K. Thornton, R.N., license numbers RN 9192727. 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 May 17, 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 Donald N. Njikam, Pharm.D., license numbers PS37427/PU5958. 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 May 17, 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 Gretchen M. Wilson, R.T., license numbers RT 7637. 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

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On May 18, 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 Isaac L. Merenfeld, M.D., license numbers ME 44017. 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

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On May 17, 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 Patrick Michael Bloom, R.N., license numbers RN 2801672. 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

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On May 18, 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 John H. Riley, C.N.A., license numbers CNA 76423. 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.

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On May 17, 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 Donna Yvonne Malear, R.N., license numbers RN 3073312. 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.

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On May 17, 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 Alice Allen, R.N., license numbers RN 9249601. 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

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NOTICE OF THE POSTING OF INTENDED AWARDS FOR  
EMERGENCY MEDICAL  
SERVICES GENERAL MATCHING GRANTS (75%  
GRANTS)

AGENCY: Florida Department of Health, Bureau of  
Emergency Medical Services

GRANT TITLE: Florida Emergency Medical Services  
Matching Grant Program

The list of intended grant recipients and those not intended for awards is posted outside of Conference Room 315P, third floor of the state office building at 4025 Esplanade Way, Tallahassee, Florida 32311-7829 on June 1, 2007 at 8:00 a.m. and will be posted on the Internet at <http://www.doh.state.fl.us/demo/EMS/Grants/Grants.html>, on June 1, 2007.

The list also will be provided by mail, e-mail, or facsimile (fax) by making a request directed to: State EMS Matching Grant Administrator, Bureau of Emergency Medical Services, Department of Health, 4052 Bald Cypress Way, Bin C18, Tallahassee, Florida 32399-1738 (850)245-4440. Extension 2737, Fax (850)245-4378, or e-mail: [Ed\\_Wilson@doh.state.fl.us](mailto:Ed_Wilson@doh.state.fl.us). Any entity whose substantial interests have been affected by this decision may file a petition for an administrative hearing as provided in Sections 120.569 and 120.57, F.S.

The petition must be in writing and conform to the requirements of Rule 28-106.201 or 28-106.301, F.A.C., as applicable.

Mediation pursuant to Section 120.573, F.S. is not available for this action. A written petition must be filed within twenty-one (21) days of the date of award posting. The term "filed" means received by the Agency Clerk, Department of Health, 4052 Bald Cypress Way, Bin #A02, Tallahassee, FL 32399-1703. Written petitions may be hand-delivered to the Agency Clerk, 2585 Merchants Row Blvd., Prather Building, Suite 110, Tallahassee, FL. Failure to file a written petition within 21 days of posting constitutes a waiver of hearing rights. If you have any questions regarding the procedure, contact an attorney.

**NOTICE OF THE POSTING OF INTENDED AWARDS FOR RURAL EMERGENCY MEDICAL SERVICES MATCHING GRANTS (90% GRANTS)**

**AGENCY:** Florida Department of Health, Bureau of Emergency Medical Services

**GRANT TITLE:** Florida Emergency Medical Services Rural Matching Grant Program

The list of intended grant recipients and those not intended for awards is posted outside of Conference Room 315P, third floor of the state office building at 4025 Esplanade Way, Tallahassee, Florida 32311-7829 on June 1, 2007 at 8:00 a.m. and will be posted on the Internet at <http://www.doh.state.fl.us/demo/EMS/Grants/Grants.html>, on June 1, 2007.

The list also will be provided by mail, e-mail, or facsimile (fax) by making a request directed to: State EMS Matching Grant Administrator, Bureau of Emergency Medical Services, Department of Health, 4052 Bald Cypress Way, Bin C18, Tallahassee, Florida 32399-1738 (850)245-4440. Extension 2737, Fax (850)245-4378, or e-mail: [Ed\\_Wilson@doh.state.fl.us](mailto:Ed_Wilson@doh.state.fl.us). Any entity whose substantial interests have been affected by this decision may file a petition for an administrative hearing as provided in Sections 120.569 and 120.57, F.S.

The petition must be in writing and conform to the requirements of Rule 28-106.201 or 28-106.301, F.A.C., as applicable.

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

**SOLICITATIONS OF APPLICATIONS FOR CHALLENGE GRANTS TO LEAD AGENCIES FOR HOMELESS ASSISTANCE**

Pursuant to Section 420.622 Florida Statutes, the Department of Children and Family Services through the State Office on Homelessness, hereby solicits applications for Challenge Grants to lead agencies for homeless assistance continuums of care designated by the State Office on Homelessness. A lead agency may be a local homeless coalition, municipal or county government, or other public agency, or a private not for profit corporation. Such grants may be up to \$150,000 per lead agency.

To qualify for the grant, a lead agency must develop and implement a local homeless assistance continuum of care plan for its designated catchment area.

Preference will be given to those lead agencies that have demonstrated the ability of their continuum of care to provide quality services to homeless persons and the ability to leverage federal homeless assistance under the Stewart B. McKinney Act and private funding for the provision of services to homeless persons. Preference will also be given to lead agencies in catchment areas with the greatest need for the provision of housing and services to the homeless, relative to the population of the catchment area.

Lead agencies wishing to apply for such Challenge grants may request an application package from:

Office on Homelessness  
 1317 Winewood Boulevard  
 Tallahassee, FL 32399-0700  
 Phone: (850)922-4691

The deadline for submission of applications to the Office on Homelessness shall be 5:00 p.m. (EDT), on July 2, 2007.

**SOLICITATIONS OF APPLICATIONS FOR HOMELESS HOUSING ASSISTANCE GRANTS TO LEAD AGENCIES FOR HOMELESS ASSISTANCE**

Pursuant to Section 420.622, Florida Statutes, the Department of Children and Family Services, through the State Office on Homelessness, hereby solicits applications for homeless housing assistance grants to lead agencies for



requirements of the Citizens Act. The Citizens Act authorizes Citizens to borrow funds for the Personal Lines Account and the Commercial Lines Account by issuing bonds or by incurring other indebtedness and to pledge assessments under the Act and other funds available to Citizens' Personal Lines Account and the Commercial Lines Account as the source of security and repayment for such borrowings.

On or about May 24, 2007, Citizens' Board is expected to adopt the Authorizing Resolution authorizing the issuance of Personal Lines Account/Commercial Lines Account Senior Secured Bonds, Series 2007, in one or more series, in the aggregate principal amount of not exceeding \$950,000,000, to pay policyholder claims and other obligations of the Personal Lines Account and the Commercial Lines Account.

As required by Section 19(B) of the Plan of Operation, Citizens has filed with the Office a statement of the purpose of the Series 2007 Bonds, attached as Exhibit B, and an estimate of the costs, not including the cost of bond insurance which is still to be determined, attached as Exhibit C, to be incurred by Citizens in connection with the issuance of the Series 2007 Bonds.

The Office, having considered this submission, and being otherwise advised in the premises, hereby finds that:

1. The Office, by and through the Insurance Commissioner, has jurisdiction over the subject matter of, and the parties to, this proceeding pursuant to the Citizens Act.
2. The Series 2007 Bonds are being issued for the primary purpose of providing additional resources to assist Citizens to cover policyholder claims and expenses within the Personal Lines Account and the Commercial Lines Account. The Indenture is hereby deemed to be a "trust indenture" within the meaning of, and is approved for purposes of, Section 19(B) of the Plan of Operation.
3. Pursuant to the Citizens Act, and Sections 19(B) and 20 of the Plan of Operation, Citizens has authority to enter into the Indenture, to issue the Series 2007 Bonds under the Indenture and to make the same payable and secured as provided in the Indenture.

**IT IS THEREFORE ORDERED:**

That the Office hereby APPROVES, the Indenture, the issuance of the Series 2007 Bonds under the Indenture, and the pledge by Citizens of the Pledged Revenues (as defined in the Indenture) to secure the Series 2007 Bonds; provided that, the approvals granted in this Order are subject to the Board's adoption of the Authorizing Resolution.

DONE and ORDERED this \_\_\_\_\_ day of May 2007.

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KEVIN M. MCCARTY  
 COMMISSIONER

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Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received the following applications. Comments may be submitted to the Director, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing. However, pursuant to provisions specified in Chapter 69U-105, Florida Administrative Code, any person may request a public hearing by filing a petition with the Clerk, Legal Services Office, Office of Financial Regulation, 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., June 22, 2007):

**APPLICATION FOR THE CONVERSION OF AN EDGE ACT CORPORATION TO AN INTERNATIONAL BRANCH OFFICE**

Applicant and Location: Banco Davivienda, S.A., Bogotá, Colombia

Entity Converting: Bancafé International Corp.; A wholly owned U.S. subsidiary of the Applicant

Proposed Florida Location: 801 Brickell Avenue, PH 1, Miami, Florida 33131-2945

Correspondent: Bowman Brown, Esquire, 201 South Biscayne Boulevard, Miami, Florida 33131

Received: May 16, 2007

**APPLICATION TO ACQUIRE CONTROL**

Financial Institution to be Acquired: Intercontinental Bank, Miami, Florida

Proposed Purchaser: Alvaro Gorrin Ramos

Received: May 16, 2007

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**Section XIII**  
**Index to Rules Filed During Preceding Week**

RULES FILED BETWEEN May 14, 2007  
 and May 18, 2007

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**DEPARTMENT OF EDUCATION**  
**State Board of Education**

6A-1.099821	5/14/07	6/3/07	33/8	33/13
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**STATE BOARD OF ADMINISTRATION**

19-15.001	5/14/07	6/3/07	33/15	
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**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Electrical Contractors' Licensing Board**

61G6-5.002	5/14/07	6/3/07	33/15	
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**Board of Professional Engineers**

61G15-22.005	5/14/07	6/3/07	33/15	
61G15-22.011	5/14/07	6/3/07	33/15	

**DEPARTMENT OF HEALTH**

**Board of Medicine**

64B8-31.007	5/18/07	6/7/07	33/13	
64B8-31.012	5/18/07	6/7/07	33/14	

**Board of Nursing Home Administrators**

64B10-16.001	5/16/07	6/5/07	33/4	33/14
64B10-16.002	5/16/07	6/5/07	33/4	33/14

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**Board of Occupational Therapy**

64B11-2.011	5/17/07	6/6/07	33/14	
64B11-3.010	5/17/07	6/6/07	33/14	
64B11-5.001	5/17/07	6/6/07	33/14	

**Board of Osteopathic Medicine**

64B15-7.007	5/18/07	6/7/07	33/13	
64B15-7.012	5/18/07	6/7/07	33/14	

**Division of Environmental Health**

64E-15.005	5/18/07	6/7/07	33/9	
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**FISH AND WILDLIFE CONSERVATION COMMISSION**

68-5.001	5/18/07	6/7/07	33/10	33/17
68-5.002	5/18/07	6/7/07	33/10	33/17
68-5.003	5/18/07	6/7/07	33/10	33/17

**Freshwater Fish and Wildlife**

68A-4.005	5/18/07	6/7/07	33/10	33/17
68A-23.008	5/18/07	6/7/07	33/10	33/17
68A-25.002	5/18/07	6/7/07	33/10	33/17
68A-25.006	5/18/07	6/7/07	33/10	33/17

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of State Fire Marshal**

69A-62.021	5/17/07	6/6/07	33/7	
69A-62.022	5/17/07	6/6/07	33/7	