

Section I Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-1.09422 RULE TITLE: Florida Comprehensive Assessment Test Requirements

PURPOSE AND EFFECT: The purpose of the rule development is to amend the rule to remove the passing score on the grade 10 FCAT Writing+ to qualify for a standard high school diploma and to remove the current grade-level scale scores in order to comply with Senate Bill (SB) 1908. SB 1908 requires that the Commissioner discontinue administration of the multiple-choice test items on the comprehensive assessment of writing until a new comprehensive test of writing is administered in 2012-2013. Until 2012-2013, the comprehensive assessment of writing will consist of an essay to be scored on a scale of 1 to 6. The effect is the delay of the implementation of a high school graduation testing requirements in writing, as well as a delay in the use of multiple-choice test items on the statewide comprehensive assessment of writing.

SUBJECT AREA TO BE ADDRESSED: Florida Comprehensive Assessment Test (FCAT).

SPECIFIC AUTHORITY: 1001.02, 1008.22(12) FS.

LAW IMPLEMENTED: 1001.02, 1001.11, 1008.22, 1008.25, 1008.33 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: Dr. Cornelia S. Orr, Assistant Deputy Commissioner, Office of Assessment, 325 W. Gaines Street, Suite 414, Tallahassee, Florida 32399, (850)245-0513

TO REQUEST A RULE DEVELOPMENT WORKSHOP, please contact: Lynn Abbott, Agency Clerk, Department of Education, (850)245-9661 or e-mail lynn.abbott@fldoe.org.

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

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-1.0995 RULE TITLE: Form of High School Diplomas and Certificates of Completion

PURPOSE AND EFFECT: The purpose of the rule development is to address the newly required designations for Major Areas of Interest, accelerated coursework, career education certification, and Ready to Work credential, on the standard high school diploma.

SUBJECT AREA TO BE ADDRESSED: Diploma Designations.

SPECIFIC AUTHORITY: 1001.02, 1003.428, 1003.429, 1003.438 FS.

LAW IMPLEMENTED: 15.03(3), 1001.02, 1003.428, 1003.4285, 1003.429, 1003.43, 1003.438 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: August 28, 2008, 9:00 a.m.

PLACE: Call 1(888)808-6959, code: 4137943

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Holly Edenfield, Executive Director, K-12 Legislative and Public Affairs, (850)245-0659

TO REQUEST A RULE DEVELOPMENT WORKSHOP, please contact: Lynn Abbott, Agency Clerk, Department of Education, (850)245-9661 or e-mail lynn.abbott@fldoe.org.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

6A-1.0995 Form of High School Diplomas and Certificates of Completion.

(1) through (4) No change.

(5) For the standard diploma, districts must determine designations for each of the following accomplishments:

(a) completion of four (4) credits in the same Major Area of Interest as provided in Section 1003.428, Florida Statutes;

(b) completion of four (4) or more accelerated college credit courses in Advanced Placement (AP), International Baccalaureate (IB), Advanced International Certificate of Education (AICE), or dual enrollment courses, provided that the student is eligible for college credit pursuant to Sections 1007.27 and 1007.271, Florida Statutes;

(c) Career education certification in accordance with Section 1003.431, Florida Statutes; and

(d) Florida Ready to Work Credential in accordance with Section 1004.99, Florida Statute Designations may be in the form of a seal, sticker, stamp, or text. There may be no more than four state designations on a diploma (for example, a student who completes four (4) credits in AP and four (4) credits in dual enrollment may not get more than one (1) designation for accelerated options); however, districts may choose to combine designations to save space on the diploma. Successful passage of AP, IB, and AICE exams are designated on the Articulation Coordinating Committee Credit by

Examinations Equivalency List. Successful passage of dual enrollment coursework constitutes a grade of C or better. The designations must be placed between the date and signatures on the diploma. District seals allowed in subsection (6) of this rule must be placed below state designations. Students receiving a special diploma, certificate of completion, or special certificate of completion, may receive these designations on their diploma or certificate, if their coursework is applicable for these designations. The designation must be placed in the same manner as described in this paragraph and subsection (1) of this rule on all diplomas and certificates.

(6) School boards electing to award differentiated diplomas in lieu of the Standard Diploma as authorized in Section 1003.43, Florida Statutes, may place on the Standard Diploma a seal to indicate the type of differentiation. Seals given in recognition of outstanding scholastic achievement may also be placed on the face of the Standard Diploma; but may not be placed above the state designations as described in subsection (5) of this rule.

Specific Authority 1001.02, ~~1003.43~~, 1003.438 FS. Law Implemented 15.03(3), 1001.02, ~~1003.428, 1003.4285, 1003.429, 1003.43, 1003.434~~ 1003.438 FS. History--New 11-14-78, Amended 6-9-81, Formerly 6A-1.995, Amended 4-3-90,_____.

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:
6A-1.09981 Implementation of Florida's System of School Improvement and Accountability

PURPOSE AND EFFECT: The purpose of the rule development is to ensure consistency among all schools designated School Performance Grade of D by requiring that they utilize the Bureau of School Improvement educational improvement plans database. The effect is consistency in reporting requirements among schools designated with a performance grade of D.

SUBJECT AREA TO BE ADDRESSED: Reporting requirements for schools designated with a performance grade of D.

SPECIFIC AUTHORITY: 1008.33(4) FS.

LAW IMPLEMENTED: 1008.33 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: Iris Wilson, Deputy Chancellor, K-12 Public Schools, 325 West Gaines Street, Room 514, Tallahassee or (850)245-0509

TO REQUEST A RULE DEVELOPMENT WORKSHOP, please contact: Lynn Abbott, Agency Clerk, Department of Education, (850)245-9661 or lynn.abbott@fldoe.org.

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

DEPARTMENT OF EDUCATION

State Board of Education

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

PURPOSE AND EFFECT: The purpose of the rule development is to propose procedures for the Department to calculate each Voluntary Prekindergarten (VPK) Provider's 2007-08 Kindergarten Readiness Rate. These readiness rates must be based exclusively upon the results of the statewide kindergarten screening for students completing the VPK Education Program during the 2007-08 school year and who are administered the statewide kindergarten screening during the 2008-09 school year. The effect is to implement the requirements of Section 1002.69, Florida Statutes, and continued implementation of the calculation of kindergarten provider readiness rates.

SUBJECT AREA TO BE ADDRESSED: Kindergarten Provider Readiness Rates.

SPECIFIC AUTHORITY: 1002.69 FS.

LAW IMPLEMENTED: 1002.69 FS.

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

DATES AND TIMES: August 25, 2008, 4:00 p.m. – 7:00 p.m., August 26, 2008, 4:00 p.m. – 7:00 p.m., September 2, 2008, 5:00 p.m. – 7:00 p.m., September 3, 2008, 4:30 p.m. – 6:30 p.m., September 4, 2008, 4:00 p.m. – 6:00 p.m.

PLACES: August 25th: Palm Beach Community College, Lake Worth Campus, 4200 Congress Avenue, Room CE 129, Lake Worth, FL. August 26th: Miami Child Development Services Office, 2525 N.W. 62nd Street, 2nd Floor, Miami, FL. September 2nd: The Children's Board of Hillsborough County, The Board Room, 1002 E. Palm Ave., Tampa, FL. September 3rd: United Way Building, Ted Crowell Room, 1940 Traylor Blvd., Orlando, FL. September 4th: Department of Children and Families of Arlington, Auditorium, 5920 Arlington Expressway, Jacksonville, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Shan Goff, Executive Director, Office of Early Learning, Florida Department of Education, 325 W. Gaines St., Suite 1524, Tallahassee, FL 32399-0400, (850)245-0445

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

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

(1) through (2) No change.

(3) Accuracy of Data.

(a) No change.

(b) If a private or public provider disputes the accuracy of ~~any figures comprising~~ the cumulative list; of VPK participants or if a change to the total number of hours enrolled in the program affects the calculation of the VPK Provider Kindergarten Readiness Rate, as described in subparagraph (4)(a)1. of this rule, the provider may submit corrective information to the Office of Early Learning of the Department of Education within 14 days after publication of the cumulative list on the Department's website (vpk.fldoe.org). The Department, in collaboration with the Agency for Workforce Innovation and the respective Early Learning Coalition, shall review the corrective information and accept or reject the requested corrective information within ~~21~~ 28 days after publication of the cumulative list on the Department's website. Upon completion of the corrective process, the Department shall calculate a preliminary VPK Provider Kindergarten Readiness Rate in accordance with the method described in subsection (5) of this rule.

(c) If a private or public school provider disputes the accuracy of the preliminary VPK Provider Kindergarten Readiness Rate as published on the Department's website or if a private provider disputes ownership at the time of the ~~2007-08~~ 2006-07 VPK program, the provider may submit documentation to the Department for its review and consideration within 14 days after publication of the preliminary rate. The Department shall review and accept or reject any changes to the data within ~~21~~ 28 days after publication. The VPK Provider Kindergarten Readiness Rate will be recalculated in accordance with the method described in subsection (5) of this rule and submitted to the State Board of Education for the purpose of adopting a minimum readiness rate, as required by Section 1002.69(6), F.S.

(6) VPK Provider Kindergarten Readiness Rates. VPK Provider Kindergarten Readiness Rates shall be binding on new private VPK owners if the change of ownership occurred at a point in time in which seventy (70) percent or more of the VPK school-year or summer program remained.

~~(a) A change in ownership of a private VPK provider, which occurred at a point in time in which less than seventy (70) percent of the VPK school-year or summer program remained, shall be noted on the Department's website.~~ For the purpose of this rule, a change of ownership does not include the sale or transfer to family members or persons with a pre-existing ownership interest in the business.

~~(b) VPK Provider Kindergarten Readiness Rates shall be binding on new private VPK owners if the change of ownership occurred at a point in time in which seventy (70) percent or more of the VPK school-year or summer program remained.~~

Specific Authority 1002.73(2)(d) FS. Law Implemented 1002.69(5), (6) FS. History—New 6-3-07, Amended 1-16-08,_____.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Florida Highway Patrol

RULE NO.: RULE TITLE:

15B-2.013 Approved Speed Measuring Devices
PURPOSE AND EFFECT: The purpose of the proposed rule action is to amend the current rule to reflect the revision of form DHSMV 61071 – Laser Speed Measuring Device Certification – to include the testing of intermittent laser pulses. Since the form and revision date are specifically referenced in paragraph 15B-2.016(2)(d), F.A.C., a revision to the form will also require a revision to this section of the Florida Administrative Code. An amendment to paragraphs 15B-2.013(5)(b), (d), F.A.C., is needed to add those laser devices approved since the last revision. Furthermore, since the last revision of the Chapter 15B-2, F.A.C., additional radar speed measuring devices have been approved for use in the State of Florida. Rule 15B-2.013, F.A.C., “Approved Speed Measuring Devices” will be amended to add those devices approved since the last revision. In addition, Rule 15B-2.013, F.A.C., “Approved Speed Measuring Devices” will be amended by changing the reference number or letter to each currently listed speed measuring device for ease of reference. Also, paragraph 15B-2.013(1)(g), F.A.C., will be amended to reflect CMI/MPH Industries, Inc., to be included as a corporate name for M.P.H. Industries Inc., or CMI/MPH. Lastly, paragraph 15B-2.013(5)(d), F.A.C., will be amended to reflect Laser Atlanta, LLC, to be included as a corporate name for Laser Atlanta Optics, Inc.

SUBJECT AREA TO BE ADDRESSED: The proposed rule action revises the current rule changing form DHSMV 61071 – Laser Speed Measuring Device Certification – to include the testing of intermittent laser pulses. Since the form and revision date are specifically referenced in paragraph 15B-2.016(2)(d), F.A.C., a revision to the form will also require a revision to this section of the Florida Administrative Code. An amendment to paragraphs 15B-2.013(5)(b), (d), F.A.C., is needed to add those laser devices approved since the last revision. Furthermore, Rule 15B-2.013, F.A.C., “Approved Speed Measuring Devices” will be amended to reflect those radar speed measuring devices approved since the last revision. In addition, Rule 15B-2.013, F.A.C., “Approved Speed Measuring Devices” will be amended by changing the reference number or letter to each currently listed speed measuring device for ease of reference. Also, paragraph 15B-2.013(1)(g), F.A.C.,

will be amended to reflect CMI/MPH Industries, Inc., to be included as a corporate name for M.P.H. Industries Inc., or CMI/MPH. Lastly, paragraph 15B-2.013(5)(d), F.A.C., will be amended to reflect Laser Atlanta, LLC, to be included as a corporate name for Laser Atlanta Optics, Inc.

SPECIFIC AUTHORITY: 316.1905 FS.

LAW IMPLEMENTED: 316.1905, 316.1906 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: Lt. Ronald W. Castleberry, Special Operations Command, Division of Florida Highway Patrol, Department of Highway Safety and Motor Vehicles, Room A315, Neil Kirkman Building, Tallahassee, Florida 32399-0500, (850)617- 2939

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

15B-2.013 Approved Speed Measuring Devices.

The following speed measuring devices have been approved for use in this State by the Department pursuant to this rule Chapter.

(1) Radar units acquired for use in this State after August 1, 1982, are listed below. Additional radar units will be approved by the Department based on conformance to these rules. Evidence of approval of additional units shall be by a Certificate of Approval Form HSMV 60013 (Rev. 7/03), which is available by contacting the Florida Highway Patrol, Neil Kirkman Building, Tallahassee, Florida 32399-0500, or by disseminating the listing of additional units on the Florida Crime Information Center (FCIC) computer system, or by listing on the Division of Florida Highway Patrol website.

(a) Applied Concepts, Inc., formerly known as Applied Concepts Marketing –

- 1. Model STALKER;
- 2. ~~(b)~~ Applied Concepts, Inc., formerly known as Applied Concepts Marketing – Model STALKER DUAL;
- 3. ~~(c)~~ Applied Concepts, Inc., formerly known as Applied Concepts Marketing – Model STALKER DUAL SL;
- 4. ~~(d)~~ Applied Concepts, Inc., formerly known as Applied Concepts Marketing – Model STALKER DUAL DSR;
- 5. ~~(e)~~ Applied Concepts, Inc., formerly known as Applied Concepts Marketing – Model STALKER BASIC – stationary and moving;
- 6. Model DSR2X;
- 7. Model Stalker II MDR;
- 8. Model Stalker II SDR;
- ~~(b)(f)~~ Broderick Enforcement Electronic –

- 1. Model BEE-36;
- ~~(g)~~ CMI/MPH Industries, Inc., – Model Python;
- ~~(c)(h)~~ Decatur Electronics, Inc., –
- 1. Model MVF 724;
- 2. ~~(i)~~ Decatur Electronics, Inc., – Model KF-1;
- 3. ~~(j)~~ Decatur Electronics, Inc., – Model Genesis-I;
- 4. ~~(k)~~ Decatur Electronics, Inc., – Model Genesis – II;
- 5. ~~(l)~~ Decatur Electronics, Inc., – Genesis Handheld;
- 6. ~~(m)~~ Decatur Electronics, Inc., – Model Genesis VP;
- 7. ~~(n)~~ Decatur Electronics, Inc., – Model Genesis VP – Directional;
- 8. Genesis GHD (Handheld Directional);
- 9. Genesis II – Select;
- 10. Genesis II – Directional;
- ~~(d)(o)~~ Kustom Electronics, Inc., or Kustom Signals, Inc., –
- 1. Model KR-10SP-F, Model KR-10SP;
- 2. ~~(p)~~ Kustom Electronics, Inc., or Kustom Signals, Inc., – Model FALCON-F, Model FALCON;
- 3. ~~(l)~~ Kustom Electronics, Inc., or Kustom Signals, Inc., – Model TROOPER-F, Model TROOPER;
- 4. ~~(r)~~ Kustom Electronics, Inc., or Kustom Signals, Inc., – Model HAWK;
- 5. ~~(s)~~ Kustom Electronics, Inc., or Kustom Signals, Inc., – Model PRO-1000, Model PRO-1000DS;
- 6. ~~(t)~~ Kustom Electronics, Inc., or Kustom Signals, Inc., – Model Eagle K-Band;
- 7. ~~(u)~~ Kustom Electronics, Inc., or Kustom Signals, Inc., – Model Eagle KA-Band;
- 8. ~~(v)~~ Kustom Electronics, Inc., or Kustom Signals, Inc., – Model Eagle Plus K-Band;
- 9. ~~(w)~~ Kustom Electronics, Inc., or Kustom Signals, Inc., – Model Eagle Plus KA-Band;
- 10. ~~(x)~~ Kustom Electronics, Inc., or Kustom Signals, Inc., – Model Silver Eagle K-Band;
- 11. ~~(y)~~ Kustom Electronics, Inc., or Kustom Signals, Inc., – Model Silver Eagle KA-Band;
- 12. ~~(z)~~ Kustom Electronics, Inc., or Kustom Signals, Inc., – Model Golden Eagle K-Band;
- 13. ~~(aa)~~ Kustom Electronics, Inc., or Kustom Signals, Inc., – Model Golden Eagle KA-Band;
- 14. ~~(bb)~~ Kustom Electronics, Inc., or Kustom Signals, Inc., – Model Golden Eagle Plus KA-Band;
- 15. ~~(ee)~~ Kustom Electronics, Inc., or Kustom Signals, Inc., – Model HR-12;
- 16. ~~(dd)~~ Kustom Electronics, Inc., or Kustom Signals, Inc., – Model Talon;
- 17. ~~(ee)~~ Kustom Electronics, Inc., or Kustom Signals, Inc., – Directional Golden Eagle KA-Band;
- 18. Golden Eagle Plus;
- 19. Eagle II Plus – DCM Antenna;
- 20. Eagle II – DCM Antenna;

- 21. Golden Eagle II – DCM Antenna;
- 22. Directional Golden Eagle II – DCM Antenna;
- 23. Talon II;
- 24. Eagle II Plus Ka;
- 25. Eagle II Ka;
- 26. Golden Eagle II Ka;
- 27. Pro – Lite Plus;
- 28. Falcon – HR – Stationary;
- 29. Falcon – HR – Moving;
- 30. Talon – Directional;

~~(e)(ff)~~ McCoy’s LAWLINe Speed Trak Elite K, Ka and Elite KD (directional);

~~(f)(gg)~~ M.P.H. Industries, Inc., or CMI/MPH or CMI/MPH Industries, Inc., –

1. Model K-15K “1986 Model,” Model K-15, Model K-15 II;

~~2.(hh) M.P.H. Industries, Inc., or CMI/MPH — Model MPH Speedgun (K-BAND);~~

~~3.(ii) M.P.H. Industries, Inc., or CMI/MPH — Model K-55K; Model BEE-36;~~

~~4. (jj) M.P.H. Industries, Inc., or CMI/MPH — Model Bee III;~~

~~5.(kk) M.P.H. Industries, Inc., or CMI/MPH — Model Enforcer;~~

- 6. Model Python;
- 7. Model Z-15;
- 8. Model Z-25;
- 9. Model Z-35;
- 10. Model Python III – Standard;
- 11. Model Python III – Fastest Speed, Same Direction;

~~(g)(H)~~ Tribar Industries, Inc., –

1. Model MDR-2;

~~2.(mm) Tribar Industries, Inc., — Model K-GP.~~

(2) Average Speed Calculators (ASC):

(a) Federal Sign and Signal Corp., – VASCAR II;

(b) Kustom Electronics, Inc., or Kustom Signals, Inc., – Model Tracker;

(c) Traffic Safety Systems, Inc., – VASCAR-Plus.

(3) Speedometers – All mechanical or electronic motor vehicle speedometers having certified calibration pursuant to these rules.

(4) Stopwatches – All stopwatches certified pursuant to subsection 15B-2.008(4) and Rule 15B-2.012, F.A.C. The following stopwatches are approved for use in this State when they have been tested according to this rule chapter. The absence on this list of other stopwatches used by other law enforcement agencies or the Florida Highway Patrol does not preclude their use when they have been properly tested.

Brand Name	Model Number
(a) Casio	HS-10W
(b) Timex Quartz Timer	None
(c) Heuer	1000
(d) Heuer	1010
(e) Seiko	S022-5009
(f) Accusplit	620-CT
(g) Minerva Manual Timer	None
(h) Seiko	87-0019G
(i) Aristo	Apollo
(j) Lorus	W903
(k) Marshall Browning International Corp.	Robic Acutrak SC-800

(5) Laser speed measuring devices (LSMD) – Evidence of approved LSMD shall be by a certificate or listing on the FCIC computer, or by a listing on the Division of Florida Highway Patrol website, as set forth in subsection (1) of this rule. In addition, the following LSMDs are approved for use in this State:

(a) Kustom Electronics, Inc., or Kustom Signals, Inc., – Model Prolaser II; Model Prolaser III;

(b) Laser Technology, Inc., – Model Marksman/LTI 20-20, Model Ultralyte LTI 20/20 Lidar, Model Ultralyte 100LR and 200LR, Model Ultralyte LR B; Model LTI 20/20 TruSpeed;

(c) Applied Concepts, Inc., – Model Stalker Lidar;

(d) Laser Atlanta Optics, Inc., or Laser Atlanta, LLC – Model Speed Laser, Model Speed Laser B.

Specific Authority 316.1905 FS. Law Implemented 316.1905, 316.1906 FS. History–New 1-1-90, Amended 11-16-92, 10-18-94, 10-2-95, 5-23-04,_____.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Florida Highway Patrol

RULE NO.:	RULE TITLE:
15B-2.016	Tests to Determine Accuracy of Laser Speed Measuring Devices

PURPOSE AND EFFECT: The purpose of the proposed rule action is to amend the current rule to reflect the revision of form DHSMV 61071 – Laser Speed Measuring Device Certification – to include the testing of intermittent laser pulses. Since the form and revision date are specifically referenced in paragraph 15B-2.016(2)(d), Florida Administrative Code, a revision to the form will also require a revision to this section of the Florida Administrative Code. An amendment to paragraphs 15B-2.013(5)(b), (d) is needed to add those laser devices approved since the last revision. Furthermore, since the last revision of the Chapter 15B-2, Florida Administrative Code, additional radar speed measuring devices have been approved for use in the State of Florida. Rule 15B-2.013, Florida Administrative Code, “Approved Speed Measuring Devices” will be amended to add those devices approved since the last revision. In addition, Rule

15B-2.013, Florida Administrative Code, "Approved Speed Measuring Devices" will be amended by changing the reference number or letter to each currently listed speed measuring device for ease of reference. Also, paragraph 15B-2.013(1)(g), Florida Administrative Code, will be amended to reflect CMI/MPH Industries, Inc., to be included as a corporate name for M.P.H. Industries Inc., or CMI/MPH. Lastly, paragraph 15B-2.01(5)(d), Florida Administrative Code, will be amended to reflect Laser Atlanta, LLC, to be included as a corporate name for Laser Atlanta Optics, Inc.

SUBJECT AREA TO BE ADDRESSED: The proposed rule action revises the current rule changing form DHSMV 61071 – Laser Speed Measuring Device Certification – to include the testing of intermittent laser pulses. Since the form and revision date are specifically referenced in paragraph 15B-2.016(2)(d), Florida Administrative Code, a revision to the form will also require a revision to this section of the Florida Administrative Code. An amendment to paragraphs 15B-2.013(5)(b), (d), Florida Administrative Code, is needed to add those laser devices approved since the last revision. Furthermore, Rule 15B-2.013, Florida Administrative Code, "Approved Speed Measuring Devices" will be amended to reflect those radar speed measuring devices approved since the last revision. In addition, Rule 15B-2.013, Florida Administrative Code, "Approved Speed Measuring Devices" will be amended by changing the reference number or letter to each currently listed speed measuring device for ease of reference. Also, paragraph 15B-2.013(1)(g), Florida Administrative Code, will be amended to reflect CMI/MPH Industries, Inc., to be included as a corporate name for M.P.H. Industries Inc., or CMI/MPH. Lastly, paragraph 15B-2.013(5)(d), Florida Administrative Code, will be amended to reflect Laser Atlanta, LLC, to be included as a corporate name for Laser Atlanta Optics, Inc.

SPECIFIC AUTHORITY: 316.1905 FS.

LAW IMPLEMENTED: 316.1905, 316.1906 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: Lt. Ronald W. Castleberry, Special Operations Command, Division of Florida Highway Patrol, Department of Highway Safety and Motor Vehicles, Room A315, Neil Kirkman Building, Tallahassee, Florida 32399-0500, (850)617-2939

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

15B-2.016 Tests to Determine Accuracy of Laser Speed Measuring Devices.

(1) All LSMD used in this state shall be subject to periodic tests at intervals not to exceed six (6) months, to be conducted by a Florida registered professional engineer or by an electronic Technician who has a Federal Communication Commission, General Radiotelephone Operator License, or a certification issued by one of the following:

(a) Association of Public-Safety Communications Officials-International (APCO);

(b) Personal Communications Industries Association (PCIA), formerly known as National Association of Business and Education Radio (NABER); or

(c) National Association of Radio and Telecommunications Engineers (NARTE).

(2) Only the most recent six (6) month test certificate is required in order to establish the presumption available under Section 316.1905(3)(b), F.S. Tests will include:

(a) Bench Tests – Wavelength verification, optical power output, pulse repetition rate, pulse width, and verify that the pulse train is free of any double laser pulses or intermittent laser pulses. The results of these tests shall conform with the safety report from the U.S. Department of Health and Human Services, Center for Devices and Radiological Health (CDRH), Food and Drug Administration (21 C.F.R. part 1040), which is incorporated by reference, and the manufacturer's specifications, both of which will be supplied by the manufacturer.

(b) Distance/Velocity – A complete verification test as described in paragraphs 15B-2.015(1)(a) through (c), F.A.C., and a Velocity Verification test certifying that the Laser Speed Output was compared to Actual Speed as verified by a certified radar device. The results of these tests will not be greater than plus or minus one (1) foot for the distance tests, and plus or minus one (1) mph for the speed test.

(c) Sight Alignment/Beam Pattern Test. The sighting device will be checked for accuracy to determine that it remains within the laser beam at all distances from 500-3000 feet. This may be determined from calculation based on an initial beam pattern/sight alignment analysis. The beam will be analyzed to determine that it is within the pattern/size tolerances specified by the manufacturer.

(d) Each test shall be recorded on form HSMV 61071(8/08)(~~3/04~~) which is incorporated by reference. Blank forms are available by contacting the Department at the address described in subsection 15B-2.0082(1), F.A.C.

(e) When an Average Speed Calculator (ASC) is installed and used as a separate feature of an LSMD, the ASC feature must be certified separately and in addition to the LSMD under paragraph 15B-2.008(2)(d), F.A.C.

Specific Authority 316.1905 FS. Law Implemented 316.1905, 316.1906 FS. History–New 10-18-94, Amended 5-23-04, _____.

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 NOS.:	RULE TITLES:
33-208.506	Staff Housing Agreement Form
33-208.507	Responsibilities of Staff Housing Occupants

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to amend Form DC2-808A, incorporated by reference in Rule 33-208.506, F.A.C., to include agreements to comply with Chapter 790, F.S., and the limitations on the number and type of firearms that can be stored in staff housing. Rule 33-208.507, F.A.C. is amended to include limits regarding the storage of firearms, ammunition, black powder, and smokeless propellant powder in staff housing, and authorizes wardens to enforce the limits on firearms and propellants.

SUBJECT AREA TO BE ADDRESSED: Firearms in staff housing.

SPECIFIC AUTHORITY: 20.315, 944.09(1), 945.025(1) FS.

LAW IMPLEMENTED: 20.315, 944.09(1), 945.025(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 IS: Jamie Jordan-Nunes, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-208.506 Staff Housing Agreement Form.

(1) Any employee who is required or requests to occupy staff housing shall submit a completed Staff Housing Agreement, Form DC2-808A, for processing in compliance with the assignment criteria in Rule 33-208.504, F.A.C., herein. This form is hereby incorporated by reference, and a copy may be obtained from the Forms Control Administrator, Office of Research, Planning and Support Services, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. The effective date of this form is **April 8, 2002.**

(2) through (3) No change.

Specific Authority 20.315, 944.09(1), 945.025(1) FS. Law Implemented 20.315, 944.09(1), 945.025(1) FS. History--New 9-1-88, Formerly 33-26.006, 33-602.506, Amended 8-16-00, 4-8-02, 3-30-05, _____.

33-208.507 Responsibilities of Staff Housing Occupants.

(1) through (3) No change.

(4) Firearms.

(a) The warden is authorized to enforce the following maximum limits on the number and type of firearms kept in any type of staff housing, to include mobile homes. These quantities are per each occupant who is legally authorized by statute to own or possess firearms.

1. Four shotguns.

2. Four rifles, and

3. Four handguns.

(b) These weapons must be stored safely and securely in accordance with Section 790.174(1), Florida Statutes. It is unlawful to store or leave a firearm in any place within the reach or easy access of a minor under 18 years of age.

(c) Ammunition for the firearms listed above is expressly limited to a maximum of one full case per firearm.

(d) Occupants of staff housing are expressly prohibited from possessing machine guns, short barreled shotguns, short barreled rifles, destructive devices, explosives, electric weapons or devices, and dart-firing stun guns, as defined in Section 790.001, Florida Statutes.

(e) Occupants of staff housing are expressly prohibited from possessing or storing smokeless propellant powder in quantities exceeding 20 pounds, or commercially manufactured sporting grades of black powder exceeding 20 pounds.

(f) Occupants of staff housing shall follow the restrictions placed on the possession and use of BB guns, air or gas-operated guns, or electric weapons or devices by minors under 16 in accordance with Section 790.22, Florida Statutes.

Specific Authority 20.315, 944.09(1), 945.025(1) FS. Law Implemented 20.315, 944.09(1), 945.025(1) FS. History--New 9-1-88, Formerly 33-26.007, 33-602.507, Amended 8-16-00, 1-19-03, 3-30-05, _____.

DEPARTMENT OF CORRECTIONS

RULE NO.:	RULE TITLE:
33-601.210	Custody Classification

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to amend the rule to remove obsolete forms, DC4-803, Approval for Community Release and Furlough, and DC40, Community Release Recommendation, which are no longer in use and replace with DC6-127, Checklist for Transfers to Work Release Centers. The Rule is also amended to reflect the change of Immigration and Naturalization Services to Immigration and Customs Enforcement.

SUBJECT AREA TO BE ADDRESSED: Custody classification.

SPECIFIC AUTHORITY: 944.09, 958.11 FS.

LAW IMPLEMENTED: 20.315, 921.20, 944.09, 944.17(2), 944.1905, 958.11 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: Jamie Jordan-Nunes, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-601.210 Custody classification.

(1) No change.

(2) Custody Grade Classification.

(a) through (i) No change.

(j) Any inmate who has been designated as an alien by the department, who has been in the custody of the department less than six months, and:

1. For whom no decision has been made by the Immigration and ~~Customs Enforcement~~ Naturalization Service regarding deportation,

2. through 3. No change.

(k) through (l) No change.

(3) No change.

(4) Progress Assessments.

(a) through (e) No change.

(f) In preparing assessments, care should be taken that all pertinent facts are included to insure that all up-to-date information concerning changes in an inmate's activity are documented. Additionally, any new recommendations of the committee in regard to inmate goals should be carefully documented and supporting facts included. If at the time of the review the inmate is being recommended for work release, the Form DC6-127, Checklist for Transfers to Work Release Centers ~~DC4 803, Approval for Community Release and Furlough, or Form DC40, Community Release Recommendation~~ will suffice for the assessment. Form DC6-127 has been previously incorporated by reference in Rule 33-601.602, F.A.C.

(g) through (m) No change.

~~(5) Forms and Attachments. Form DC4 869, Custody Questionnaire, is incorporated by reference in this rule. A copy of this form may be obtained by writing the Forms Control Administrator, Office of Research, Planning and Support Services, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. Requests for forms to be mailed must be accompanied by a self-addressed stamped envelope. The effective date of this form is May 13, 1996.~~

Specific Authority 944.09, 958.11 FS. Law Implemented 20.315, 921.20, 944.09, 944.17(2), 944.1905, 958.11 FS. History–New 12-7-81, Formerly 33-6.09, Amended 6-8-82, 10-26-83, 6-8-86, 7-8-86, 10-27-88, 1-1-89, 7-4-89, 10-12-89, 1-2-91, Formerly 33-6.009, Amended 7-21-91, 8-30-92, 5-13-96, 6-12-96, 11-19-96, 10-15-97, Formerly 33-6.0045, Amended 9-19-00, 2-25-07,_____.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NO.: 40E-1.659
 RULE TITLE: Forms and Instructions

PURPOSE AND EFFECT: To amend and update portions of Chapter 40E-1, F.A.C., to incorporate changes consistent with changes identified in the rule development for Chapter 40E-61, F.A.C., Lake Okeechobee Works of the District. This rule development was originally noticed in Vol. 33, No. 12, March 23, 2007 edition of the Florida Administrative Weekly and additional workshops were noticed in Vol. 34, No. 28, July 11, 2008 edition of the Florida Administrative Weekly.

SUBJECT AREA TO BE ADDRESSED: To amend Chapter 40E-1, F.A.C., General and Procedural rules.

SPECIFIC AUTHORITY: 120.53, 218.075, 373.044, 373.113, 373.4136, 373.416, 695.03, 704.06 FS.

LAW IMPLEMENTED: 120.53, 218.075, 373.113, 373.4135, 373.4136, 373.416, 704.06 FS.

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

DATE AND TIME: September 3, 2008, 9:00 a.m. – 11:00 a.m.

PLACE: Everglades Research and Education Center, 3200 E. Palm Beach Rd., Belle Glade, FL 33430

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: For technical issues: Steffany Gornak, 1(863)462-5260, Extension 3010, e-mail: sgornak@sfwmd.gov; For procedural issues: Joyce Rader, Paralegal Specialist, Office of Counsel, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, Extension 6259 or (561)682-6259, e-mail: jrader@sfwmd.gov.

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

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NOS.:	RULE TITLES:
40E-61.011	Policy and Purpose
40E-61.020	Scope of Part I
40E-61.021	Definitions
40E-61.023	Basin and Sub-Basin Boundaries
40E-61.024	Works of the District within the Lake Okeechobee Basin
40E-61.031	Implementation
40E-61.041	Permits Required
40E-61.042	General Permits for Use of Works of the District Within the Lake Okeechobee Basin
40E-61.051	Exemptions
40E-61.101	Content of Application for Individual and Collective Permits
40E-61.201	Permit Application Processing Fee
40E-61.301	Conditions for Issuance for Individual and Collective Permits
40E-61.321	Duration of Permits
40E-61.331	Modification
40E-61.351	Transfer
40E-61.381	Limiting Conditions

PURPOSE AND EFFECT: To amend and update specific components of Chapter 40E-61, F.A.C., the Lake Okeechobee Works of the District to clarify the District’s statutory responsibilities in the administration of this program under the Lake Okeechobee Protection Act. Amendments to these rules will eliminate any duplication between the cooperating agencies and their responsibilities under the Lake Okeechobee Protection Act. This rule development was originally noticed in Vol. 33, No. 12, March 23, 2007 edition of the Florida Administrative Weekly and additional workshops were noticed in Vol. 34, No. 28, July 11, 2008 edition of the Florida Administrative Weekly.

SUBJECT AREA TO BE ADDRESSED: To amend Chapter 40E-61, F.A.C., Lake Okeechobee Drainage Basin.

SPECIFIC AUTHORITY: 373.044, 373.113, 373.118, 668.003, 668.004, 668.50 FS.

LAW IMPLEMENTED: 373.016, 373.085, 373.086, 373.109, 373.451, 373.453, 373.4595, 668.003, 668.004, 668.50 FS.

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

DATE AND TIME: September 3, 2008, 9:00 a.m. – 11:00 a.m.

PLACE: Everglades Research and Education Center, 3200 E. Palm Beach Rd., Belle Glade, FL 33430

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: District Clerk’s Office, (561)682-2087. If you are

hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: For technical issues: Steffany Gornak, 1(863)462-5260, Extension 3010, e-mail: sgornak@sfwmd.gov; For procedural issues: Joyce Rader, Paralegal Specialist, Office of Counsel, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, Extension 6259 or (561)682-6259, e-mail: jrader@sfwmd.gov.

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NOS.:	RULE TITLES:
59A-26.001	Purpose and Intent
59A-26.002	Definitions
59A-26.003	License Required
59A-26.004	Classification of Deficiencies
59A-26.005	Licensure Procedure, Fees and Exemptions
59A-26.006	Responsibilities for Operation
59A-26.007	Fiscal Standards
59A-26.0075	Fiscal Prohibitions, Kickbacks and Referrals
59A-26.008	Admission Policies and Requirements
59A-26.009	Personnel Standards
59A-26.010	Training, Habilitation, Active Treatment Professional, and Special Programs and Services
59A-26.011	Dietary Services
59A-26.012	Dental Services
59A-26.013	Psychological Services
59A-26.014	Drugs and Pharmaceutical Services
59A-26.015	Administration of Medications to ICF/DD Residents by Unlicensed Medication Assistants
59A-26.016	Requirements for Administration of Medication to Residents by Unlicensed Medication
59A-26.017	Training and Validation Required for Unlicensed Medication Assistants
59A-26.018	Plant Maintenance and Housekeeping
59A-26.019	Fire Protection, Life Safety, Systems Failure and External Emergency Communication

59A-26.020 Plans Submission and Fees Required
 59A-26.021 Physical Plant Codes and Standards for ICF/DD
 59A-26.022 Construction and Physical Environment Standards
 59A-26.023 Disaster Preparedness

PURPOSE AND EFFECT: The Agency proposes to establish a rule consistent with provisions of Section 400.967(2), Florida Statutes, which became effective May 7, 1999. The legislation provides for the development of rules regarding specific criteria including minimum standards of program development and quality of care of Intermediate Care Facilities for the Developmentally Disabled.

SUBJECT AREA TO BE ADDRESSED: Specific criteria pertaining to licensure requirements including procedures for licensing, fees and exemptions, classification of deficiencies, responsibility of operation, fiscal standards, fiscal prohibitions, kickbacks and referrals, admission policies, personnel standards, training, habilitation, active treatment professional and specific program services, dietary, dental and psychological standards, drugs and pharmaceutical services, administration of medications by unlicensed medication assistants, including training and validation of the unlicensed medication assistants, plant maintenance and housekeeping, fire protection, life safety, systems failure, and external communications, plans submission and fee requirements, physical environment standards and disaster preparedness for Intermediate Care Facilities for the Developmentally Disabled. SPECIFIC AUTHORITY: 400.967(2) FS.

LAW IMPLEMENTED: 400.967 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: August 25, 2008, 10:00 a.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Bldg. #3, Conference Rm. C, Tallahassee, FL 32303

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kimberly Smoak, Long-Term Care Unit, 2727 Mahan Drive, Tallahassee, Florida, or call (850)922-9138 or contact the LTC Unit, (850)488-5861

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-4.251
 RULE TITLE: Florida Medicaid Prescribed Drugs Reimbursement Methodology

PURPOSE AND EFFECT: The purpose of this rule is to state the reimbursement methodology for prescribed drug claims in the Florida Medicaid program.

SUBJECT AREA TO BE ADDRESSED: Florida Medicaid Prescribed Drugs reimbursement methodology.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906(20), 409.908, 409.912(39)(a) FS.

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

DATE AND TIME: August 26, 2008, 10:00 a.m. – Noon

PLACE: Agency for Health Care Administration Headquarters, 2727 Mahan Drive, Building 3, Conference Room C, Tallahassee, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Marie Donnelly, Bureau of Medicaid Prescribed Drug Services, 2727 Mahan Drive, Mail Stop 38, Tallahassee, Florida 32308-5407, (850)487-4441

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.251 Florida Medicaid Prescribed Drugs Reimbursement Methodology.

(1) Reimbursement for prescribed drug claims is made in accordance with the provisions of Title 42, Code of Federal Regulations Sections 447.331-.334. Reimbursement for covered drugs dispensed by a licensed pharmacy, approved as a Medicaid provider, or an enrolled dispensing physician filling his own prescriptions, shall not exceed the lower of:

(a) The estimated acquisition cost, defined as the lower of:

1. Average Wholesale Price (AWP) minus 16.4%, or Wholesaler Acquisition Cost (WAC) plus 4.75%, plus a dispensing fee of \$4.23;

2. The Federal Upper Limit (FUL) established by the Centers for Medicare and Medicaid Services, plus a dispensing fee of \$4.23; or

(b) The State Maximum Allowable Cost (SMAC), plus a dispensing fee of \$4.23; or

(c) The provider's Usual and Customary (U&C) charge, inclusive of dispensing fee.

(2) For drugs purchased by qualified entities under Section 340B of the Public Health Service Act: Covered entities and Federally Qualified Health Centers or their contracted agents that fill Medicaid patient prescriptions with drugs purchased at

prices authorized under Section 340B of the Public Health Service Act must bill Medicaid for reimbursement at the actual acquisition cost plus a dispensing fee of \$7.50 for these drugs.

Specific Authority 409.919 FS. Law Implemented 409.906(20), 409.908, 409.912 (39)(a) FS. History—New _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-6.045
 RULE TITLE: Payment Methodology for Services in Facilities Not Publicly Owned and Publicly Operated (Facilities Formerly Known as ICF/DD Facilities)

PURPOSE AND EFFECT: The purpose and effect of the proposed rule development is to incorporate changes to the Florida Title XIX Intermediate Care Facilities (ICF) for the Mentally Retarded and the Developmentally Disabled Facilities not Publicly Owned and not Publicly Operated Reimbursement Plan (the Plan) in accordance with the 2008-09 General Appropriations Act, House Bill 5001, Specific Appropriation 235 and House Bill 5085, Section 5 which amended Section 409.908, Florida Statutes.

1. Effective October 1, 2008, as a result of modifying the reimbursement for intermediate care facilities for the developmentally disabled, the Agency shall implement a recurring methodology in the Title XIX Intermediate Care Facility for the Mentally Retarded and Developmentally Disabled for Community Owned and Operated Facilities Reimbursement Plan to achieve a \$6,160,256 reduction. In establishing rates through the normal process, prior to including this reduction, if the unit cost is equal to or less than the unit cost used in establishing the budget, then no additional reduction in rates is necessary. In establishing rates through the normal process, prior to including this reduction, if the unit cost is greater than the unit cost used in establishing the budget, then rates shall be reduced by an amount required to achieve this reduction, but shall not be reduced below the unit cost used in establishing the budget.

2. The Agency shall establish rates at a level that ensures no increase in statewide expenditures resulting from a change in unit costs for two fiscal years effective July 1, 2009. Reimbursement rates for the two fiscal years shall be as provided in the General Appropriations Act.

SUBJECT AREA TO BE ADDRESSED: Florida Medicaid Title XIX reimbursement rate methodology for Intermediate Care Facilities (ICF) for the Mentally Retarded and the Developmentally Disabled Facilities not publicly owned and not publicly operated reimbursement methodology.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 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: September 10, 2008, 9:00 a.m.

PLACE: 2727 Mahan Drive, Conference Room D, Building 3, Tallahassee, Florida 32308

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Edwin Stephens, Medicaid Program Analysis, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Room 2149-A, Tallahassee, Florida 32308, (850)414-2759 or stephene@ahca.myflorida.com.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NO.: 61G15-19.004
 RULE TITLE: Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances

PURPOSE AND EFFECT: Purpose and effect is to amend the rule to include guidelines for all the violations.

SUBJECT AREA TO BE ADDRESSED: Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances.

SPECIFIC AUTHORITY: 455.227, 471.008, 471.031, 471.033 FS.

LAW IMPLEMENTED: 455.227, 471.031, 471.033 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Carrie Flynn, Executive Director, Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32301

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G15-19.004 Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances.

(1) No change.

(2) The following disciplinary guidelines shall be followed by the Board in imposing disciplinary penalties upon licensees for violation of the below mentioned statutes and rules:

VIOLATION	PENALTY RANGE	
	FIRST VIOLATION MINIMUM	SECOND AND SUBSEQUENT VIOLATIONS MAXIMUM
(a) Violating any provision of Section 455.227(1), 471.025 or 471.031, F.S., or any other provision of Chapter 471, F.S., or rule of the Board or Department (Sections 471.033(1)(a) and 455.227(1)(b), (q), F.S)	Reprimand and \$1,000 fine, to One (1) year suspension, two (2) years probation and \$5,000 fine Reprimand and \$1,000 fine	One (1) year suspension, two (2) years probation and \$5,000 fine to Revocation One (1) year suspension, two (2) years probation and \$5,000 fine
1. Failure to sign, seal or date documents (Section 471.025(1), F.S.)	Reprimand to one (1) year probation Reprimand	Reprimand and one (1) year probation to Revocation Reprimand and one (1) year probation
2. Sealing any document after license has expired or been revoked or suspended, or failure to surrender seal if the license has been revoked or suspended (Section 471.025(2), F.S.)	No change No change	Suspended license: Revocation and \$5,000 fine Revoked license: Referral to State's Attorney's office
3. Signing or sealing any document that depicts work the licensee is not licensed to perform or which is beyond his or her profession or specialty therein or practicing or offering to practice beyond the scope permitted by law or accepting and performing responsibilities the licensee is not competent to perform (Sections 471.025(3), 455.227(1)(o), F.S., paragraphs 61G15-19.001(6)(c), (d), F.A.C.)	Reprimand, one (1) year probation and \$1,000 fine; to \$5,000 fine, one (1) year suspension and two (2) years probation Reprimand, one (1) year probation and \$1,000 fine	Reprimand, \$5,000 fine, one (1) year suspension and two (2) years probation to Revocation Reprimand, \$5,000 fine, one (1) year suspension and two (2) years probation
4. Firm practicing without certificate of authorization (Section 471.023, F.S. and subsection 61G15-19.001(3), F.A.C.)	Reprimand, \$1,000 fine to one (1) year suspension and \$5,000 fine Reprimand	Reprimand, one (1) year suspension and \$5,000 fine to Revocation Revocation
5. Failure to complete continuing education (Section 471.017(3), F.S. and Rule 61G15-22.001, F.A.C.)	Reprimand and \$1,000 fine, to Suspend until licensee demonstrates compliance Suspend until licensee demonstrates compliance	Suspend until licensee demonstrates compliance to Revocation Revocation
6. Practicing engineering without a license or using a name or title tending to indicate that such person holds an active license as an engineer (Sections 471.031(1)(a), (b), F.S.)	\$1,000 fine to \$5,000 fine \$1,000 fine per count	\$5,000 fine to \$10,000 fine to referral to State Attorney's Office \$5,000 fine per count
7. Presenting as his or her own the license of another (Section 471.031(1)(c), F.S.)	\$1000 fine to \$5,000 fine \$1,000 fine per count	\$5,000 fine to \$10,000 fine and referral to State Attorney's Office \$5,000 per count and revocation

8. Giving false or forged evidence to the Board or concealing information relative to violations of this chapter (Sections 471.031(1)(d), (g), F.S.)	\$1,000 fine per count <u>\$1,000 fine to \$5,000 fine and suspension</u>	\$5,000 per count and revocation <u>Reprimand and \$5,000 fine to Revocation</u>
9. Employing unlicensed persons to practice engineering or aiding, assisting, procuring, employing unlicensed practice or practice contrary to Chapter 455 or 471, F.S. (Sections 471.031(1)(f) and 455.227(1)(j), F.S.)	\$1,000 fine per count and reprimand <u>\$1,000 fine and reprimand; to \$5,000 fine and suspension</u>	\$5,000 per count and revocation <u>Reprimand and \$5,000 fine to Revocation</u>
10. Having been found liable for knowingly filing a false complaint against another licensee (Section 455.227(1)(g), F.S.)	\$1,000 fine per count and reprimand <u>\$1,000 fine and reprimand; to \$5,000 per count and suspension</u>	\$5,000 fine per count and revocation <u>Reprimand and \$5,000 fine to Revocation</u>
11. Failing to report a person in violation of Chapter 455, Chapter 471, F.S., or the rules of the Board or the Department (Section 455.227(1)(i), F.S.)	Reprimand <u>Reprimand to \$5,000 fine and suspension for one (1) year</u>	Reprimand, \$5,000 per count and suspension for one (1) year <u>Reprimand and \$5,000 fine to Revocation</u>
12. Failing to perform any statutory or legal obligation (Section 455.227(1)(k), F.S.)	Reprimand <u>Reprimand to Revocation</u>	Revocation <u>Reprimand to Revocation</u>
13. Exercising influence on a client for financial gain (Section 455.227(1)(n), F.S.)	Reprimand <u>Reprimand to one (1) year suspension and \$5,000 fine</u>	Revocation <u>Reprimand and \$5,000 fine to Revocation</u>
14. Improper delegation of professional responsibilities (Section 455.227(1)(p), F.S.)	\$1,000 fine per count and probation for one (1) year <u>\$1,000 fine and probation for one (1) year; to suspension</u>	Revocation <u>Reprimand and \$5,000 fine to Revocation</u>
15. Improperly interfering with an investigation or inspection or disciplinary proceeding (Section 455.227(1)(r), F.S.)	\$1,000 fine per count and probation for one (1) year <u>\$1,000 fine and probation for one (1) year; to suspension</u>	Revocation <u>Reprimand and \$5,000 fine to Revocation</u>
(b) Attempting to procure a license by bribery, fraudulent misrepresentation, or error of the Board or Department (Sections 471.033(1)(b) and 455.227(1)(h), F.S.)	Revocation and \$1,000 fine if licensed; if not licensed, denial of license and referral to State Attorney <u>One (1) years suspension and \$1,000 fine, to Revocation if licensed; if not licensed, denial of license and referral to State Attorney</u>	Revocation <u>Revocation and \$5,000 fine if licensed; if not licensed, denial of license and referral to State Attorney</u>

<p>(c) Having a license to practice engineering acted against or denied by another jurisdiction (Sections 471.033(1)(c) and 455.227(1)(f), F.S.)</p>	<p><u>Same penalty as imposed in other jurisdiction or as close as possible to penalties set forth in Florida Statutes</u> Same penalty as imposed in other jurisdiction or as close as possible to penalties set forth in Florida Statutes</p>	<p><u>Same penalty as imposed in other jurisdiction or as close as possible to penalties set forth in Florida Statutes</u></p>
<p>(d)1. Being convicted or found guilty of, or entering a plea of nolo contendere to a crime which relates to the practice or ability to practice (Sections 471.033(1)(d) and 455.227(1)(c), F.S.)</p>	<p><u>Reprimand \$1,000 fine, and one (1) year probation, to Revocation</u> Misdemeanor: reprimand and one (1) year probation Felony: Revocation and \$1,000 fine</p>	<p><u>One (1) year suspension with 2 years probation to Revocation</u> Reprimand, \$5,000 fine, one (1) year suspension and two (2) years probation</p>
<p>2. Conviction of crime related to building code inspection or plans examination (paragraph 61G15-19.001(7)(a), F.A.C.)</p>	<p><u>Reprimand \$1,000 fine, and one (1) year probation</u> Misdemeanor: reprimand and one (1) year probation Felony: Revocation and \$5,000 fine</p>	<p><u>One (1) year suspension with 2 years probation to Revocation</u> Reprimand, \$5,000 fine, one (1) year suspension and two (2) years probation</p>
<p>(e) Knowingly making or filing a false report or record, failing to file a report or record required by law, impeding or obstructing such filing (Sections 471.033(1)(e), 455.227(1)(l), F.S. and paragraph 61G15-19.001(7)(c), F.A.C.)</p>	<p><u>Reprimand and \$1,000 fine to one (1) year suspension, two (2) years probation</u> One (1) year suspension, two (2) years probation, \$1,000 fine</p>	<p><u>One (1) year suspension, 2 years probation, and \$1,000 fine, to Revocation and \$5,000 fine</u> Revocation and \$5,000 fine</p>
<p>(f) Fraudulent, false, deceptive or misleading advertising (Sections 471.033(1)(f), F.S. and subsection 61G15-19.001(2), F.A.C.)</p>	<p><u>Reprimand to one (1) year probation and \$5,000 fine</u> Reprimand</p>	<p><u>One (1) year probation and \$5,000 fine to Revocation</u> Reprimand, one (1) year probation and \$5,000 fine</p>
<p>(g) Fraud, deceit, negligence, incompetence or misconduct (Sections 471.033(1)(g) and 455.227(1)(a), (m), F.S.)</p>		
<p>1. Fraud or deceit</p>	<p><u>Reprimand, two (2) years probation and \$1,000 fine, to one (1) years suspension and \$5,000 fine.</u> Reprimand, two (2) years probation and \$1,000 fine</p>	<p><u>One (1) year suspension and \$5,000 fine to Revocation</u> \$5,000 fine and revocation</p>

<p>2.a. Negligence (subsection 61G15-19.001(4), F.A.C.)</p>	<p>Reprimand, two (2) years probation and \$1,000 fine, to \$5,000 fine, five (5) year suspension and ten (10) years probation Reprimand, two (2) years probation and \$1,000 fine</p>	<p>Two (2) years probation and \$1,000 fine, to \$5,000 fine and Revocation Reprimand, \$5,000 fine, five (5) year suspension and ten (10) years probation</p>
<p>b. As a special inspector</p>	<p>Reprimand, two (2) years probation and \$1,000 fine, to \$5,000 fine Reprimand, two (2) years probation and \$1,000 fine</p>	<p>Two (2) years probation and \$1,000 fine, to \$5,000 fine and Revocation Reprimand, \$5,000 fine, five (5) year suspension and ten (10) years probation or revocation</p>
<p>3. Incompetence (subsection 61G15-19.001(5), F.A.C.)</p>	<p>Two (2) year probation to Suspension until ability to practice proved followed by two (2) year probation Suspension until ability to practice proved followed by probation</p>	<p>Suspension until ability to practice proved followed by two (2) year probation, to Revocation</p>
<p>4. Misconduct (subsection 61G15-19.001(6), F.A.C.)</p>	<p>Reprimand and \$1,000 fine to one (1) year suspension \$1,000 fine per count and reprimand</p>	<p>One (1) year suspension to Revocation and \$5,000 fine. Revocation</p>
<p>a. Expressing an opinion publicly on an engineering subject without being informed as to the facts and being competent to form a sound opinion (paragraph 61G15-19.001(6)(a), F.A.C.)</p>	<p>Reprimand and \$1,000 fine to one (1) year suspension Reprimand and \$1,000 fine per count</p>	<p>One (1) year suspension to Revocation and \$5,000 fine. Revocation</p>
<p>b. Being untruthful, deceptive or misleading in any professional report, statement or testimony or omitting relevant and pertinent information from such report, statement or testimony when the result or such omission would or reasonably could lead to a fallacious conclusion (paragraph 61G15-19.001(6)(b), F.A.C.)</p>	<p>Reprimand and \$1,000 fine to one (1) year suspension Reprimand and \$1,000 fine per count</p>	<p>One (1) year suspension to Revocation and \$5,000 fine. Revocation</p>
<p>c. Offering directly or indirectly any bribe or commission or tendering any gift to obtain selection or preferment for engineering employment other than the payment of the usual commission for securing salaried positions through licensed employment agencies (paragraph 61G15-19.001(6)(e), F.A.C.)</p>	<p>Reprimand, \$5,000 fine per count and suspension for five (5) years, to Revocation \$5,000 fine per count and suspension for five (5) years</p>	<p>Five (5) years suspension to Revocation Revocation</p>

d. Soliciting or accepting gratuities without client knowledge (paragraphs 61G15-19.001(6)(g), (h), F.A.C.)	Reprimand, one (1) year probation and \$1,000 fine, to one (1) year suspension, two (2) years probation and \$5,000 fine Reprimand, one (1) year probation and \$1,000 fine	One (1) year suspension, two (2) years probation and \$5,000 fine to Revocation Reprimand, one (1) year suspension, two (2) years probation and \$5,000 fine
e. Failure to preserve client's confidence (paragraph 61G15-19.001(6)(r), F.A.C.)	Reprimand, one (1) year probation and \$1,000 fine, to one (1) year suspension, two (2) years probation (if pecuniary benefit accrues to engineer) Reprimand, one (1) year probation and \$1,000 fine	One (1) year suspension, two (2) years probation and \$5,000 fine to Revocation Reprimand, one (1) year suspension, two (2) years probation (if pecuniary benefit accrues to engineer)
f. Professional judgment overruled by unqualified person (paragraph 61G15-19.001(6)(i), F.A.C.)	Reprimand, one (1) year probation and \$1,000 fine, to one (1) year suspension, two (2) years probation and \$5,000 fine Reprimand, one (1) year probation and \$1,000 fine	One (1) year suspension, two (2) years probation and \$5,000 fine to Revocation Reprimand, one (1) year suspension, two (2) years probation and \$5,000 fine
g. Use of name/firm in fraudulent venture (paragraph 61G15-19.001(6)(k), F.A.C.)	Reprimand, one (1) year probation and \$1,000 fine, to \$5,000 fine, one (1) year suspension and two (2) years probation Reprimand, one (1) year probation and \$1,000 fine	One (1) year suspension, two (2) years probation and \$5,000 fine to Revocation Reprimand, \$5,000 fine, one (1) year suspension and two (2) years probation
h. Undisclosed conflict of interest (paragraphs 61G15-19.001(6)(f), (p), F.A.C.)	Reprimand, \$1,000 fine and two (2) years probation, to Revocation and \$5,000 fine Reprimand, \$1,000 fine and two (2) years probation	One (1) year suspension, two (2) years probation and \$5,000 fine to Revocation Revocation and \$5,000 fine
(h) Violating any provision of Chapter 455, F.S. (Sections 471.033(1)(h) and 455.227(1)(q), F.S.)	Reprimand and \$1,000 fine per count, to \$5,000 fine and revocation Reprimand and \$1,000 fine per count	One (1) year suspension, two (2) years probation and \$5,000 fine to Revocation \$5,000 fine per count and revocation
(i) Practicing on a revoked, suspended, inactive or delinquent license (Sections 471.033(1)(i) and 471.031(1)(e), F.S.)		

1. Delinquent license	Fine based on length of time in practice while inactive; \$100/month or \$1,000 maximum, renewal of license or cease practice Reprimand	Revocation
2. Inactive license	Fine based on length of time in practice while inactive; \$100/month or \$1,000 maximum, renewal of license or cease practice Fine based on length of time in practice while inactive; \$100/month or \$1,000 maximum, renewal of license or cease practice	
3. Suspended license	Revocation and \$1,000 fine Revocation and \$1,000 fine	
4. Revoked license	Referral to State Attorney Referral to State Attorney	Referral to State Attorney
(j) Affixing or permitting to be affixed his or her seal, name, or digital signature to any documents that were not prepared by him or her or under his or her responsible supervision, direction or control (Section 471.033(1)(j), F.S. and paragraphs 61G15-19.001(6)(j), (q), F.A.C.)	Reprimand, one (1) year probation and \$1,000 fine, to \$5,000 fine, one (1) year suspension and two (2) years probation Reprimand, one (1) year probation and \$1,000 fine	One (1) year suspension, two (2) years probation and \$5,000 fine to Revocation Reprimand, \$5,000 fine, one (1) year suspension and two (2) years probation
(k) Violating any order of the board or department (Sections 471.033(1)(k), 455.227(1)(q), F.S. and paragraph 61G15-19.001(6)(o), F.A.C.)	Suspension until compliant with the order of the Board and \$1,000 fine, to Revocation and \$5,000 fine Suspension and \$1,000 fine	Suspension until compliant with the order of the Board and \$1,000 fine, to Revocation and \$5,000 fine Revocation and \$5,000 fine
(l) Aiding, assisting, procuring, employing unlicensed practice or practice contrary to Chapter 455 or 471, F.S. (Section 455.227(1)(j), F.S.)	\$1,000 fine and probation for one (1) year, to \$5,000 fine and suspension Reprimand and \$1,000 fine per count	Reprimand and \$5,000 fine to Revocation \$5,000 fine per count and revocation

(3) No change.

Specific Authority 455.227, 471.008, 471.031, 471.033 FS. Law Implemented 455.227, 471.031, 471.033 FS. History—New 1-7-87, Formerly 21H-19.004, Amended 11-27-94, 5-22-01, 11-15-01, 5-20-02, 11-21-06,_____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NO.: 61G15-22.001
 RULE TITLE: Continuing Education Requirements
 PURPOSE AND EFFECT: The purpose and effect is to revise the standards for approval of C.E. courses.
 SUBJECT AREA TO BE ADDRESSED: Continuing Education Requirements.

SPECIFIC AUTHORITY: 455.213(6), 455.2177, 455.2178, 455.2179, 471.008, 471.017(3), 471.019 FS.

LAW IMPLEMENTED: 415.213(6), 455.2177, 455.2178, 455.2179, 471.008, 471.017(3), 471.019 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: Carrie Flynn, Executive Director, Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32301

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE NO.: 61J2-24.006
 RULE TITLE: Probation

PURPOSE AND EFFECT: To discuss Rule 61J2-24.006, F.A.C., to address probationary requirements.

SUBJECT AREA TO BE ADDRESSED: Requirements relating to dress code.

SPECIFIC AUTHORITY: 475.05 FS.

LAW IMPLEMENTED: 455.227, 475.25 FS.

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

DATE AND TIME: Tuesday, August 19, 2008, 8:30 a.m. or as soonest thereafter as possible

PLACE: Department of Business and Professional Regulation, Division of Real Estate, Room N901, 400 W. Robinson Street, Hurston Building, North Tower, Orlando, Florida 32801

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: Division of Real Estate at (407)741-5662 (between the hours of 9:00 a.m. and 4:00 p.m). 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 Crawford, Deputy Clerk, Division of Real Estate, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.:	RULE TITLE:
64B5-2.0151	Review Procedure and Methodology For Certification of Foreign Dental Education Programs

PURPOSE AND EFFECT: The Board proposes to promulgate and adopt rule language to specify the review procedures and methodology for certification of foreign dental educations programs.

SUBJECT AREA TO BE ADDRESSED: Review procedures for certification of foreign dental programs.

SPECIFIC AUTHORITY: 466.004, 466.008 FS.

LAW IMPLEMENTED: 466.004, 466.008 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: Sue Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #08, Tallahassee, Florida 32399-3258

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

DEPARTMENT OF HEALTH

Board of Nursing

RULE NO.:	RULE TITLE:
64B9-7.001	Fees

PURPOSE AND EFFECT: The purpose and effect is to clarify that the fees for criminal background checks are in addition to the application fee.

SUBJECT AREA TO BE ADDRESSED: Fees.

SPECIFIC AUTHORITY: 456.013(2), 456.017, 456.025, 456.036, 464.006, 464.014(1) FS.

LAW IMPLEMENTED: 119.07(1)(a), 456.013(2), 456.017(1)(c), 456.025, 456.036, 464.008, 464.009, 464.012, 464.013, 464.014 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: Rick Garcia, Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin C07, Tallahassee, Florida 32399-3259

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B9-7.001 Fees.

The following fees are prescribed by the Board.

(1) For application to sit for the examination as provided in Section 464.008, F.S.:

(a) For registered nurse and licensed practical nurse ninety dollars (\$90.00) ~~plus of which \$23 is specifically earmarked to~~ pay the fee charged by the Department of Law Enforcement for the criminal background check mandated by Section 464.008(1)(b), F.S.

(b) No change.

(2) For application for licensure without examination by endorsement as provided in Section 464.009, F.S.:

For registered nurse and licensed practical nurse ninety dollars (\$90.00) ~~plus of which \$23 is specifically earmarked to~~ pay the fee charged by the Department of Law Enforcement for the criminal background check mandated by Section 464.008(1)(b), F.S.

(3) through (17) No change.

Specific Authority 456.013(2), 456.017, 456.025, 456.036, 464.006, 464.014(1) FS. Law Implemented 119.07(1)(a), 456.013(2), 456.017(1)(c), 456.025, 456.036, 464.008, 464.009, 464.012, 464.013, 464.014 FS. History—New 9-12-79, Amended 3-5-81, 12-28-82, 11-17-83, Formerly 21O-15.01, Amended 9-23-86, 2-5-87, 10-21-87, 11-19-89, 3-13-90, 1-1-92, 6-24-93, Formerly 21O-15.001, 61F7-7.001, Amended 9-13-94, 11-6-94, 4-12-95, Formerly 59S-7.001, Amended 8-18-98, 11-2-98, 6-20-00, 7-7-02, 9-26-05, 9-4-06, 5-20-07,_____.

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: 64B13-3.007
RULE TITLE: Minimum Procedures for Comprehensive Eye Examination

PURPOSE AND EFFECT: It is to clarify the Board’s intended meaning in paragraph 64B13-3.007(6)(b), F.A.C., by changing the word “supplemental” to “consultative.”

SUBJECT AREA TO BE ADDRESSED: Minimum Procedures for Comprehensive Eye Examination.

SPECIFIC AUTHORITY: 463.005(1) FS.

LAW IMPLEMENTED: 463.005(1), 463.0135, 463.016(1)(g), (k) 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: Joe Baker, Jr., Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin C07, Tallahassee, Florida 32399-3259

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B13-3.007 Minimum Procedures for Comprehensive Eye Examination.

(1) through (5) No change.

(6) The minimum procedures set forth in subsection (2) above shall not be required in the following circumstances:

(a) No change.

(b) When a licensed practitioner or certified optometrist is providing consultative ~~supplemental~~ optometric services on a limited basis at the request of one or more health care practitioners licensed pursuant to Chapter 458, 459, or 463, Florida Statutes. Such services shall be provided with the patient’s full knowledge of the limited nature of the optometric care. The name of the requesting health care practitioner and the optometric care provided shall be noted on the patient’s case record;

(c) through (d) No change.

(7) No change.

Specific Authority 463.005(1) FS. Law Implemented 463.005(1), 463.0135, 463.016(1)(g), (k) FS. History—New 11-13-79, Amended 4-17-80, 7-29-85, Formerly 21Q-3.07, Amended 7-18-90, Formerly 21Q-3.007, 61F8-3.007, 59V-3.007, Amended 4-3-00, 4-5-04, 6-5-06, 11-5-07,_____.

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: 64B13-3.010
RULE TITLE: Standards of Practice

PURPOSE AND EFFECT: The purpose of the amendment is to provide that engaging in the sale, possession or distribution of controlled substances for any other than legitimate purposes constitutes practicing below the standard of care.

SUBJECT AREA TO BE ADDRESSED: Standards of Practice.

SPECIFIC AUTHORITY: 463.005(1) FS.

LAW IMPLEMENTED: 463.005(1), 463.0135(1), 463.016(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 IS: Joe Baker, Jr., Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin C07, Tallahassee, Florida 32399-3259

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B13-3.010 Standards of Practice.

(1) through (8) No change.

(9) Engaging or attempting to engage in the possession, sale, or distribution of controlled substances as set forth in Chapter 893, for any other than legitimate purposes, constitutes grounds for disciplinary action by the Board.

Specific Authority 463.005(1) FS. Law Implemented 463.005(1), 463.0135(1), 463.016(1) FS. History—New 9-16-80, Amended 12-20-82, Formerly 21Q-3.10, Amended 7-11-88, 6-18-92, 1-28-93, Formerly 21Q-3.010, Amended 3-16-94, Formerly 61F8-3.010, Amended 8-24-94, 9-21-94, 2-13-95, 12-31-95, Formerly 59V-3.010, Amended 6-15-00, 2-7-01, 11-16-05, 11-5-07,_____.

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:

64B13-4.004 Manner of Application

PURPOSE AND EFFECT: The purpose of the amendment is to comply with statutory changes to continuing education requirements in Section 456.033, F.S.

SUBJECT AREA TO BE ADDRESSED: Manner of Application.

SPECIFIC AUTHORITY: 456.033, 463.006(1)(b), (2) FS.

LAW IMPLEMENTED: 456.013(7), 456.033, 463.006(1)(b), (2) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Joe Baker, Jr., Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin C07, Tallahassee, Florida 32399-3259

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B13-4.004 Manner of Application.

(1) through (2) No change.

~~(3) Each applicant for examination must complete an educational course on Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome (HIV/AIDS) approved by the Board of Optometry. To be Board approved an educational course on HIV/AIDS must:~~

~~(a) Consist of education on the transmission, control, treatment, and prevention of HIV/AIDS with emphasis on appropriate behavior and attitude change; and either~~

~~(b) Meet the requirements of Chapter 64B13-5, F.A.C.; or~~

~~(c) Be completed as part of the educational requirements of the school from which the applicant received his/her optometry degree.~~

~~(4) Any applicant for licensure who has not fulfilled the requirements of subsection (3) above at the time of licensure shall upon an affidavit showing good cause be allowed 6 months to complete an approved AIDS Management course as specified in Rule 64B13-4.004, F.A.C.~~

(3)(5) Applicants are required to complete a 2-hour course relating to prevention of medical errors as part of the licensure process. The course shall be approved by the Board and shall include a study of root-cause analysis, error reduction and prevention, and patient safety.

Specific Authority 456.033, 463.006(1)(b), (2) FS. Law Implemented 456.013(7), 456.033, 463.006(1)(b), (2) FS. History—New 11-13-79, Amended 4-17-80, Formerly 21Q-4.04, Amended 11-20-86, 4-19-89, 6-25-92, 6-6-93, Formerly 21Q-4.004, Amended 6-14-94, Formerly 61F8-4.004, Amended 3-21-95, 5-29-95, Formerly 59V-4.004, Amended 7-15-02, 11-3-03, 11-16-05,_____.

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:

64B13-15.006 Designation of Patient Care Violations; Major; Minor

PURPOSE AND EFFECT: The purpose and effect is to conform the rule to a previous amendment to Rule 64B13-3.007, F.A.C.

SUBJECT AREA TO BE ADDRESSED: Designation of Patient Care Violations; Major; Minor.

SPECIFIC AUTHORITY: 456.079 FS.

LAW IMPLEMENTED: 456.079 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: Joe Baker, Jr., Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin C07, Tallahassee, Florida 32399-3259

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B13-15.006 Designation of Patient Care Violations; Major; Minor.

(1) Violations of the following statutory and rule provisions are considered to be Minor Patient Care Violations:

(a) No change.

(b) Subsections (1) and (2) of Rule 64B13-3.007, F.A.C., entitled "Minimum Procedures for Comprehensive Eye Examination ~~Vision Analysis~~," if the violation is a first offense of failing to perform or record.

(c) No change.

(2) Violations of the following statutory and rule provisions are considered to be Major Patient Care Violations:

(a) through (h) No change.

(i) Subsections (1) and (2) of Rule 64B13-3.007, F.A.C., entitled "Minimum Procedures for Comprehensive Eye Examination ~~Vision Analysis~~," if the violation is at least a second offense of failing to perform or record.

(j) through (o) No change.

(3) No change.

Specific Authority 456.079 FS. Law Implemented 456.079 FS. History--New 2-24-87, Formerly 21Q-15.006, 61F8-15.006, 59V-15.006, Amended 5-1-02,_____.

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: 64B13-15.009
 RULE TITLE: Citations

PURPOSE AND EFFECT: The purpose of the amendment is to add citation violations to the rule.

SUBJECT AREA TO BE ADDRESSED: Citations.

SPECIFIC AUTHORITY: 456.077, 463.005 FS.

LAW IMPLEMENTED: 456.077 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: Joe Baker, Jr., Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin C07, Tallahassee, Florida 32399-3259

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B13-15.009 Citations.

(1) through (3) No change.

(4) Pursuant to Section 456.077, F.S., the Board sets forth below those violations for which there is no substantial threat to the public health, safety, and welfare.

(a) The Board hereby designates the following as citation violations which shall result in a penalty of two hundred and fifty dollars (\$250.00):

1. through 5. No change.

6. Failure to respond to a continuing education audit as required by Rule 64B13-5.001, F.A.C. The licensee shall come into compliance by paying the citation fine within thirty (30) ~~fifteen (15)~~ days after receipt of the citation.

(b) No change.

(5) No change

(6) Tendering a check payable to the Board of Optometry or to the Department of Health that is dishonored by the institution upon which it is drawn shall result in a fine of \$100 and payment of the check within thirty (30) days.

Specific Authority 456.077, 463.005 FS. Law Implemented 456.077 FS. History--New 1-1-92, Formerly 21Q-15.009, 61F8-15.009, 59V-15.009, Amended 3-21-00, 4-17-01, 12-26-01, 5-1-02, 7-15-02, 6-13-04, 11-16-05, 11-5-07, 7-13-08,_____.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: 64B16-27.420
 RULE TITLE: Pharmacy Technician 2:1 or 3:1 Ratio

PURPOSE AND EFFECT: The Board proposes the rule amendment to establish guidelines for approving 2:1 or 3:1 ratios.

SUBJECT AREA TO BE ADDRESSED: Pharmacy Technician 2:1 or 3:1 Ratio.

SPECIFIC AUTHORITY: 465.005, 465.014 FS.

LAW IMPLEMENTED: 465.014 FS.

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

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

DEPARTMENT OF HEALTH

Division of Disease Control

RULE NOS.: 64D-4.002, 64D-4.003
 RULE TITLES: Definitions, Eligibility and Documentation Requirements

PURPOSE AND EFFECT: The purpose and effect of this amendment will be to increase the Federal Poverty Level and Cash Asset eligibility requirements for the HIV/AIDS Patient Care Programs to increase the number of person's living with HIV disease able to access services.

SUBJECT AREA TO BE ADDRESSED: The subject area pertains to eligibility requirements and procedures for low-income persons to receive services from the HIV/AIDS Patient Care Programs.

SPECIFIC AUTHORITY: 381.003(1)(c) FS.

LAW IMPLEMENTED: 381.011(1), 381.003(1)(c) 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: August 28, 2008, 10:00 a.m.

PLACE: Prather Building, Bureau of HIV/AIDS, 2585 Merchants Row Boulevard, Room 340N, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Suzanne Stevens, Bureau of HIV/AIDS, 4052 Bald Cypress Way, BIN A09, Tallahassee, Florida 32399-1715, (850)245-4335

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

DEPARTMENT OF HEALTH

Vital Statistics

RULE NOS.:	RULE TITLES:
64V-1.0031	Birth Certificate Amendments by Adoption
64V-1.0033	Birth Certificate Amendment by Legal Change of Name; Judicial Process
64V-1.0061	Death and Fetal Death Registration
64V-1.016	Florida Putative Father Registry

PURPOSE AND EFFECT: Purpose of proposed amendment is to update form used for notifying the Bureau of Vital Statistics of an adoption granted in Florida to add language relative to the Florida Putative Father Registry, to amend rule addressing legal name change to remove language regarding a name change granted in another state for which we have no legislative authority, to amend rule incorporating forms used in death and fetal death registration to add language relative to physician's signature not constituting prima facie proof of cause of death and to update forms used in the registering, updating and search of the Florida Putative Father Registry as a result of 2008 legislation.

SUBJECT AREA TO BE ADDRESSED: Certified Statement of Final Judgment of Adoption, Report of Legal Change of Name and Death and Fetal Death Certificates, Florida Putative Father Registry.

SPECIFIC AUTHORITY: 63.054(3), (10), (14), 382.003(7), (10), 382.008, 382.015(6), 382.0255(3) FS.

LAW IMPLEMENTED: 63.054, 63.062(1), 63.152, 382.003(7), (10), (11), 68.07(4), 382.008, 382.015, 382.017, 382.0255(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.

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, Operations Manager, Department of Health, Bureau 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, Operations Manager, Department of Health, Bureau of Vital Statistics, P. O. Box 210, Jacksonville, Florida 32231-0042; (904)359-6900, ext. 1004

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

FISH AND WILDLIFE CONSERVATION COMMISSION

RULE NO.:	RULE TITLE:
68-5.004	Certified Non-native Wildlife Adoption

PURPOSE AND EFFECT: The purpose of this rule development effort is to establish a program for persons adopting non-native animals to help prevent illegal release of non-native fish and wildlife. The effect of this effort should be to assist in the prevention of the release of harmful non-native species in Florida.

SUBJECT AREA TO BE ADDRESSED: Non-native species; Wildlife Adoption.

SPECIFIC AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

68-5.004 Certified Non-native Wildlife Adoption.

It is the policy of the Fish and Wildlife Conservation Commission to encourage persons possessing unwanted non-native fish or wildlife as pets to relinquish such pets to qualified adopters as an alternative to releasing them into Florida's environment. In furtherance of this policy, the Commission will sponsor amnesty events for such purpose.

(1) Persons adopting nonnative species through an FWC sponsored amnesty event may accept nonnative fish or wildlife from persons who have not obtained a permit from the Commission for possession of such fish or wildlife.

(2) State and county wildlife control agencies may accept non-native fish and wildlife from persons who have not obtained a permit from the Commission for possession of such fish or wildlife.

(3) Any person relinquishing or adopting non-native fish or wildlife pursuant to this rule is hereby deemed not to be in violation of the permit requirement of subsection 68A-6.0021(2), F.A.C.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New _____.

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NO.: 690-137.001
 RULE TITLE: Annual and Quarterly Reporting Requirements

PURPOSE AND EFFECT: This rule is being amended to adopt the 2008 NAIC manuals for annual and quarterly statements and also adopts the 2008 NAIC accounting practices and procedures manual. The 2008 version is the latest version of these manuals. The current rule adopted the 2007 version.

SUBJECT AREA TO BE ADDRESSED: Section 624.424, Florida Statutes, requires insurers to file quarterly and annual financial reports with the Office of Insurance Regulation and allows the Office to enact rules setting the standards for those reports. By establishing up-to-date, uniform standards for

annual and quarterly reports, this rule enhances the Office's position under the statute. This rule ensures that all reports are in a standard format which provides the information needed to evaluate the insurer's financial condition.

SPECIFIC AUTHORITY: 624.308 FS.

LAW IMPLEMENTED: 624.316 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: September 4, 2008, 9:30 a.m.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Kerry Krantz, Bureau of Life and Health, Office of Insurance Regulation, E-mail kerry.krantz@fldfs.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Kerry Krantz, Bureau of Life and Health, Office of Insurance Regulation, E-mail kerry.krantz@fldfs.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

690-137.001 Annual and Quarterly Reporting Requirements.

(1) through (3) No change.

(4) Manuals Adopted.

(a) Annual ~~and quarterly~~ statements shall be prepared in accordance with the following manuals, which are hereby adopted and incorporated by reference:

1. The NAIC's ~~Quarterly and~~ Annual Statement Instructions, Property and Casualty, ~~2008 2007~~;

2. The NAIC's ~~Quarterly and~~ Annual Statement Instructions, Life, Accident and Health, ~~2008 2007~~;

3. The NAIC's ~~Quarterly and~~ Annual Statement Instructions, Health, ~~2008 2007~~;

4. The NAIC's ~~Quarterly and~~ Annual Statement Instructions, Title, ~~2008 2007~~; and

5. The NAIC's Accounting Practices and Procedures Manual, as of March ~~2008 2007~~.

(b) Quarterly statements shall be prepared in accordance with the following manuals, which are hereby adopted and incorporated by reference:

1. The NAIC's Quarterly Statement Instructions, Property and Casualty, 2008;

2. The NAIC's Quarterly Statement Instructions, Life, Accident and Health, 2008;

3. The NAIC's Quarterly Statement Instructions, Health, 2008;

4. The NAIC's Quarterly Statement Instructions, Title, 2008; and

5. The NAIC's Accounting Practices and Procedures Manual, as of March 2008.

(c)(b) Copies of the manuals are available:

1. From the National Association of Insurance Commissioners, 2301 McGee, Suite 800, Kansas City, MO 64108-2604, and

2. For inspection at the Office at its headquarters in Tallahassee, Florida, during regular business hours.

Specific Authority: 624.308(1), 624.424(1) FS. Law Implemented: 624.424(1) FS. History—New 3-31-92, Amended 8-24-93, 4-9-95, 4-9-97, 4-4-99, 11-30-99, 2-11-01, 4-5-01, 12-4-01, 12-25-01, 8-18-02, 7-27-03, Formerly 4-137.001, Amended 1-6-05, 9-15-05, 1-25-07, _____.

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NO.: 690-138.001
 RULE TITLE: NAIC Financial Condition Examiners Handbook Adopted

PURPOSE AND EFFECT: Section 624.316, Florida Statutes, requires the Office to examine insurer's financial condition, using generally accepted accounting procedures. This statute also allows the Office to adopt the NAIC Financial Condition Examiners Handbook to facilitate these exams. By adopting the newest version of the handbook, this rule improves the Offices' position by ensuring that the procedures used to examine insurers are the current generally accepted accounting practices.

SUBJECT AREA TO BE ADDRESSED: This rule is being amended to adopt the 2008 NAIC Financial Condition Examiners Handbook. The 2008 version is the latest version of this handbook. The current rule adopted the 2007 version.

SPECIFIC AUTHORITY: 624.308 FS.

LAW IMPLEMENTED: 624.316 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: September 4, 2008, 9:30 a.m.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Kerry Krantz, Bureau of Life and Health, Office of Insurance Regulation, E-mail kerry.krantz@fldfs.com. If you

are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Kerry Krantz, Bureau of Life and Health, Office of Insurance Regulation, E-mail kerry.krantz@fldfs.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

690-138.001 NAIC Financial Condition Examiners Handbook Adopted.

(1)(a) No change.

(b) The National Association of Insurance Commissioners Financial Condition Examiners Handbook 2008 ~~2007~~ is hereby adopted and incorporated by reference.

(2) through (3) No change.

Specific Authority 624.308(1), 624.316(1)(c) FS. Law Implemented 624.316(1)(c) FS. History—New 3-30-92, Amended 4-9-97, 4-4-99, 11-30-99, 2-11-01, 12-25-01, 8-18-02, 7-27-03, Formerly 4-138.001, Amended 1-6-05, 9-15-05, 1-25-07, _____.

**Section II
 Proposed Rules**

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

RULE NOS.: 5E-4.003, 5E-4.004
 RULE TITLES: Noxious Weed Seed Disposition of Seed Contaminated with Noxious Weed Seed

PURPOSE AND EFFECT: The purpose of the proposed action is to amend Rules 5E-4.003 and 5E-4.004, F.A.C., to reclassify Nutgrass, cyperus rotundus, and Tropical Soda Apple, solanum viarum, from the status of prohibited noxious weed seed to restricted noxious weed seed. The proposed modifications will allow Florida grown seed lots, predominately bahiagrass and aeschynomene, found by laboratory analysis to contain a maximum of one Tropical Soda Apple seed per pound to be relabeled to explicit standards and sold only in Florida. The rule modification will also permit the sale of peanut seed lots found to be contaminated with nutgrass at a rate of one seed per pound. These modifications will provide the Florida seedsmen an option other than destruction thereby reducing the economic hardship to Florida's seed industry.

SUMMARY: The proposed rule action will amend Rules 5E-4.003 and 5E-4.004, F.A.C., to reclassify Nutgrass, cyperus rotundus, and Tropical Soda Apple, solanum viarum, from the status of prohibited noxious weed seed to restricted noxious

weed seed. The proposed modifications will allow Florida grown seed lots, predominately bahiagrass and aescchymomene, found by laboratory analysis to contain a maximum of one Tropical Soda Apple seed per pound to be relabeled to explicit standards and sold only in Florida. This rule modification will also permit the sale of peanut seed lots found to be contaminated with nutgrass at a rate of one seed per pound. These modifications will provide the Florida seedsmen an option other than destruction thereby reducing the economic hardship to Florida's seed industry. It should be noted the requirements for destruction of seed lots that fail two consecutive attempts to reprocess will change. It will no longer be required that incineration or burial have to be in a solid waste disposal facility that has been permitted or is exempt from permit under Rule 62-701.320, F.A.C., Solid Waste Management Facilities.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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: 570.07(23), 578.11(2) FS.

LAW IMPLEMENTED: 578.11(3), 578.12 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 RULES IS: Mr. Weldon Collier, Chief of the Bureau of Feed, Seed, and Fertilizer, 3125 Conner Boulevard, Lab #7, Tallahassee, Florida 32399, (850)414-1555

THE FULL TEXT OF THE PROPOSED RULES IS:

5E-4.003 Noxious Weed Seed.

(1) Prohibited noxious weed seed shall include:

- (a) Bindweed (*Convolvulus arvensis*) None per pound
 - ~~(b) Nutgrass (*Cyperus rotundus*) None per pound~~
 - ~~(b)(e)~~ Serrated tussock (*Nassella trichotoma*) None per pound
 - ~~(d) Tropical soda apple (*Solanum viarum*) None per pound~~
 - ~~(c)(e)~~ Benghal dayflower (*Commelina benghalensis*) None per pound
- (2) Restricted noxious weed seed shall include:
- (a) Annual bluegrass (*Poa annua*) 1,000 per pound
 - (b) Balloonvine (*Cardiospermum halicacabum*) 4 per pound
 - (c) Bermudagrass (*Cynodon spp.*) 300 per pound
 - (d) Blessed thistle (*Cnicus benedictus*) 9 per pound
 - (e) Buckhorn plantain (*Plantago lanceolata*) 100 per pound

- (f) Canada thistle (*Cirsium arvense*) 100 per pound
- (g) Cheat or Chess (*Bromus secalinus*, and/or *commutatus*) 300 per pound
- (h) Cocklebur (*Xanthium spp.*) 4 per pound
- (i) Corncockle (*Agrostemma githago*) 100 per pound
- (j) *Crotalaria*
 - 1. *Crotalaria spectabilis* 9 per pound
 - 2. *Crotalaria mucronata* (*Striata*) 54 per pound
- (k) Darnel (*Lolium temulentum*) 100 per pound
- (l) Docks (*Rumex crispus*, *obtusifolius* and *conglomeratus*) 100 per pound
- (m) Dodders (*Cuscuta spp.*) 100 per pound
- (n) Horsenettle and Nightshades (*Solanum carolinense* and/or *elaeagnifolium*) 100 per pound
- (o) Johnson grass and Sorghum alnum (*Sorghum halepense* and/or alnum) 27 per pound
- (p) Nutgrass (*Cyperus rotundus*) 1 per pound
- ~~(q)(r)~~ Quack grass (*Agropyron repens*) 100 per pound
- ~~(r)(s)~~ Red rice (*Oryza sativa*) 300 per pound
- ~~(s)(t)~~ Sheep sorrel (*Rumex acetosella*) 200 per pound
- (t) Tropical soda apple (*Solanum viarum*) 1 per pound
- ~~(u)(v)~~ Texas millet (*Panicum texanum*) 9 per pound
- ~~(v)(w)~~ Wild onions (*Allium spp.*) 27 per pound
- ~~(w)(x)~~ Wild radish (*Raphanus raphanistrum*) 27 per pound
- ~~(x)(y)~~ Wild turnip or mustard (*Brassica spp.*) 27 per pound

(3) The total amount of all restricted noxious weed seed shall not exceed three hundred (300) per pound exclusive of Annual bluegrass.

Specific Authority 570.07(23), 578.11(2) FS. Law Implemented 578.11(3), 578.12 FS. History—Amended 5-30-63, 8-22-68, 9-29-83, Formerly 5E-4.03, Amended 8-6-89, 11-14-04, _____.

5E-4.0041 Disposition of Seed Contaminated with Noxious Weed Seed.

(1) Seed lots containing one or more of the noxious weed seeds listed in Rule 5E-4.003, F.A.C., and found by the department to be in violation of Section 578.13, Florida Statutes, and which have been placed under stop-sale, stop-use, removal, or hold order, shall not be further subdivided or renumbered such that the integrity of the lot for identification and further inspection and testing is maintained. Within 30 days of receipt of the stop-sale, stop-use, removal, or hold order issued by the department, the owner of the seed lot shall arrange for the relabeling, reprocessing, or destruction through incineration or burial of the seed to a depth of at least 3 feet for a period of at least one year ~~in a solid waste disposal facility for~~

~~which a permit has been issued or that is exempt from the permit requirement as specified under Rule 62-701.320, F.A.C. (Effective 5-27-01), Solid Waste Management Facilities.~~

(2) Seed lots which have been reprocessed shall be re-inspected and re-tested by the department to determine if the violation of Section 578.13, Florida Statutes, has been corrected. If, after subsequent inspection and testing, the violation of Section 578.13, Florida Statutes, has not been corrected, the department shall issue a release (Release Notice Form DACS-13248 Rev 07/08), for the lot under stop-sale, stop-use, removal, or hold order and the seed lot may be sold and distributed upon relabeling. ~~If, after two consecutive attempts to reprocess the seed lot, the seed lot continues to contain excessive one or more of the noxious weed seeds as listed in Rule 5E-4.003, F.A.C., the seed lot under stop-sale, stop-use, removal, or hold order shall be destroyed by incineration or burial to a depth of at least three feet for a period of at least 1 year in a solid waste disposal facility for which a permit has been issued or that is exempt from the permit requirement as specified under Rule 62-701.320, F.A.C. (Effective 5-27-01), Solid Waste Management Facilities. If none of the noxious weed seeds listed in Rule 5E-4.003, F.A.C., are detected during subsequent inspection and testing, the department shall issue a release for the lot under stop-sale, stop-use, removal, or hold order and the seed lot may be sold and distributed. Upon release of the stop-sale, stop-use, removal, or hold order, the seed lot may be further subdivided or assigned one or more new lot numbers.~~

(3) Any seed lot found to contain the restricted noxious weed seed Tropical Soda Apple, *solanum viarum*, at a rate of one seed per pound shall be labeled, in addition to the requirements listed in Section 578.09, Florida Statutes, with the following information:

(a) Included on the label "Noxious Weed Seed.....1 Tropical Soda Apple per pound;

(b) Plainly printed in red ink affixed in a permanent manner on the container in a size 16 font: "Seed in this container has been determined by laboratory analysis to be contaminated with the noxious weed Tropical Soda Apple at a rate of one seed per pound. This seed is only for distribution, sale, or planting within the State of Florida. Purchaser of this seed should follow the recommendations in the document SS-AGR-130 "Management Practices to Control Tropical Soda Apple" to prevent the establishment and spread of this noxious weed. Copies of this document can be obtained at your local UF/IFAS Extension Offices or found online at <http://edis.ifas.ufl.edu/UW188>."

(c) Documentation (such as delivery ticket or invoice) of sale or distribution of seed lots labeled to contain one tropical soda apple seed per pound shall be submitted to the Department's Seed Compliance Section immediately upon subsequent movement or distribution of seed.

(d) The IFAS document SS-AGR-130 "Management Practices to Control Tropical Soda Apple" is hereby adopted and incoorporated by reference and can be found on-line at <http://edis.ifas.ufl.edu/UW188>.

Specific Authority 570.07(23), 578.11(2) FS. Law Implemented 578.11(3), 578.12 FS. History--Amended 5-30-63, 8-22-68, 9-29-83, Formerly 5E-4.03, Amended 8-6-89, 11-14-04,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Mr. Weldon Collier

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Mr. Anderson "Andy" Rackley

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 22, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 4, 2008

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

RULE NO.:	RULE TITLE:
5E-14.105	Contractual Agreements in Public's Interest – Control and Preventive Treatment for Wood-Destroying Organisms

PURPOSE AND EFFECT: The purpose and effect of the proposed rules are to add amendments to the rule regarding contracts for wood destroying organisms that would require the signature on these contracts, would require a master contract for treatment of multiple properties owned by a single owner, require periodic reinspections, require the use of a department form for informing consumers when a second contract for the same wood destroying organism control is offered, and require a damage repair warranty when a protection contract is offered but no treatment is performed.

SUMMARY: The addition of amendments to the rule regarding contracts for wood destroying organisms that would require the signature on these contracts, would require a master contract for treatment of multiple properties owned by a single owner, require periodic reinspections, require the use of a department form for informing consumers when a second contract for the same wood destroying organism control is offered, and require a damage repair warranty when a protection contract is offered but no treatment is performed.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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: 482.051 FS.

LAW IMPLEMENTED: 482.051 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Mr. Steve Dwinell, Assistant Director, Division of Agricultural Environmental Services, 3125 Conner Boulevard, Tallahassee, Florida 32399, (850)488-7447

THE FULL TEXT OF THE PROPOSED RULE IS:

5E-14.105 Contractual Agreements in Public’s Interest – Control and Preventive Treatment for Wood-Destroying Organisms.

(1) No change.

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

(k) The signature of the licensee or his authorized representative, and the signature, ~~or when unavailable the verbal consent,~~ of the property owner or authorized agent.

(3) Contracts covering treatments for the prevention of subterranean termites for new construction:

(a) Shall clearly set forth that additional treatment(s) shall be performed to control an infestation should subterranean termite infestation occur to the structure treated during the warranty period shall clearly set forth that should subterranean termite infestation occur to the structure treated during the warranty period, additional treatment shall be performed to control the infestation. The warranty shall show either the date of initial or final treatment and shall be issued to the property owner or agent within 30 days of the date of initial or final treatment, whichever is specified on the contract, and shall be for a period no less than one year from date of treatment specified on the contract, and.

(b) The property owner at the time of each renewal, if a previous renewal was purchased, shall have the option of extending the warranty annually after the first year for no less than 4 additional years. The contract shall conform with Section 482.227, F.S., and contain information required by paragraphs 5E-14.105(2)(a), (b), (c), (d), (e), (f), (g), (h), (i), and (j), and (k), F.A.C. and

(c) For treatment of multiple properties for a single owner, if individual contracts are not issued prior to treatment, a licensee shall either enter into a master agreement with the owner or authorized agent prior to treatment that provides for the fulfillment of the requirements of paragraphs (a) and (b) above, or issue an assignable contract on the property on completion of the treatment.

(d) This section applies only to treatment for the prevention of subterranean termites for new construction which does not physically attach to or adjoin existing structures.

(4) through (5) No change.

(6) When periodic reinspections ~~or retreatments~~ are specified in wood-destroying organisms preventive or control contracts, the licensee shall furnish the property owner or his authorized agent, after each reinspection ~~or retreatment~~, a signed report of the condition of the property with respect to presence or absence of wood-destroying organisms covered by the contract and whether retreatment was made. A copy of the inspection report shall be retained by the licensee for a period of not less than three (3) years.

(7) A structure shall not be knowingly placed under a second contract for the same wood-destroying organism control or preventive treatment in disregard of the first contract, without first obtaining specific written consent in using DACS form 13671, 7/08 ~~letter form~~ signed by property owner or authorized agent.

(8) No change.

Specific Authority 482.051 FS. Law Implemented 482.051(3) FS. History–New 7-13-06, Amended 7-11-07,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Mr. Steve Dwinell

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Mr. Anderson H. “Andy” Rackley

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 23, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 2, 2008

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Forestry

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
5I-7	Rural and Family Lands Protection Program
RULE NOS.:	RULE TITLES:
5I-7.001	Purpose
5I-7.002	Definitions
5I-7.003	Program Goals and Objectives
5I-7.004	Application Procedures and Requirements
5I-7.005	Technical Review and Evaluation of Project Applications
5I-7.006	Program Review and Evaluation of Project Applications
5I-7.007	Ranking, Review and Approval of Priority Acquisition List
5I-7.008	Title and Survey
5I-7.009	Appraisal Procedures, Report Requirements and Determining Maximum Amounts

- 5I-7.010 Negotiations and Purchase Instruments
- 5I-7.011 Board Action
- 5I-7.012 Closing
- 5I-7.013 Multi-Party Acquisitions
- 5I-7.014 Compliance, Monitoring and Enforcement

PURPOSE AND EFFECT: The rule implements the Rural and Family Lands Protection Program. The Rural and Family Lands Protection Act established a program within the Department of Agriculture and Consumer Services to bring under public protection lands that serve to limit subdivision and conversion of agricultural areas that provide economic, open space, water and wildlife benefits through acquisition of perpetual less-than fee easements.

SUMMARY: The rule establishes the requirements for application, evaluation, ranking and acquisition of perpetual less-than-fee easements on agricultural lands that are threatened with development.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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: 570.70, 570.71, 259.105(3)(i), 570.07(23) FS.

LAW IMPLEMENTED: 570.70, 570.71, 259.105(3)(i) 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: September 5, 2008, 9:00 a.m.

PLACE: Eyster Conference Room, Conner Building, 3125 Conner Boulevard, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Ed Kuester, (850)414-9929. 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: Ed Kuester, Division of Forestry, Department of Agriculture and Consumer Services, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650, (850)414-9929

THE FULL TEXT OF THE PROPOSED RULES IS:

5I-7.001 Purpose.

(1) The purpose of this chapter is to provide uniform and efficient procedures for the application, priority ranking, and acquisition of perpetual less-than-fee simple interests on working agricultural lands, title to which will vest in the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida.

(2) This chapter is promulgated pursuant to Section 570.71 and 259.105, Florida Statutes (F.S.) and establishes an application process and criteria for the use of program funds to protect rural and agricultural lands through perpetual easements.

(3) This chapter also establishes appraisal and title review processes, and a method to assure compliance with the terms of the perpetual easements.

(4) Acquisition procedures provided for in this rule are for voluntary, negotiated acquisitions and conveyances under agreements for purchase of perpetual less-than-fee simple interests.

Specific Authority 570.07(23), 570.71(10), 259.105(3)(i) FS. Law Implemented 570.70, 570.71(10), 259.105(3)(i) FS. History--New _____.

5I-7.002 Definitions.

For the purposes of this chapter, the following terms are defined as follows:

(1) "Acquisition project" means a parcel or parcels of land proposed for acquisition in accordance with Section 570.71, F.S., and this rule.

(2) "Agriculture" is as defined in Section 570.02(1), F.S.

(3) "Agricultural Cooperative" means an established organization where farmers pool their resources in certain areas.

(4) "Agricultural Lands" means lands on which agriculture is conducted.

(5) "Baseline Documentation Report" means a report used for long term perpetual easement monitoring that documents existing conditions such as surface and minerals ownership, improvements, and land uses. The report also documents conservation values protected by the perpetual easement, including but not limited to agriculture, significant natural areas, water resources, and wildlife habitat.

(6) "Best Management Practices" or "BMPs" means a practice or combination of practices established by rule of the Department, based on research, field-testing, and expert review, to be the most effective and practicable on-location means, including economic and technological considerations, of protecting environmental values.

(7) "Board" or "Board of Trustees" means the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida.

(8) "Commissioner" means the Florida Commissioner of Agriculture.

(9) “Council” means the Acquisition and Restoration Council, pursuant to Section 259.035, F.S.

(10) “Department” means the Department of Agriculture and Consumer Services.

(11) “Division” means the Division of Forestry in the Department of Agriculture and Consumer Services.

(12) “Groundwater Recharge” means areas that provide water to an aquifer that is critical to springs, sinks, lakes, rivers, other natural systems, or water supply.

(13) “Natural Floodplain” means Federal Emergency Management Agency (FEMA) “special flood hazard areas (SFHA)” associated with major rivers. In counties where no FEMA data is available, the natural floodplain is estimated based on water management district landcover data, landsat data, and National Wetlands Inventory data.

(14) “Outparcel” means land within the boundaries of a parcel which is not owned or under the control of the parent tract owner or is intended to be excluded from the project by the parent tract owner.

(15) “Perpetual Easement” means a Conservation Easement as defined in Section 704.06, F.S., or a Rural Lands Protection Easement as defined in Section 570.71(3), F.S.

(16) “Program” means the Rural and Family Lands Protection Program.

(17) “Project” means a proposed perpetual easement as provided for in Sections 570.71 and 704.06, F.S.

(18) “Significant Natural Areas” as outlined in Section 570.71(1)(c), F.S., means agricultural lands with important species habitat or water resources.

(19) “Supplemental Standards” means the most current version of the Supplemental Appraisal Standards for Board of Trustees Land, which contains appraisal requirements that establish public policy and add to the standard appraisal procedures and practices of the appraisal profession for the development and reporting of all appraisal services, including those outlined in Chapters 253 and 259, F.S., adopted by the Board of Trustees of the Internal Improvement Trust Fund, dated April 18, 2008, incorporated by reference and available on the internet at: <http://www.dep.state.fl.us/lands/appraisal/> or by sending a request to: Department of Environmental Protection, Bureau of Appraisal, 3900 Commonwealth Boulevard, M.S. 110, Tallahassee, Florida 32399-3000 or by phone at (850)245-2658 or by fax at (850)245-2668.

(20) “Uniform Standards of Professional Appraisal Practices (USPAP)” means the generally accepted and recognized standards of real property appraisal practice in the United States promulgated by the Appraisal Foundation and used by state and federal agencies and others, incorporated by reference and available on the internet at: <http://commerce.appraisalfoundation.org/html/> or by sending a request to: The Appraisal Foundation, 1155 15th Street, N.W., Suite 1111, Washington, DC 20005.

(21) “Water Resources” means water bodies, aquifer recharge areas, wetlands, and watersheds.

(22) “Species Habitat” means an environment consisting of an assemblage of plants, animals and associated processes that provide a plant or animal with its physical and chemical requirements.

Specific Authority 570.07(23), 570.71(10), 259.105(3)(i) FS. Law Implemented 570.70, 570.71(10)1, 259.105(3)(i) FS. History–New _____.

5I-7.003 Program Goals and Objectives.

(1) In order to qualify for acquisition pursuant to this rule, agricultural land must protect the integrity and function of working landscapes, ensure opportunities for viable agricultural activities on working lands threatened by conversion to other uses, and meet at least one of the following public purposes consistent with Sections 259.105(3)(i) and 570.70(5), F.S.:

(a) Perpetuate open space on working lands that contain significant natural areas;

(b) Protect, restore or enhance water bodies, aquifer recharge areas including uplands and springsheds, wetlands, or watersheds;

(c) Consistent with subsection 5I-7.003(1), F.A.C., promote a more complete pattern of protection, including buffers to natural areas, ecological greenways, functioning ecosystems; and military installations as provided in Section 259.105(2)(h)1.-3., F.S.

(d) Promote the restoration, enhancement or management of species habitat, consistent with the purposes for which the easement is acquired.

Specific Authority 570.07(23), 570.71(10), 259.105(3)(i) FS. Law Implemented 570.70, 570.71, 259.105(3)(i) FS. History–New _____.

5I-7.004 Application Procedures and Requirements.

(1) For purposes of Sections 259.105(3)(i), 570.70(5) and 570.71, F.S., anyone submitting an application for consideration of a project under this rule shall utilize form DACS-11207, RURAL & FAMILY LANDS PROTECTION PROGRAM APPLICATION, 06/08, hereby incorporated by reference. Copies are immediately available on the internet at: <http://www.doacs.state.fl.us/xxxxx/xxxxxxx/> or by sending a request to: Florida Department of Agriculture and Consumer Services, Division of Forestry, 3125 Conner Boulevard, Suite “T”, Tallahassee, FL 32399-1650.

(2) Landowners applying to the Program who have submitted information to another agency under the Florida Forever program, Section 259.105, F.S., may submit a Rural and Family Lands Protection Program application. If the required supporting documentation has previously been provided to another agency, the applicant shall notify the

Department, which will then assist in identifying and securing information and documentation previously submitted and available from the other Florida Forever program.

(3) The Department shall accept applications on an ongoing basis.

(4) Not less than once per year the Department shall publish a Notice of Application Review Cycle with a date by which all applications must be received. All notices shall be published in the Florida Administrative Weekly, and post available on the internet at: <http://www.doacs.state.fl.us/xxxxx/xxxxxxxxx/> no less than 45 days prior to the application review cycle deadline.

(5) Each acquisition project application received shall, within 30 days of receipt, be reviewed by Division staff to verify sufficiency of information and that on its face is eligible for further review and evaluation in accordance with this section.

(a) Incomplete applications shall be returned to the applicant with a letter stating every deficiency, for completion and resubmission. If the supplemental information is not received by the application review cycle deadline, the entire file will be returned to the applicant.

(b) Applications determined to be ineligible shall be returned to the applicant with an explanation of the reason that the project was determined to be ineligible.

(c) Applications received after the application review cycle deadline shall be considered in the next group of projects.

Specific Authority 570.07(23), 570.71(10), 259.105(3)(i) FS. Law Implemented 570.70, 570.71, 259.105(3)(i) FS. History—New _____.

5I-7.005 Technical Review and Evaluation of Project Applications.

(1) Once complete, the application shall receive an independent review within 45 days by members of a Technical Review Team appointed by the Commissioner or his designee.

(2) The Technical Review Team shall consist of no fewer than three (3) representatives from the following disciplines:

(a) Divisions within the Department with expertise in the types of agricultural activities currently in place within the project and contemplated for the future. The representatives from the Department shall be responsible for an evaluation of the agricultural operation, whether BMPs are being implemented, and suitability of land for long term agricultural use.

(b) The Florida Natural Areas Inventory, a scientific organization proficient in biological natural resource based evaluations, which shall perform a scientific assessment of natural resource attributes of each property.

(c) A state or local agency responsible for land planning and growth management, which shall perform an assessment of the level of threat of conversion to non-agricultural use

including, at a minimum, the land use designation of the property and surrounding area; development trends in the surrounding area that might serve to adversely impact future agriculture, or conversely, encourage the continuation of agriculture; and any known state or local rural land area designation applicable to the property.

(d) Geographically applicable water management district on projects where hydrological considerations are integral to the proposal, which shall assess the potential benefits of the property relating to floodplain, surface water, wetlands and aquifer recharge.

(e) Adjacent public land managers, if applicable, who shall assess the benefits of the property relating to buffering and connectivity.

(f) Other agencies or organizations deemed necessary by the Department, based upon the specific nature of the property involved in the application, to effectuate a thorough review and evaluation of an application.

(3) Review by Technical Review Team members will consist of an evaluation of each project application based on the program goals and objectives applicable to each team member's particular area of expertise as outlined in paragraph (2) above.

(4) Upon completion of the review, a narrative of each team member's findings shall be provided to the Department along with an evaluation of the extent to which the project achieves the goals and objectives in Rule 5I-7.003, F.A.C.

Specific Authority 570.07(23), 570.71(10), 259.105(3)(i) FS. Law Implemented 570.70, 570.71, 259.105(3)(i) FS. History—New _____.

5I-7.006 Program Review and Evaluation of Project Applications.

(1) Division staff shall prepare a Program Evaluation Report for each project within 30 days of receipt of the findings of the Technical Review Team.

(2) The Project Evaluation Report shall include:

(a) A compilation of all Technical Review Team member reports, a summary of the information in the application, and any additional information relied upon by the team members. If applicable, this shall include a determination that the project does not meet the eligibility requirements for the RFLPP, or a recommendation that a project, or portion thereof, might be more suitably acquired by another Florida Forever land acquisition program pursuant to Section 259.105, F.S., because the property meets the goals and objectives that program. When such a recommendation is made, the landowner shall be contacted and provided the reason why the project is ineligible, or that another program may be appropriate. If the landowner applies to another program, the Department shall coordinate with the other program(s) by transferring all data and technical reviews that are available.

(b) Confirmation of the project boundary as contained in the application and any recommended boundary adjustments.

(c) A recommended monitoring entity for the project and a brief rationale for the recommendation, if said entity is different from the Department.

(d) Known or potential opportunities for cost sharing partnerships with complementary local, state and federal programs. A potential cost sharing opportunity or program shall be considered complementary if:

1. The goals, objectives and eligibility criteria of the partnering programs are compatible;

2. The property owner is willing to comply with the requirements of all entities or programs engaged in the partnership; and,

3. Funding is or will be available from participating programs to cost share the proposed perpetual easement.

(e) Whether the property is within an agricultural area as determined by a local government comprehensive plan pursuant to Section 163.3177(6)(a), F.S.; is within a rural land stewardship area pursuant to Section 163.3177(11)(d), F.S.; is classified as agricultural pursuant to Section 193.461, F.S.; or is part of an Agricultural Cooperative.

(f) Other relevant information based on a review of all evaluations and comments received, including those from local government and the general public.

Specific Authority 570.07(23), 570.71(10), 259.105(3)(i) FS. Law Implemented 570.70, 570.71, 259.105(3)(i) FS. History—New _____.

5I-7.007 Ranking, Review and Approval of Priority Acquisition List.

(1) The Commissioner will designate a Rural and Family Lands Selection Committee of no fewer than five (5) members drawn from divisions and offices within the Department with expertise in various agricultural activities.

(2) Rural and Family Lands Selection Committee members shall independently evaluate projects based on consideration of the Program Evaluation Report detailed in Rule 5I-7.006, F.A.C., giving preference to ranch and timberlands managed using practices that provide multiple use and sustained yield of the renewable surface resources with the goal of sustaining the economic and ecological integrity of the property while allowing the agricultural business to operate and prosper.

(3) Eligible projects are those that protect the integrity and function of working landscapes, ensure opportunities for viable agricultural activities on working lands threatened by conversion to other uses, and meet at least one of the following public purposes consistent with Sections 259.105(3)(i) and 570.71(1), F.S.:

(a) Perpetuate open space on working lands that contain significant natural areas;

(b) Protect, restore or enhance water bodies, aquifer recharge areas including uplands and springsheds, wetlands or watersheds;

(c) Consistent with subsection 5I-7.003(1), F.A.C., promote a more complete pattern of protection, including buffers to natural areas, ecological greenways, functioning ecosystems; and military installations as provided in Section 259.105(2)(h)1.-3., F.S.;

(d) Promote the restoration, enhancement or management of species habitat, consistent with the purposes for which the easement is acquired.

(4) The Rural and Family Lands Selection Committee shall consider the list of projects at a public meeting conducted pursuant to Section 120.525, F.S. The purpose of the meeting shall be to receive public comment and by majority vote adopt a list of projects in priority order that qualify for acquisition under the Program.

(5) Each year that cash disbursements or bonds are to be issued pursuant to Section 259.105, F.S., the Department shall present the priority list, approved by the Rural and Family Lands Selection Committee, for review by the Council at a regularly scheduled public meeting.

(6) Following review by the Council, the Department shall present the priority list to the Board for approval, along with supporting information outlined in paragraph (7) below. The Board is authorized to remove projects from the list, but may not add projects or change project rankings, as provided in Section 259.04(1)(c), F.S.

(7) The Department shall submit to the Board, with its priority list, a report that includes, but is not limited to, the following information for each project listed:

(a) A summary of the project evaluation, including the type of agricultural activities currently on the property, the natural resource benefits of the project, and the current threat of conversion to non-agricultural uses.

(b) A map delineating project boundaries, and, where applicable, proximity to other protected lands.

(8) The combined value of all projects recommended to the Board by the Department may exceed the amount of money available for acquisition.

(9) Upon approval of the priority list by the Board and subject to the availability of funds, the Department may proceed with the acquisition process for perpetual easements.

(10) All acquisition projects approved by the Board shall be eligible for funding, with available resources targeted initially toward the highest ranked projects. However, the Board is authorized to approve the purchase of any project from the list, pursuant to Sections 259.105, 570.70 and 570.71, F.S.

(11) A priority list approved by the Board shall replace all prior lists. If a project from a prior list is removed, all acquisition activities shall cease, unless there is a fully executed contract on the property.

Specific Authority 570.07(23), 570.71(10), 259.105, 259.105(3)(i) FS. Law Implemented 570.70, 570.71, 259.105, 259.04(1)(c) FS. History--New _____.

5I-7.008 Title and Survey.

(1) Initial Title Report. In order for the Department to obtain appraisals, a title report shall be obtained from a licensed title company or title attorney authorized to do business in the State of Florida. The title report shall include an adequate legal description of the property to be acquired sufficient to inform the Department and the appraisers of the status of ownership, encumbrances, exceptions, reservations, previous ownership history, and tax assessment history.

(2) Evidence of Marketability. A title commitment shall be obtained by the Department, from a licensed title company or title attorney authorized to do business in the State of Florida, prior to the conveyance of title. The content of such evidence of marketable title shall demonstrate that title is marketable and compatible with the purposes of the acquisition.

(3) Condition of Title. The objective of negotiations for acquisition of property interests is to obtain all the landowner's rights, title and interest in the property as are necessary for the planned easement. All exceptions, reservations, encroachments or other adverse conditions that are disclosed in the course of preparing to negotiate, negotiating, contracting or closing shall be individually examined and evaluated as to possible adverse effect on the objectives in acquiring the property interest. Such matters will be disclosed to the Board at the time the project is submitted on the Department's agenda for consideration by the Board.

(4) Prior to closing, a certified survey must be obtained, unless the requirement is waived by the Board if it determines that the available information is adequate to establish the boundaries of the property. Any certified survey shall be reviewed to ensure that it complies with the land acquisition survey standards of the Department of Environmental Protection, Division of State Lands, Bureau of Survey and Mapping dated September 3, 2002, incorporated by reference and available on the internet at: http://www.dep.state.fl.us/lands/surv_map/default.htm or by sending a request to: Department of Environmental Protection, Bureau of Survey and Mapping, 3900 Commonwealth Boulevard, M.S. 105, Tallahassee, Florida 32399-3000 or by phone at (850)245-2606 or by fax at (850)245-2645. The Department shall only use surveyors from the list of approved surveyors under contracts developed and maintained by the Bureau of Survey and Mapping.

Specific Authority 570.07(23), 570.71(10), 259.105(3)(i) FS. Law Implemented 570.70, 570.71, 259.105(3)(i) FS. History--New _____.

5I-7.009 Appraisal Procedures, Report Requirements and Determining Maximum Amounts.

(1) The Department shall only use appraisers and review appraisers from the list of approved appraisers under contracts developed and maintained pursuant to subsections 18-1.007(1) and (2), F.A.C. The Department is authorized to contract directly with qualified appraisers and review appraisers or coordinate through the Department of Environmental Protection, Division of State Lands for review appraisal services.

(2) Specific Project Appraiser Selection. Appraisers to be solicited for appraisal assignments will be those with competency in the area of specialization required by the proposed appraisal assignment, with additional consideration given to production time, cost efficiency, and contemplation of additional appraisal services in a specific project area.

(3) Through competitive bidding, multiple bids will be sought with the objective of obtaining the best possible services efficiently and at the most reasonable cost.

(4) Solicitations will include selection criteria to be used in making the final selection of the appraiser to be awarded the appraisal services required.

(5) For increased time and cost efficiency, for recurring needs for additional appraisal services in a specific project area or for a specific parcel, use of the same appraisers used for these previous services is allowed.

(6) The development and reporting of all appraisal services by the appraiser and review appraiser shall be consistent with the Uniform Standards of Professional Appraisal Practices (USPAP), Supplemental Standards, this chapter and the specific assignment. The Supplemental Standards identified in subsection 5I-7.002(16), F.A.C., are hereby adopted by reference.

(7) The Department shall make available to the appraiser all pertinent title information developed, a specification of the rights to be acquired, a list of items, if any, considered to be noncompensable, minimum appraisal requirements that apply, required appraisal forms or formats, and a certified survey or appraisal map.

(8) The appraisal report shall state any extraordinary assumption or hypothetical condition made by the appraiser in determining market value and shall document and adequately support the appraiser's estimate or conclusion as to value.

(9) The appraisal report shall be accompanied by a sales history of the parcel for the prior five years. Such sales history shall include all parties and considerations with the amount of consideration verified, if possible.

(10) When two appraisals are required under Section 259.041(7)(b), F.S., a third appraisal shall be obtained if the two appraisals differ significantly. Two appraisals shall be considered to differ significantly if the higher of the two values exceeds 120% of the lower value. However, a third appraisal

shall not be obtained if the decision is made by the Department to attempt to negotiate an acquisition price of no more than 120% of the lower of the two appraisals.

(11) Determining the maximum amount:

(a) The maximum amount that may be paid for a perpetual easement shall be the value indicated in a single approved appraisal if only one appraisal is required. If two appraisals are obtained and approved when only one is required by law, the maximum value shall be the higher of the appraisals, regardless of their divergence.

(b) If two appraisals are required by law and their values do not differ significantly, the maximum amount that may be paid for the parcel shall be the higher value indicated in the two approved appraisals.

(c) If a third appraisal is obtained and approved, the maximum amount that may be paid for the parcel shall be the value contained in the higher of the two closest appraisals as long as the two closest appraisals do not differ significantly. If the two closest appraisals differ significantly, 120% of the lower of the two appraisals shall be the maximum value.

(12) Appraisal Reviews:

(a) Appraisal reviews will be conducted for each parcel by qualified review appraisers in accordance with USPAP requirements. Appraisals and appraisal review reports shall be submitted to the Department for the purpose of determining maximum amounts that may be paid for perpetual easements.

(b) For parcels with values greater than \$500,000 an appraisal review will be developed and reported according to the requirements of Standard 3 of the USPAP, the Supplemental Standards, and the specific requirements of the assignment. For parcels with values of \$500,000 or less, a cursory review by a qualified appraiser will be conducted for assurance that requirements of the assignment were met.

(13) All appraisers will be required to comply with Section 259.041(7)(c), F.S., and submit an affidavit substantiating that they have no vested or fiduciary interest in any property for which appraisal services will be awarded.

(14) Contract appraisal fees shall be paid by the Department.

Specific Authority 570.07(23),570.71(10), 259.105(3)(i) FS. Law Implemented 570.70, 570.71, 259.105(3)(i) FS. History—New _____.

5I-7.010 Negotiations and Purchase Instruments.

(1) Initial contact with the landowner by the Department may be established prior to negotiations, provided such contact is limited to the following:

(a) To request the owner's permission for the Department to inspect the property in order to determine its suitability for the purposes of the Program.

(b) To confirm the owner's interest in conveying a perpetual easement to the State and establish the terms of the proposed easement for appraisal purposes.

(c) To recommend that the owner confer with his or her tax advisor about the possibility of any tax advantages. Appraisals performed by the Department for acquisition purposes are not intended for use by the seller to qualify for tax advantages, and do not meet the federal requirements for such appraisals.

(d) To discuss the timing of possible future acquisitions, and the competition for funds under the Program.

(e) To discuss the matter of representation of the owner by an agent in any future negotiations, and the necessary confirmation by the owner of the agent's status.

(f) To advise of disclosure requirements.

(g) To discuss other information pertinent to the acquisition process in general.

(h) To provide the owner a copy of this rule.

(2) The Department is authorized to initiate purchase negotiations only upon receipt of the approved appraisal reports in accordance with this rule.

(3) Upon the initiation of negotiations the Department shall notify the landowner in writing that final purchase approval is subject to affirmative action by the Board and subject to legislative appropriation.

(4) When the landowner is represented by an agent or broker, negotiations may not be initiated or continued with the agent until a written statement signed by the landowner verifying the agent's legal or fiduciary relationship with the owner has been received by the Department.

(5) All offers and counter-offers shall be in writing, and shall be documented in the appropriate acquisition file of the Department.

(6) All offers, counter-offers and appraisal reports shall be confidential and exempt from the provisions of Section 119.07(1), F.S., until 2 weeks before an option contract, contract, or agreement for purchase is considered for approval by the Board. However, the Department has the authority, at its discretion, to disclose appraisal reports to private landowners during negotiations for acquisitions under this Program if the Department determines that disclosure of such reports will bring the proposed acquisition to closure.

(7) The objective of all purchase negotiations shall be to obtain the appropriate interest in land free of encumbrances, conditions, restrictions and reservations that conflict with the terms of the easement, at the lowest reasonable price. When negotiating the purchase of properties that include wetlands where the seller will bear the cost of the survey, the Department shall apprise the seller of the benefits of obtaining a survey that identifies a water line for acreage calculations, as opposed to a mean high water or ordinary high water survey.

(8) Purchase Instruments. The final negotiated purchase shall be placed in the form of a written purchase instrument signed by the owner and the Department, subject to approval by the Board.

(9) The Department shall use a form of purchase instrument meeting the intent of the law and this rule.

(10) Before the purchase instrument is submitted to the Board for approval, the provisions of Section 286.23, F.S., shall be complied with.

(11) All agreements involving the purchase of a perpetual easement shall be reviewed and approved at a duly noticed meeting by the Board.

(12) All conveyances of a real property interest shall vest in the Board. The Board may agree to jointly share title with a local government or water management district that has contributed funds to the purchase of the easement being jointly acquired. The title interest shall be no greater than the percentage of financial contribution by the governmental entity.

(13) A purchase instrument approved by the Board shall be binding on all parties, except that performance by the Board and the Department is subject to legislative appropriation and any other contingencies in the approved purchase agreement.

Specific Authority 570.07(23), 570.71(10), 259.105(3)(i) FS. Law Implemented 570.70, 570.71, 259.105(3)(i) FS. History–New _____.

5I-7.011 Board Action.

(1) The Department shall furnish the following at the time a purchase is considered by the Board:

(a) The original of the purchase instrument.

(b) A copy of the owner's disclosure form under Section 286.23, F.S.

(c) Evidence of the marketability of the title. The Department may defer submittal and approval of the title commitment until after Board approval of the purchase instrument. In such case the Department will provide a copy of the owner's deed to the property.

(d) The approved appraisal reports.

(e) A written statement by the Department outlining the public interest for which the acquisition is being made, citing statutory authority, and stating that the property proposed for purchase is within a project on the Department's acquisition program list.

(f) A written statement signed by the owner confirming the owner's relationship with his agent.

(g) A written confirmation by the Department of the source and availability of funding for the acquisition.

(h) A copy of the current certified survey or appraisal map.

(i) All disclosures required by Subsections 375.031(1) and 380.08(2), F.S.

(j) A statement identifying any expenditure made in the categories set forth in paragraph (2)(a), (b) or (c) of 5I-7.012, F.A.C.

(k) A statement providing a good faith estimate of any additional expenditure in the categories set forth in paragraph (2)(a), (b) or (c) of 5I-7.012, F.A.C.

(2) The Department shall submit the proposed acquisition for consideration by the Board within 45 days after receipt from the landowner by the Department of the materials required by subsection (1) above. The Department shall supply a copy of the proposed purchase instrument and all supporting documentation to the Board for its review.

(3) The Department shall obtain authorization from the Board prior to purchase, and pursuant to the provisions of Chapters 570 and 259, F.S., for all acquisitions of land, title will vest in the Board.

Specific Authority 570.07(23), 570.71(10), 259.105(3)(i) FS. Law Implemented 570.70, 570.71, 259.105(3)(i) FS. History–New _____.

5I-7.012 Closing.

(1) The Department shall have the authority to modify the purchase instrument previously approved by the Board to extend the time for option exercise, closing date, submittal deadlines or any other time limit relating to such agreement, provided the total extension of time for closing does not exceed 180 calendar days after the date contemplated in the purchase instrument approved by the Board. The Department shall also have the authority to execute or modify all documents necessary for the implementation of Board action, including without limitation the purchase instrument, legal descriptions, deeds, assignments, title policies and other miscellaneous agreements and affidavits, provided the modification does not change the substance or the scope of Board approval, and provided the document executed or modified was either approved by the Board or contemplated by Board approval. Any changes in the purchase price to be paid to the seller not contemplated by the terms of the purchase instrument must be approved by the Board. An extension or modification may only be made under the terms of the purchase instrument, or with the seller's agreement.

(2) The Department shall obtain all disclosures of beneficial interest required in Section 286.23, F.S., before submitting a purchase instrument to the Board for approval. All other disclosures, including those required by Sections 375.031(1) and 380.08(2), F.S., shall be obtained prior to closing. The following information shall also be included in the statement supplied by the owner prior to closing:

(a) The total amount of any finder's fee, real estate commission or other similar commission, including a statement as to whom those fees will ultimately be paid.

(b) The total amount of the attorney's fees paid to the owner's attorney, including a statement as to whom these fees will ultimately be paid.

(c) The amounts of other costs incidental to the sale, indicating to who these sums have been or are to be paid.

(3) The Department shall be responsible for proper completion of the closing and proper recordation of all legal documents necessary to vest title in the Board.

(4) All original documents including recorded documents shall be forwarded to the Department within 30 days after receipt by the closing agent from the county clerk. The Department shall forward all recorded documents and a copy of the title insurance policy to the Department of Environmental Protection, Division of State Lands within 30 days after receipt by the Department for inclusion in the Board's land title records system.

Specific Authority 570.07(23), 570.71(10), 259.105(3)(i) FS. Law Implemented 570.70, 570.71, 259.105(3)(i) FS. History—New _____.

5I-7.013 Multi-Party Acquisitions.

(1) The Department may enter into an acquisition agreement with a cooperating entity, which may consist of another state agency, a water management district, a local government or a nonprofit organization as defined in Section 259.041(7)(e), F.S., for any property that has been authorized for acquisition pursuant to Section 570.71, F.S.

(2) The Department and a cooperating entity must execute an acquisition agreement prior to the cooperating entity obtaining title to, or any other legal interest in, the property to be acquired.

(3) An acquisition agreement may provide for the sharing of appraisals, offers, and other negotiation matters between the Department and the cooperating entity; provided, however the agreement shall require the cooperating entity to follow Department procedures and this chapter when acquiring appraisals and to deliver to the Department all negotiation files after negotiations with the owner have terminated. As a condition of the sharing of confidential information, the cooperating entity must agree to maintain, on its behalf and on behalf of its employees and agents, the confidentiality of appraisals, offers, and other negotiation matters, as required by Section 259.041(8)(c), F.S., and this chapter, and the cooperating entity must obtain the consent of the Department prior to disclosing the information to any other person.

Specific Authority 570.07(23),570.71(10), 259.105(3)(i) FS. Law Implemented 570.70, 570.71, 259.105(3)(i) FS. History—New _____.

5I-7.014 Compliance, Monitoring and Enforcement.

(1) All perpetual easements acquired pursuant to this rule shall include provisions for assuring compliance, monitoring and enforcement of the terms and conditions of such perpetual easements.

(2) The Department shall procure or require any landowner to provide any reports, studies, or documents the Department deems necessary to document the existence and location of property boundaries, structures, environmental issues, conservation values, and natural features on the property in conjunction with and prior to closing for the purpose of developing a Baseline Documentation Report.

(3) All perpetual easements shall require the landowner to assure all activities adhere to established Best Management Practices (BMPs) or, in the absence of established BMPs, follow established standard industry practices.

(4) The Department shall monitor all perpetual easements utilizing form DACS-11208, RURAL & FAMILY LANDS PROTECTION PROGRAM EASEMENT MONITORING FORM, 06/08, hereby incorporated by reference and immediately available on the internet at: <http://www.doacs.state.fl.us/xxxxx/xxxxxxxxx/> or by sending a request to: Florida Department of Agriculture and Consumer Services, Division of Forestry, 3125 Conner Boulevard, Suite "I", Tallahassee, FL 32399-1650.

(5) In the event the owner of the property changes the type of agricultural use of the property, the Department shall update the Baseline Documentation Report to reflect the new agricultural use. All other provisions of the easement shall remain in full force and effect.

(6) The monitor shall be a Department employee, other public agency selected by the Department, or an independent contractor hired by the Department.

(7) The Department shall review all monitoring reports for compliance with monitoring specifications utilizing form DACS-11209, RURAL & FAMILY LANDS PROTECTION PROGRAM EASEMENT MONITORING REVIEW, 06/08, hereby incorporated by reference and immediately available on the internet at: <http://www.doacs.state.fl.us/xxxxx/xxxxxxxxx/> or by sending a request to: Florida Department of Agriculture and Consumer Services, Division of Forestry, 3125 Conner Boulevard, Suite "I", Tallahassee, FL 32399-1650.

Specific Authority 570.07(23), 570.71(10), 259.105(3)(i) FS. Law Implemented 570.70, 570.71, 259.105(3)(i) FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Ed Kuester

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Commissioner Charles H. Bronson

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 29, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 30, 2008

DEPARTMENT OF TRANSPORTATION

RULE NOS.:	RULE TITLES:
14-10.004	Permits
14-10.0043	Outdoor Advertising License and Permit Fees

PURPOSE AND EFFECT: Rule 14-10.0043, F.A.C., is amended to increase the annual fee from \$44.00 to \$56.00 for each sign facing 200 square feet or less and from \$64.00 to \$76.00 for each sign facing more than 200 square feet. The pro

rata fees for partial year renewals also are revised based upon the full year annual fees. The application form also is being amended.

The fee structure previously listed in the rule development notice and form were adjusted downward based upon actual revenues received.

SUMMARY: Rule 14-10.0043, F.A.C., is being amended to increase annual permit fees and Rule 14-10.004, F.A.C., is being amended to incorporate a revised permit application form.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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: 334.044(2), 479.02(7), 479.07(3)(c) FS.

LAW IMPLEMENTED: 339.05, 479.02, 479.07(9) 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: September 8, 2008, 9:00 a.m.

PLACE: Department of Transportation, Suwannee Room (Room 250), 605 Suwannee Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: James C. Myers, Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458

THE FULL TEXT OF THE PROPOSED RULES IS:

14-10.004 Permits.

(1) An application for a new sign permit is made by completing and submitting an Application for Outdoor Advertising Permit, Form 575-070-04, Rev. 06/08 ~~10/06~~, incorporated herein by reference, to the address listed in subsection 14-10.003(2). Applications may be obtained from the State Outdoor Advertising License and Permit Office.

(a) through (e) No change.

(f) For purposes of (c), above, when a valid permit is being conditionally canceled pursuant to Rule subsection 14-10.004(9), F.A.C., the Outdoor Advertising Permit Cancellation Certification, Form 575-070-12, Rev. 10/06, incorporated herein by reference, and Application for Outdoor Advertising Permit, Form 575-070-04, Rev. 06/08 ~~10/06~~, must be submitted simultaneously to the Department. Form 575-070-12 may be obtained from the address listed in Rule subsection 14-10.003(2), F.A.C. The date the Department receives the cancellation and complete application documents shall be considered the date the application is received.

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

(3) Notwithstanding any other provisions of this rule chapter, an outdoor advertising sign existing at a location which previously was not subject to the permitting requirements of this chapter, but which has become subject to the requirements of this chapter due to changes in the jurisdictional designation of highways, shall be granted a state permit in accordance with the process outlined below:

(a) through (c) No change.

(d) The Department shall issue an Outdoor Advertising Permit, Form 575-070-30, Rev. 07/01, to the sign owner upon receipt of a complete Application for Outdoor Advertising Permit, Form 575-070-04, Rev. 06/08 ~~10/06~~, together with all items required by Section 479.07(3)(b), F.S. For existing signs, the written statement required by Section 479.07(3)(b), F.S., shall be any written document from the appropriate local governmental official indicating compliance with local requirements as of the date of the permit application. A previously issued building permit shall be accepted as the statement from an appropriate local governmental official, except in cases where the local government has provided notice to the sign owner that the sign is illegal or has undertaken action to cause the sign to be removed. When a building permit is submitted as the statement of the local government, the applicant shall certify in writing that the local government has not provided notice that the sign is illegal, and that the local government has taken no action to cause the sign to be removed.

(4) through (12)(b) No change.

Specific Authority 334.044(2), 479.02(7) FS. Law Implemented 215.34, 334.044(28), 339.05, 479.01(14), 479.02, 479.04, 479.07, 479.106(5), 479.24 FS. History—(Formerly part of Rule 14-10.04, Permits; 14-15.05, Right of Way Bureau Operating Procedures), New 3-28-76, Amended 4-21-77, 12-10-77, 6-26-78, 12-31-78, 1-1-86, Formerly 14-10.04, Amended 7-7-92, 6-28-98, 8-10-99, 8-19-01, 1-25-04, 3-15-05, 12-31-06, _____.

14-10.0043 Outdoor Advertising License and Permit Fees.

(1) The annual fee for an Outdoor Advertising License is \$300.00. Licenses expire on January 15 of each year.

(2) The annual permit fee for each sign facing is \$56.00 ~~\$44.00~~ for 200 square feet or less, and \$76.00 ~~\$64.00~~ for more than 200 square feet. A permittee shall notify the Department in writing prior to making any changes in the dimensions of a conforming sign which would increase the area of the sign facing to over 200 square feet, and shall submit an additional \$20.00.

(3) Permit fees for the year in which application is made may be prorated by paying one-fourth of the annual fee for each whole or partial quarter remaining in that year. Applications received after September 30 must include fees for the last quarter plus fees for the following year. The fee schedule is based on the date the application is received by the Department as follows:

(a) January 16 through April 15: ~~\$56.00~~ ~~\$44.00~~ for each sign facing of 200 square feet or less; ~~\$76.00~~ ~~\$64.00~~ for each facing greater than 200 square feet;

(b) April 16 through July 15: ~~\$42.00~~ ~~\$33.00~~ for each sign facing of 200 square feet or less; ~~\$57.00~~ ~~\$48.00~~ for each facing greater than 200 square feet;

(c) July 16 through September 30: ~~\$28.00~~ ~~\$22.00~~ for each sign facing of 200 square feet or less; ~~\$38.00~~ ~~\$32.00~~ for each facing greater than 200 square feet;

(d) October 1 through January 15: ~~\$70.00~~ ~~\$55.00~~ for each sign facing of 200 square feet or less; ~~\$95.00~~ ~~\$80.00~~ for each facing greater than 200 square feet.

(4) All payment instruments must be made out to the Department of Transportation. Payment of fees may be made by cash, postal money order, bank draft, cashier’s check, or a personal or business check. In the event a payment document is not honored for any reason by the bank on which it is drawn, a service fee of \$15.00 or five percent of the amount payable, whichever is greater will be assessed. If an individual or company issues two checks to the Department which are not honored, no further personal or business checks will be accepted regardless of whether restitution has been made on previous checks.

Specific Authority 334.044(2), 479.02(7), 479.07(3)(c) FS. Law Implemented 215.34, 479.04, 479.07 FS. History—New 1-25-04, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
John Garner, Director, Office of Right of Way

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: William F. Thorp, Interim Assistant Secretary for Finance and Administration, for Stephanie C. Kopelousos, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 29, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 27, 2008

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

STATE BOARD OF ADMINISTRATION

RULE NOS.:	RULE TITLES:
19-11.002	Beneficiary Designation for FRS Investment Plan
19-11.004	Excessive Trading in the FRS Investment Plan
19-11.006	Enrollment Procedures for New Hires

19-11.007	Second Election Enrollment Procedures for the FRS Retirement Programs
19-11.008	Forfeitures
19-11.009	Reemployment with an FRS-covered Employer after Retirement

PURPOSE AND EFFECT: To amend existing rules to add new policies, to change policies, and to address new legislation.

SUMMARY: Rule 19-11.002, F.A.C., regarding beneficiaries: amending to provide procedures for Alternate Payee to name a beneficiary; to provide procedures for a distribution when there is no social security number; and to provide for a distribution if there is no Estate Identification Number; Rule 19-11.004, F.A.C., regarding excessive trading is amended to provide notification that some mutual fund managers may ask about trading policies and may impose restrictions. Rule 19-11.006, F.A.C., regarding new hires; amending the grace period subsection to provide a more streamlined approach for a member's asking for a reversal of an election. Rule 19-11.007, F.A.C., regarding second elections: clarifying that a member may only make a second election while he is earning service credit; stating that the second election can be done online; and streamling procedures when an election is made in error. Rule 19-11.008, F.A.C., regarding forfeitures: clarifying the use of funds in the IP Forfeiture Account. Rule 19-11.009, F.A.C., regarding reemployment after retirement: clarifying when a retired employee may or may not return to work for an FRS-covered employer; providing liability for an employer who knowingly employs an employee who is not entitled to return to work.

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

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

SPECIFIC AUTHORITY: 121.4501(3)(c)4., (8)(a) FS.

LAW IMPLEMENTED: 121.029(29),(39), 121.051, 121.055, 121.35, 121.091(5),(8), (9)(b),(c), 121.4501(2),(3),(4),(5),(6), (8), (13),(14), (15), (20), 121.591(1)(a)4.,(3), 121.73, 121.74, 121.78, 215.44(8)(b), 744.301, 1012.875(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:

DATE AND TIME: Tuesday, September 2, 2008, 2:00 p.m. – 4:00 p.m.

PLACE: Emerald Coast Room, Hermitage Centre, 1801 Hermitage Blvd., Tallahassee, Florida 32308

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by

contacting: Cindy Morea, Office of Defined Contribution Programs, State Board of Administration, 1801 Hermitage Blvd., Tallahassee, Florida 32308: (850)413-1491; or cindy.morea@sbafla.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Cindy Gokel, Assistant General Counsel, SBA: (850)413-1199 or cindy.gokel@sbafla.com

THE FULL TEXT OF THE PROPOSED RULES IS:

19-11.002 Beneficiary Designation for FRS Investment Plan.

(1) through (5) No change.

(6)(a) An Alternate Payee may name a beneficiary to receive the benefits which may be payable in the event of the Alternate Payee's death at any time, as outlined in paragraphs (4)(a) through (f) above, once the Alternate Payee's account has been established by the FRS Investment Plan Administrator.

(b) If the Alternate Payee does not name a beneficiary(ies), then the Alternate Payee's beneficiary(ies) will be those as described in Section 121.4501(20)(a), F.S. which are: first, the spouse, if he or she is still living after the member's death; second, living children, if the spouse is dead; third, the member's father or mother, if living; fourth, to the member's estate. This means that the spouse will receive the member's account balance if living; but if not, the children will receive the account balance, if living; but if not, the father or mother will receive the account balance, and if none of the people mentioned in this paragraph are still living, the account balance will be paid to the Alternate Payee's estate.

(7)(a) If the deceased member has named a beneficiary but has not provided the beneficiary's social security number or address, or if the social security number is incorrect, then, after at least three unsuccessful attempts by the SBA or the FRS Investment Plan Administrator to contact the beneficiary, the FRS Investment Plan Administrator will issue a check payable to the beneficiary and hold the check for 180 days, at which time the check will be considered stale-dated.

(b) The FRS Investment Plan Administrator will, at the time of distribution, make a reasonable effort to obtain the beneficiary's Taxpayer Identification Number, using available search tools, including the internet, Nexis Lexis Accurint, the Internal Revenue Service, and the Social Security Administration. Additionally, by calendar year-end, in the year the distribution occurred, the FRS Investment Plan Administrator will attempt to locate and obtain the social security number of the beneficiary, and, at least one time in the calendar year following the distribution, to locate the beneficiary. The Investment Plan Administrator will document for the Internal Revenue Service the efforts taken to locate the beneficiary's Taxpayer Identification Number.

(c) Once 180 days have elapsed from the date the check was issued, the funds shall be transferred to the Stale-dated Check Account, indicating the name of the deceased member and the name of the beneficiary. The amount will be held in the FRS Investment Plan Stale-dated Check Account until (1) the beneficiary contacts the FRS Investment Plan; or (2) another beneficiary requests consideration as the deceased's proper beneficiary; or, (3) at the end of 10 years in the Stale-dated Check Account, the amount is transferred to the FRS Investment Plan Forfeiture Account, where it is held indicating the name of the deceased member and the name of the beneficiary.

(d) Should the beneficiary be located and provides a social security number, the check will be reissued, without interest or earnings due to the delay in payment, subject to applicable income tax withholding, which shall be paid to the tax authorities at the time of such payment to the beneficiary.

(8)(a) Pursuant to Federal guidelines, if the deceased member's account is to be paid to the member's estate but no Estate Identification Number is provided, the account will not be paid until receipt of the Estate Identification Number. In this circumstance, and in accordance with federal guidelines, the FRS Investment Plan Administrator will issue a check payable to the estate of the member and hold the check for 180 days, at which time the check will be considered stale-dated.

(b) The FRS Investment Plan Administrator will, at the time of distribution, make a reasonable effort to obtain the Estate Identification Number. Additionally, by calendar year-end, in the year the distribution occurred, the FRS Investment Plan Administrator will attempt to locate and obtain the Estate Identification Number, and, at least one time in the calendar year following the distribution, to locate the Estate Identification Number. The Investment Plan Administrator will document for the Internal Revenue Service the efforts taken to obtain an Estate Identification Number.

(c) Once 180 days have elapsed from the date the check was issued, the funds shall be transferred to the Stale-dated Check Account, indicating the name of the deceased member and the name of the estate. The amount will be held in the FRS Investment Plan Stale-dated Check Account until (1) the member's estate representative contacts the FRS Investment Plan; or (2) a beneficiary requests consideration as the deceased's proper beneficiary; or, (3) at the end of 10 years in the Stale-dated Check Account, the amount is transferred to the FRS Investment Plan Forfeiture Account, where it is held indicating the name of the deceased member.

(d) Should the estate's representative subsequently provide an Estate Identification Number, the check will be reissued, without interest or earnings due to the delay in payment, subject to applicable income tax withholding, which shall be paid to the tax authorities at the time of such payment to the estate.

Specific Authority 121.4501(8) FS. Law Implemented 121.091(8), 121.4501(20), 121.591(3) FS. History—New 10-21-04, Amended 3-9-06, 11-26-07, _____.

19-11.004 Excessive Trading in the FRS Investment Plan.

(1) Purpose.

(a) The purpose of this rule is to mitigate the negative impact on members in the FRS Investment Plan from excessive trading and to establish limitations on such excessive trading. The Trustees of the State Board of Administration of Florida (SBA) have a fiduciary duty to make decisions about the FRS Investment Plan in the best interests of all members and beneficiaries.

(b) Excessive trading by just a few of a fund's investors can disrupt fund operations, increase expenses and harm fund performance for all investors. In particular, some members have shown a high proclivity to make numerous short-term trades in foreign stock funds in an attempt to exploit funds' pricing conventions and other technical factors. Therefore, this rule establishes limitations so that excessive trading between approved investment funds shall be prevented, without materially inhibiting all members' opportunities to direct contributions and account balances between investment funds with a frequency that is appropriate in light of the market volatility of the funds.

(c) The Executive Director of the SBA is directed to establish a policy on excessive trading in Section V of the Investment Policy Statement, adopted and incorporated by reference in Rule 19-9.001, F.A.C. This rule establishes that policy.

(d) 1. Effective October 16, 2007, the United States Securities and Exchange Commission has adopted Rule 22c-2.(17CFR270.22c-2.) regarding excessive trading for open-end mutual funds. This rule does not apply to institutional funds nor to mutual funds for which the SBA FRS has received exemptions. This rule gives mutual funds the right to ask the FRS Investment Plan Administrator for information about members and their trading activities. If the mutual funds determine that the member has engaged in excessive trading under the mutual funds' policies standards, the mutual funds are entitled to impose redemption fees or prevent block trading that violates the mutual funds' excessive trading policies. It is the responsibility of the member to comply with the trading restrictions permitted by the U.S. Securities and Exchange Commission. Any applicable The fees will be deducted directly from the members' accounts. To prevent FRS Investment Plan members from having to pay monetary penalties or being prevented from making additional transactions, the FRS has requested that the Administrator use its "best efforts," by using a computer-based system, to monitor members' trading activities and to prevent restricted trades from occurring in any of the three mutual funds in subparagraph 2., below. However, if a restricted trade is not prevented, the member will be responsible for paying any

monetary penalties through a reduction in his or her account balance in the amount of the penalty and will also be subject to continued trading restrictions.

2. All approved mutual funds in the FRS Investment Plan have agreed to use the Investment Plan's let the SBA continue with its excessive trading policy as outlined in this rule except the following three four funds: Fidelity Growth Company, T. Rowe Price Small Cap Stock, and PIMCO High Yield, and PIMCO Total Return. This investigation is scheduled to begin on October 16, 2007. When this list changes, members will be notified. Note that the restrictions in the SEC Rule 22c-2 are in addition to the restrictions in this Rule 19-11.004, F.A.C.

(2) No change.

(3) Limitations.

(a) Regarding authorized foreign or global stock funds: After making a non-exempt transaction by transferring any portion of their account balance into an authorized foreign or global or stock fund, members are prohibited from completing a Roundtrip Trade in that fund for a minimum of 7 calendar days, using the convention of last-dollar-in and first-dollar-out for the roundtrip calculation.

(b) Regarding all authorized funds, except for money market funds:

1. Members who engage in Market Timing Trades in authorized funds will receive a warning letter, sent by U.S. Mail, ~~certified/return receipt requested~~. The warning letter shall notify the member that excessive trades have been identified in his/her accounts and any additional violations will result in a direction letter.

2. Members who engage in Market Timing Trades in authorized funds and who have previously received a warning letter described in subparagraph 1., above, will be sent a ~~certified/return receipt~~ direction letter delivered by courier. The direction letter shall require that the member shall not have access to automated online ~~or telephonic~~ trade instructions for at least one full calendar month following the date of the direction letter. The member shall be required to conduct trades via telephone by contacting the Plan Administrator for at least one full calendar month.

3. Members who engage in Market Timing Trades and who have previously received a direction letter, as described in subparagraph 2., above, will be sent another ~~certified/return receipt~~ direction letter, delivered by courier. This direction letter shall require that the member shall not have access to automated ~~or telephonic~~ trade instructions for at least three full calendar months following the date of the direction letter. The member shall be required to conduct trades via telephone by contacting the Plan Administrator for at least three full calendar months+.

4. Members who engage in Market Timing Trades and who have previously received a direction letter as described in subparagraph 3., above, will be sent another direction letter, delivered by courier. The direction letter shall require that the

member shall ~~only be permitted~~ be required to conduct trades via paper trading forms for at least three full calendar months following the date of the direction letter.

5. Members who engage in Market Timing Trades and who have previously received a direction letter as described in subparagraph 4., above, will be sent another ~~certified/return receipt~~ direction letter, delivered by courier. The direction letter shall require that the member shall ~~only be permitted~~ be required to conduct trades via paper trading forms for at least twelve full calendar months following the date of the direction letter.

6. Members who engage in Market Timing Trades and who have previously received a direction letter as described in subparagraph 5., above, will be sent another ~~certified/return receipt~~ direction letter, delivered by courier. The direction letter shall require that the member shall ~~only be permitted~~ be required to conduct trades via paper trading forms for the remainder of any time that any balance exists in the member's Investment Plan account following the date of the direction letter.

(c) If Member A receives a direction letter as described in subparagraph (3)(b)2., above, on November 15, Member A's access to automated online ~~or telephonic~~ trade instructions shall be denied until January 1. "One full calendar month," in this context, means the full calendar month following the month in which the direction letter is received. The direction letter, in this example, was received in November. The "one full calendar month" is December. Therefore, access will not be resumed until January.

(4) through (5) No change.

Specific Authority 121.4501(8) FS. Law Implemented 121.4501(13), (14), (15) FS. History--New 10-21-04, Amended 3-9-06, 10-25-07, _____.

19-11.006 Enrollment Procedures for New Hires.

(1) through (5) No change.

(6) Grace Period.

(a) If ~~a member an employee~~ files an election with the Plan Choice Administrator and the member employee realizes that the election was made in error, the SBA will consider, on a case-by-case basis, whether the election will be voided, subject to the following requirements:

1. ~~Member Elects the FRS Investment Plan.~~ The member employee must notify the SBA, by a telephone call to the toll-free MyFRS Financial Guidance Line at number: 1(866)446-9377, or by e-mail, or by written correspondence directly to the SBA, to the Plan Choice Administrator, or to the Division, ~~before assets are transferred from the FRS Pension Plan to the member's FRS Investment Plan account. This transfer occurs~~ no later than 4:00 PM Eastern Time on the last business day of the month following the election effective month.

~~2. Member Actively Elects the FRS Pension Plan.~~ The ~~employee must notify the SBA no later than the last business day of the month following the election month.~~

(b) If the request to reverse ~~void~~ the election is made timely and the SBA finds that the election was made in error ~~agrees the election will be voided~~, the member will be required to sign a release and return it to the SBA no later than 4:00 PM, Eastern Time, on the last business day of the election effective month prior to the election's being officially reversed ~~voided~~. The member will acknowledge that failure to return a signed release by the requested due date will result in the original election being reinstated ~~make a new election within one calendar month will result in the original election's being reinstated, and that once the revised election is made it cannot be changed (unless the member uses his second election, if available).~~

(c) Upon receipt of the release, the Division and the Administrator will be directed to do the following:

1. The Division will revise its database to reflect the member's plan change. The member will have until his or her choice period deadline date to make a new election. If the member's choice period has ended, the member will have one calendar month to make a new election. Failure to make a new election will result in the member's defaulting into the Pension Plan and extend the member's election period by one calendar month, except for the situation described in subparagraph 3.4., below.

2. The Plan Choice Administrator will send the member written confirmation ~~contact the member via telephone or email and tell him or her~~ that the election has been reversed ~~voided~~.

~~3. The member will make a new election via telephone, or using the website at www.MyFRS.com or using a form prior to the newly established deadline.~~

3.4. If the member had elected the FRS Investment Plan and decided to remain in the FRS Pension Plan, there is no need for another election, because the member is already in the FRS Pension Plan, his election to the FRS Investment Plan having been reversed ~~voided~~.

(d) Nothing contained in this subsection will interfere with a member's right to file a complaint, as permitted by Section 121.4501(9)(f)3., F.S.

(7) through (9) No change.

Specific Authority 121.4501(3)(c)4., (8)(a) FS. Law Implemented 121.051, 121.055, 121.35, 121.4501(2), (3), (4), (5), (6), (8), (15), 121.73, 121.74, 121.78, 215.44(8)(b), 1012.875(3) FS. History--New 10-21-04, Amended 3-9-06, 10-25-07, _____.

19-11.007 Second Election Enrollment Procedures for the FRS Retirement Programs.

(1) Purpose. The purpose of this rule is to establish procedures for making the second election permitted by Section 121.4501(4)(e), F.S. This rule includes procedures for

members who initially chose the FRS Investment Plan or the FRS Investment Plan Hybrid Option to use their 2nd election to transfer to the FRS Pension Plan; or for members who chose or defaulted into the FRS Pension Plan to use their 2nd election to transfer to the FRS Investment Plan or the FRS Investment Plan Hybrid Option. A member may make a valid 2nd election only if the 2nd election is made and processed by the Plan Choice Administrator while the member is earning service credit in an employer-employee relationship consistent with the requirements of Section 121.021(17)(b), F.S. FRS members must be actively employed earning salary and service credit to be eligible to make a valid 2nd Election. Members on an unpaid leave of absence, terminated members, or employees of an educational institution on summer break cannot use their 2nd Election until they return to covered FRS employment. In general terms, this means that the 2nd election must be made and processed while the member is actively working and being paid for that work. It is the responsibility of the member to assure that the 2nd election is received by the Plan Choice Administrator no later than 4:00 PM Eastern Time on the last business day the member is earning salary and earning service credit.

(2) Definitions.

(a) “FRS Investment Plan” means the optional defined contribution retirement plan within the Florida Retirement System, established in Parts II and III of Chapter 121, F.S., in which a member participant chooses to transfer his accrued service benefit in the FRS Pension Plan, if any, to the FRS Investment Plan or the FRS Investment Plan Hybrid Option and further chooses that all future employer contributions be deposited in his FRS Investment Plan account. Although established in Parts II and III, certain parts of Part I of Chapter 121 also apply to the FRS Investment Plan. Any accrued service benefit transferred from the FRS Pension Plan to the FRS Investment Plan will be subject to the vesting requirements of the FRS Pension Plan.

(b) “FRS Investment Plan Hybrid Option” or “FRS Hybrid Option” means the optional defined contribution retirement plan within the Florida Retirement System, established in Parts II and III of Chapter 121, F.S., in which a member chooses to retain his accrued service benefit in the FRS Pension Plan, in accordance with Section 121.4501(3)(b), F.S., and further chooses that all future employer contributions be deposited in his FRS Investment Plan Hybrid Option account. Although established in Parts II and III, certain parts of Part I of Chapter 121, F.S., also apply to the FRS Investment Plan Hybrid Option.

(c) “FRS Pension Plan” means the defined benefit retirement plan within the Florida Retirement System, established in Part I of Chapter 121, F.S.

(d) “I,” “you,” or “your:” these references are to the member in the context of relevant parts of the two enrollment forms described in this rule.

(e) “ABO” “Accrued service benefit” or “accumulated benefit obligation” means the present value amount already earned by a member in the FRS Pension Plan which, if the participant uses the 2nd election, will be transferred to his or her account in the FRS Investment Plan.

(3) General Procedures.

(a) All members who wish to change their FRS retirement plan using their 2nd second election must use a 2nd election enrollment form or, if moving from the FRS Pension Plan to the FRS Investment Plan or FRS Investment Plan Hybrid Option, may do so online by accessing the Second Choice Service at MyFRS.com. There are two types of enrollment forms. The “2nd Election Retirement Plan Enrollment Form” allows requires the member to choose the investment funds options he wishes to use if changing he is choosing to move to either the FRS Investment Plan or the FRS Investment Plan Hybrid Option. Alternatively, by using the “2nd Election EZ Retirement Plan Enrollment Form,” the member is choosing to have his employer contributions and any transfers from the FRS Pension Plan invested in the FRS Select Moderate Balanced Fund. The member may change the his investment selection at any time after he is transferred to the FRS Investment Plan or the FRS Investment Plan Hybrid Option account is activated. Activation occurs when contributions are deposited to the member’s FRS Investment Plan account.

(b) Both forms are available by calling the toll-free number for the MyFRS Financial Guidance Line: 1(866)446-9377, or for the hearing-impaired: 1(888)429-2160; or by using the MyFRS.com website and clicking on Resources and then on Forms.

(c) Elections made by The form must be mailed to the FRS Plan Choice Administrator, CitiStreet, FRS Investment Plan Administrator, P. O. Box 56290, Jacksonville, Florida 32241-6290; or faxed toll-free to 1(888)310-5559.

(d) The member may elect to move between the Florida Retirement System retirement programs only if the member is earning service credit in an employer-employee relationship consistent with the requirements under Section 121.021(17)(b), F.S. FRS members must be actively employed earning salary and service credit to be eligible to make a valid 2nd Election. Members on an unpaid leave of absence, terminated members, or employees of an educational institution on summer break cannot use their 2nd Election until they return to covered FRS employment, excluding unpaid leaves of absence. The election form must be received and processed by the FRS Plan Choice Administrator before the member terminates covered FRS employment is terminated. It is the responsibility of the member to ensure the election is received by the Plan Choice Administrator no later than 4:00 PM Eastern Time on the last business day the member is earning salary and earning service credit. If the last day of the month is a Saturday, Sunday, or legal holiday, the deadline is the last business day of the month.

~~1. Example: if a member submits the 2nd Election Retirement Plan Enrollment Form in the month of November, the effective date of the plan change will be December.~~

~~2. Example: if a member intends to terminate his FRS-covered employment, he must ensure that the form is received by the FRS Plan Choice Administrator before he terminates his employment. Therefore, if a member wishes to terminate on November 27, he must ensure that the form is received and processed by the FRS Plan Choice Administrator before that date.~~

~~3. Example: the last day of February, 2004, was Sunday, February 29. Therefore, the last business day was the preceding Friday, February 27. For a 2nd Election to have been effective as of March 1, 2004, the form must have been received by the FRS Plan Choice Administrator before 4:00 p.m. Eastern Time on Friday, February 27.~~

(4) No change.

(5) Specific Procedures for the “2nd Election EZ Retirement Plan Enrollment Form.”

(a) Form ELE-2EZ, “2nd Election EZ Retirement Plan Enrollment Form,” Rev. ~~1-08~~ 07-07, is hereby adopted and incorporated by reference.

(b) All members choosing to use this form are required to fill out Section 1 of the form by providing the member’s name and Social Security number and checking only one of three boxes, indicating which choice the member is making.

(c) The form must be signed and dated by the member and must include a daytime telephone number. Inclusion of an e-mail address or the name of the member’s employing agency is optional on the member’s part.

(d) The form must be mailed to the address set out in paragraph (3)(c), above.

(e) The member must put his Social Security number at the bottom of each page of the form so that if the pages become separated, they can be properly reassembled.

(f) For members transferring to the FRS Pension Plan, the election may require a personal payment if the member’s account balance was less than the calculated amount required to buy back into the FRS Pension Plan. Such payment, if necessary, must be received by the date determined by the Division. If the required amount is not received by the Division by the date due, the election will be voided. The member will receive notification and proper instructions from the Division detailing where and in what form to send any personal payments. The Division is responsible for calculating that amount for those wishing to use their second elections to transfer to the FRS Pension Plan. The actuarial calculation is a forward-looking projection based on the employee’s salary and service and increases as additional creditable service and salary are earned.

(g) A confirmation statement will be mailed to the member’s address of record once the completed form is received and processed.

(h) The member should carefully review the form and be sure that it is signed and dated. The member should keep a copy for his records.

(i) If the member submits a form that is incomplete, it will not be processed. An incomplete form is a form which is missing the name and address and phone numbers of the member, social security numbers, the plan selection, signatures, or dates. The incomplete form will be returned to the member to add any missing information.

(6) Grace Period.

(a) If a member files an election with the Plan Choice Administrator and the member employee realizes that the election was made in error, the SBA will consider, on a case-by-case basis, whether the election will be reversed voided, subject to the following requirements: ~~1. The member must notify the~~ The SBA must be notified, by a telephone call to the toll free MyFRS Financial Guidance Line at number: 1(866)446-9377, ~~or by e-mail~~, or by written correspondence directly to the SBA, to the Plan Choice Administrator, or to the Division, ~~before assets are transferred from the FRS Pension Plan to the member’s FRS Investment Plan account. This transfer occurs no later than 4:00 p.m. Eastern Time on~~ the last business day of the ~~month following~~ the election effective month.

~~2. Member Elects the FRS Pension Plan. The SBA must be notified no later than the last business day of the month following the election month.~~

(b) If the request to reverse void the election is made timely and the SBA finds agrees the election was made in error, the member will be required to sign a release and return it to the SBA no later than 4:00 PM, Eastern Time, on the last business day of the election effective month prior to the election’s being officially reversed will be voided, Upon receipt of the release, the Division and the Plan Choice Administrator will be directed to do the following:

1. The Division will revise its database to reflect the election has been reversed voided.

2. The Plan Choice Administrator will send the member written confirmation ~~contact the member via telephone or email and tell him or her~~ that the election has been voided.

3. The member will make a new election using a form consistent with subsections (3) and (4), above.

~~4. If the member had elected the FRS Investment Plan and decided to remain in the FRS Pension Plan, there is no need for another election, because the member is already in the FRS Pension Plan, his election to the FRS Investment Plan having been voided.~~

(c) Nothing contained in this subsection will interfere with a member’s right to file a complaint, as permitted by Section 121.4501(9)(f)3., F.S.

Specific Authority 121.4501(8)(a) FS. Law Implemented 121.4501(3), (4), (8)(b)4., (15)(b), (20) FS. History–New 10-21-04, Amended 3-9-06, 10-25-07, _____.

19-11.008 Forfeitures.

(1) Purpose. The purpose of this rule is to clarify the provisions regarding forfeitures of account balances.

(2) Forfeitures after Separation or Retirement from FRS Employment.

(a) If a member terminates FRS-covered employment before vesting in his Investment Plan benefit or any transferred Pension Plan benefit, he will not be entitled to any benefit. The account balance will be placed in a suspense account. The suspense account shall be ~~is~~ invested in the FRS Select U.S. Treasury Inflation-Protected Securities (TIPS) Fund, where it will accrue actual investment earnings. If the member returns to work for an FRS employer within five (5) years from the date of termination, the member's will be returned to the Investment Plan and the account balance, plus any earnings while invested in the TIPS Fund, will be returned to the member's account. The service credit for the restored service, combined with any future service credit, will be applied towards vesting of the member's account. If the member never returns to work for an FRS employer or if the member returns to FRS covered employment 5 or more years after the date of termination, the member will forfeit the unvested account balance and the associated service credit.

(b) If the member leaves FRS-covered employment after vesting in his Investment Plan account, but before the member vests in any transferred Pension Plan benefit, the member shall only be entitled to receive the vested Investment Plan benefit. However, if the member takes any distribution from his vested Investment Plan account, the unvested Pension Plan benefit transferred into the Investment Plan, plus any earnings on these funds will be forfeited along with the associated service credit. If the member is required to receive a required minimum distribution (RMD), the unvested Pension Plan benefit and the associated service credit, will not be forfeited, when the first RMD payment is received. If the member does not take a distribution from his Investment Plan account, the unvested Pension Plan benefit will be transferred to a suspense account. The suspense account is invested in the FRS Select U.S. Treasury Inflation-Protected Securities (TIPS) Fund, where it will accrue actual investment earnings. If the member returns to work for an FRS employer within five (5) years from the date of termination, the member's account balance, plus any earnings while invested in the TIPS Fund, will be returned to the member's account. The service credit for the restored service, combined with any future service credit, will be applied towards vesting of the member's account.

(c) If an FRS Investment Plan Hybrid Option member leaves FRS-covered employment after vesting in his Investment Plan account, but before he vests in his Pension Plan benefit, the member shall only be entitled to receive the vested Investment Plan benefit. However, if the member takes any distribution from his vested Investment Plan account, the unvested Pension Plan benefit will be forfeited along with the

associated service credit. If the member is required to receive a required minimum distribution (RMD), the unvested Pension Plan benefit and the associated service credit, will not be forfeited, when the first RMD payment is received. If the member does not take a distribution from his Investment Plan account and later returns to work for an FRS employer, the member will be returned to the FRS Investment Plan Hybrid Option and the service credit for the existing Pension Plan and Investment Plan service, combined with any future service credit, will be applied towards vesting of the member's account.

(d) If a member's benefit and service are forfeited because the member did not return to FRS-covered employment within five (5) years, but the member later returns to FRS-covered employment after the forfeiture has occurred, the member will be returned to the plan in which he or she was participating at the time of the forfeiture. If the member's benefit and service credit in the Pension Plan are forfeited because the member took a distribution of his vested Investment Plan benefit, and the member later returns to FRS-covered employment, he will be considered a new employee and will be entitled to a new retirement plan choice during his new employee window period.

(3) Forfeitures of FRS Investment Plan accounts Due to Criminal Activity.

(a) The Florida Constitution (Section 8, Article II) and Florida statutes provide that any member of the Florida Retirement System who commits certain crimes and is found guilty by a jury or by the court hearing the case without a jury shall forfeit all rights and benefits under Chapter 121, F.S. These crimes include embezzlement or theft from his or her employer, bribery in connection with the employment, engaging in strikes as a public employee, or killing the member to receive the member's benefits. Please see Sections 112.3173 and 121.091(5), F.S. and the other statutory sections mentioned therein, since these may be changed by the Legislature.

(b) When the SBA, on behalf of the FRS Investment Plan, becomes aware of any accusation of criminal wrongdoing against any employee who is a member of the FRS Investment Plan, the SBA will put a hold on the member's account to preclude the member from removing his or her money from the account, until a determination is made on whether charges have been filed and whether the charges are for a forfeitable offense.

(c) If the charges against the member are not pursued and are dropped by law enforcement officials, the hold on the member's account will be released.

(d) If the member is indicted and convicted or pleads guilty, the SBA will acquire a certified copy of the judgment and will contact the member to advise the member that his account is forfeited and, if he wants to contest the forfeiture, he has the right to a hearing. The hold on the member's account will remain in place until.

1. The time to request a hearing has passed and no request for a hearing is made, or

2. The conclusion of the hearing and any appeal of the final order issued after the conclusion of the hearing.

(e) At the conclusion of either subparagraph (d)1. above, or (d)2. above, if the member's hearing and/or appeal is unsuccessful, the SBA will direct the Investment Plan Administrator to transfer the member's account balance to the Investment Plan Forfeiture Account.

(4) Authorized uses of the Investment Plan Trust Fund Forfeiture Account.

(a) The Investment Plan Forfeiture Account is funded with unvested account balances forfeited by members as described above in this rule and with account balances forfeited due to criminal activity as described above in this rule.

(b) Section 121.4501(13), Florida Statutes, requires that the Investment Plan be administered so as to comply with the requirements of the Internal Revenue Code in order to maintain a tax-qualified status.

(c) Pursuant to a private letter ruling from the Internal Revenue Service, the Forfeiture Account may be used for two purposes:

1. Payment of Investment Plan Administrative expenses, and

2. Reduction of future employer contributions to the Investment Plan.

(d) Consistent with Internal Revenue Service Rulings 80-155 and 74-340, unallocated reserves within the Forfeiture Account will be used as quickly and as prudently as possible considering fiduciary duty. The expected withdrawals from the Account should endeavor to reduce the Account to zero each fiscal year end.

Specific Authority 121.4501(8)(a) FS. Law Implemented 121.021(29), (39), 121.091(5), 121.4501(13), (20), 121.591, 744.301 FS. History--New 3-9-06, Amended _____.

19-11.009 Reemployment with an FRS-covered Employer after Retirement.

(1) Purpose: The purpose of this rule is to clarify the provisions regarding reemployment after retirement for FRS Investment Plan members.

(2)(a) A member who has terminated FRS-covered employment and has taken a distribution from his Investment Plan account is considered a retiree, as of the date of the distribution, in accordance with Section 121.4501(2)(j), F.S. As a retiree, the former member shall not be reemployed with an FRS-covered employer until he has been retired for 12 months, except under certain limitations without suspending his benefits. Any retiree member may return to employment with an FRS-covered employer after 12 months of retirement and may take distributions from prior career benefits, even

while reemployed. A retiree may work for any private employer or for any public employer who does not participate in the FRS without affecting his/her FRS retirement benefits.

(b) There are exceptions to paragraph (2)(a) above. This paragraph does not contain an exhaustive list of all possible situations. Members who are not in exactly the same circumstances as described in this paragraph should call the toll-free MyFRS Financial Guidance Line at 1(866)446-9377, Option 1, to have their situations properly analyzed.

1. A member who has reached his normal retirement date, in accordance with Section 121.021(29), F.S., may return to FRS-covered employment after being retired for one calendar month. One calendar month means the full calendar month following the month the member retired. The retiree may return to employment in one of the excepted positions identified in Section 121.091(9)(b), F.S., and continue to take distributions from prior career benefits. If the retiree returns to work in a position that is not one of the exceptions allowed by law, he/she must suspend receipt of any remaining retirement benefits for the remainder of the 12 months after retirement may get up to ten percent of his account balance one calendar month following his month of termination, and he may get the balance after a total of three calendar months following his month of termination, unless he returns to FRS covered employment, during this three-calendar-month period.

~~2. If the member in subparagraph 1, above, takes a partial distribution and then returns to work, the member will not be eligible for any further distributions until the member terminates employment from all FRS covered employers, or suspends further benefits for the remainder of the 12 months, or the first 12 months of retirement are completed.~~

~~3. A member who has reached his normal retirement date, in accordance with Section 121.021(29), F.S., can return to work in one of the excepted positions identified in Section 121.091(9)(b), F.S., one calendar month after taking a distribution.~~

2.4. A member who has not reached his normal retirement date, in accordance with Section 121.021(29), F.S., may return to FRS-covered employment in certain positions after being retired for three calendar months. "Three calendar months" means three full calendar months following the month in which the member retired. For example, if a member retires in January, the three calendar months are February, March, and April. The retiree may return to employment in May in one of the excepted positions identified in Section 121.091(9)(b), F.S., and continue to take distributions from prior career benefits. If the retiree returns to work in a position which is not one of the exceptions allowed by law, he/she must suspend receipt of any remaining retirement benefits for the remainder of the 12 months after retirement.

(3) The Plan Choice Administrator must be informed whenever an FRS Investment Plan retiree returns to employment with an FRS-covered employer during the first 12 months of retirement.

(4) Any retiree employed in violation of the FRS Investment Plan reemployment limitations and any employing agency which knowingly employs or appoints such person shall be jointly and severally liable to the retirement trust fund for reimbursement of any benefits paid. To avoid liability, such employing agency must have a written statement from the retiree that he or she is not retired from a state-administered retirement system can return to work in one of the excepted positions identified in Section 121.091(9)(b), F.S., three calendar months after taking a distribution.

Specific Authority 121.4501(8)(a) FS. Law Implemented 121.021(29), (39), 121.091(9)(b),(c), 121.4501(2)(j), 121.591(1)(a)4. FS. History–New 11-26-07, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Ron Poppell, Senior Investment Officer; Office of Defined Contributions

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Trustees of the SBA

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 29, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 27, 2008

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-601.602
 RULE TITLE: Community Release Programs

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to allow for monthly progress reviews.

SUMMARY: The proposed amendments to Rule 33-601.602, F.A.C., allow for monthly, rather than biweekly progress reviews, by amending Form DC6-118C, Personalized Program Plan Biweekly Progress Review.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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: 945.091, 946.002 FS.

LAW IMPLEMENTED: 945.091, 946.002 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: Jamie Jordan-Nunes, Office of the General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-601.602 Community Release Programs.

(1) No change.

(2) Inmate Conduct While on Community Release.

(a) through (c) No change.

(d) The work release center classification officer or contract facility counselor shall complete a Personalized Program Plan for Work Release Centers, Form DC6-118A, on all inmates assigned to the work release center within 14 days of receipt of the inmate at the center. Form DC6-118A is incorporated by reference in subsection (16) of this rule. The completed personalized program plan shall be signed by the inmate, the classification officer and the correctional officer major or the facility counselor and facility director at contract facilities. Once the personalized program plan is signed, it shall be given to the staff member assigned to work with the inmate. Any changes in the personalized program plan shall be discussed with the inmate and shall be documented on Form DC6-118B, Personalized Program Plan – Modification Plan. Form DC6-118B is incorporated by reference in subsection (16) of this rule. The inmate’s progress towards achieving the goals of the personalized program plan shall be reviewed monthly ~~bi-weekly~~ with the inmate. The outcome of each review shall be documented on Form DC6-118C, Personalized Program Plan ~~Biweekly~~ Progress Review or shall be entered into WRIMS at those facilities at which the system is operational. A copy of the Personalized Program Plan shall be printed on form WRIMS and given to the inmate. Form DC6-118C is incorporated by reference in subsection (16) of this rule. Staff are authorized to schedule subsequent progress reviews upon request of the inmate.

(e) No change.

(3) through (15) No change.

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

(a) through (f) No change.

(g) DC6-118C, Personalized Program Plan ~~Biweekly~~ Progress Review, effective _____ ~~2-7-05~~.

(h) through (j) No change.

Specific Authority 945.091, 946.002 FS. Law Implemented 945.091, 946.002 FS. History–New 12-7-97, Amended 4-13-98, 10-20-98, Formerly 33-9.023, Amended 3-14-01, 9-2-01, 10-27-03, 3-2-04, 10-28-04, 2-7-05, 2-22-07, 7-17-07, 4-10-08, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: John Hancock, Chief, Bureau of Classification and Central Records

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Walter A. McNeil, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 18, 2008
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 27, 2008

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Land Sales, Condominiums and Mobile Homes

RULE NOS.: RULE TITLES:
 61B-3.0001 Definitions
 61B-3.001 Fees, Cost of Inspections and Investigations
 61B-3.008 Investigations

PURPOSE AND EFFECT: Chapter 2008-240, Laws of Florida, repealed Chapter 498, Florida Statutes, cited as the "Florida Uniform Land Sales Practices Law". The purpose of this rulemaking is to repeal all administrative rules promulgated pursuant to the authority contained in that law.

SUMMARY: This rulemaking repeals administrative rules relating to the disposition of interests in subdivided land previously regulated under Chapter 498, Florida Statutes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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: 498.007(1), 498.017 FS.
 LAW IMPLEMENTED: 498.007(1), 498.011, 498.017, 498.023, 498.024, 498.025, 498.027, 498.029, 498.031, 498.033, 498.039, 498.047, 498.047(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: September 2, 2008, 8:00 a.m.
 PLACE: The Northwood Centre, Suite 16, Conference Room, 1940 N. Monroe Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Sharon A. Malloy, Senior Management Analyst II 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 PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Sharon A. Malloy, Senior Management Analyst II, Division of Florida Land Sales, Condominiums and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32311-1030, (850)488-1631

THE FULL TEXT OF THE PROPOSED RULES IS:

61B-3.0001 Definitions.

Specific Authority 498.007(1) FS. Law Implemented 498.023, 498.024, 498.025, 498.027, 498.029, 498.031, 498.033, 498.039, 498.047 FS. History--New 2-16-93, Formerly 7D-3.0001, Amended 9-28-93, 1-26-97, 5-31-98, Repealed.

61B-3.001 Fees, Cost of Inspections and Investigations.

Specific Authority 498.007(1), 498.017 FS. Law Implemented 498.007(1), 498.011, 498.017, FS. History--New 10-8-68, Amended 12-9-69, Revised 12-17-71, Amended 12-19-74, 9-22-77, 12-24-80, 4-17-85, Formerly 7D-3.01, Amended 1-4-87, 2-16-93, Formerly 7D-3.001, Amended 9-28-93, 1-26-97, 5-31-98, Repealed.

61B-3.008 Investigations.

Specific Authority 498.007(1) FS. Law Implemented 498.047(2) FS. History--New 2-16-93, Formerly 7D-3.008, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Michael Cochran, Director, Division of Florida Land Sales, Condominiums and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-1030

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Chuck Drago, Interim Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 28, 2008

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Land Sales, Condominiums and Mobile Homes

RULE NOS.: RULE TITLES:
 61B-5.0022 Registration
 61B-5.0026 Material Changes; Termination of Registration
 61B-5.003 Financial Statements

PURPOSE AND EFFECT: Chapter 2008-240, Laws of Florida, repealed Chapter 498, Florida Statutes, cited as the "Florida Uniform Land Sales Practices Law". The purpose of this rulemaking is to repeal all administrative rules promulgated pursuant to the authority contained in that law.

SUMMARY: This rulemaking repeals administrative rules relating to the disposition of interests in subdivided land previously regulated under Chapter 498, Florida Statutes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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: 498.007(1) FS.

LAW IMPLEMENTED: 498.007, 498.017(5), 498.027, 498.029(1), 498.031, 498.033, 498.037, 498.039, 498.039(1), 498.041, 498.047 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: September 2, 2008, 8:00 a.m.

PLACE: The Northwood Centre, Suite 16, Conference Room, 1940 N. Monroe Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Sharon A. Malloy, Senior Management Analyst II, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32311-1030, (850)488-1631

THE FULL TEXT OF THE PROPOSED RULES IS:

61B-5.0022 Registration.

Specific Authority 498.007(1) FS. Law Implemented 498.027, 498.029(1), 498.031, 498.033, 498.037, 498.039(1), 498.041 FS. History–New 12-24-80, Amended 4-17-85, Formerly 7D-5.022, Amended 8-20-86, 2-16-93, Formerly 7D-5.0022, Amended 1-26-97, 5-31-98, Repealed.

61B-5.0026 Material Changes; Termination of Registration.

Specific Authority 498.007(1) FS. Law Implemented 498.017(5), 498.033, 498.039, 498.041, 498.047 FS. History–New 12-31-80, Amended 4-17-85, Formerly 7D-5.026, Amended 8-20-86, 2-16-93, Formerly 7D-5.0026, Amended 9-28-93, 2-27-97. 5-31-98, Repealed.

61B-5.003 Financial Statements.

Specific Authority 498.007(1) FS. Law Implemented 498.033, 498.007 FS. History–New 12-31-80, Formerly 7D-5.03, Amended 2-16-93, Formerly 7D-5.003, Amended 5-31-98, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Michael Cochran, Director, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-1030

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Chuck Drago, Interim Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 28, 2008

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Land Sales, Condominiums and Mobile Homes

RULE NOS.:	RULE TITLES:
61B-6.001	Mortgages and Other Encumbrances
61B-6.004	Encumbrance Reports
61B-6.006	Assurances for Uncompleted Improvements/Interim Maintenance of Subdivided Lands
61B-6.010	Modification or Release of Assurances

PURPOSE AND EFFECT: Chapter 2008-240, Laws of Florida, repealed Chapter 498, Florida Statutes, cited as the “Florida Uniform Land Sales Practices Law”. The purpose of this rulemaking is to repeal all administrative rules promulgated pursuant to the authority contained in that law.

SUMMARY: This rulemaking repeals administrative rules relating to the disposition of interests in subdivided land previously regulated under Chapter 498, Florida Statutes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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: 498.007(1) FS.

LAW IMPLEMENTED: 498.017(6), 498.027, 498.039, 498.039(6), (7) 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: September 2, 2008, 8:00 a.m.

PLACE: The Northwood Centre, Suite 16, Conference Room, 1940 N. Monroe Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Sharon A. Malloy, Senior Management Analyst II 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 PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Sharon A. Malloy, Senior Management Analyst II, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32311-1030, (850)488-1631

THE FULL TEXT OF THE PROPOSED RULES IS:

61B-6.001 Mortgages and Other Encumbrances.

Specific Authority 498.007(1) FS. Law Implemented 498.027, 498.039 FS. History—Revised 12-17-71, Amended 12-19-74, 4-14-76, 7-1-76, 9-22-77, 12-31-80, 6-9-82, Formerly 7D-6.01, Amended 8-20-86, 2-16-93, Formerly 7D-6.001, Amended 1-26-97, 6-9-98, Repealed.

61B-6.004 Encumbrance Reports.

Specific Authority 498.007(1) FS. Law Implemented 498.039(6),(7) FS. History—New 12-31-80, Amended 6-9-82, Formerly 7D-6.04, Amended 8-20-86, 2-16-93, Formerly 7D-6.004, Amended 1-26-97, 6-9-98, Repealed.

61B-6.006 Assurances for Uncompleted Improvements/Interim Maintenance of Subdivided Lands.

Specific Authority 498.007(1) FS. Law Implemented 498.027, 498.039 FS. History—New 6-9-82, Amended 4-17-85, Formerly 7D-6.06, Amended 8-20-86, 1-24-91, 2-16-93, Formerly 7D-6.006, Amended 9-28-93, 2-27-97, 6-9-98, Repealed.

61B-6.010 Modification or Release of Assurances.

Specific Authority 498.007(1) FS. Law Implemented 498.017(6), 498.039 FS. History—New 6-9-82, Amended 4-17-85, Formerly 7D-6.10, Amended 2-16-93, Formerly 7D-6.010, Amended 9-28-93, 1-26-97, 6-9-98, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Michael Cochran, Director, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-1030

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Chuck Drago, Interim Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 28, 2008

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Land Sales, Condominiums and Mobile Homes

RULE NO.: 61B-7.011 RULE TITLE: Public Offering Statement

PURPOSE AND EFFECT: Chapter 2008-240, Laws of Florida, repealed Chapter 498, Florida Statutes, cited as the “Florida Uniform Land Sales Practices Law”. The purpose of this rulemaking is to repeal all administrative rules promulgated pursuant to the authority contained in that law.

SUMMARY: This rulemaking repeals administrative rules relating to the disposition of interests in subdivided land previously regulated under Chapter 498, Florida Statutes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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: 498.007(1) FS.

LAW IMPLEMENTED: 498.037 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: September 2, 2008, 8:00 a.m.

PLACE: The Northwood Centre, Suite 16, Conference Room, 1940 N. Monroe Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Sharon A. Malloy, Senior Management Analyst II 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 PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sharon A. Malloy, Senior Management Analyst II, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32311-1030, (850)488-1631

THE FULL TEXT OF THE PROPOSED RULE IS:

61B-7.011 Public Offering Statement.

Specific Authority 498.007(1) FS. Law Implemented 498.037 FS. History—New 12-17-71, Repromulgated 12-19-74, Amended 12-24-80, Formerly 7D-8.011, Amended 8-20-86, Formerly 7D-8.0011, 61B-8.0011, Amended 1-26-97, 5-8-98, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Michael Cochran, Director, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-1030

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Chuck Drago, Interim Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 28, 2008

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Land Sales, Condominiums and Mobile Homes

RULE NOS.:	RULE TITLES:
61B-9.0011	Identifying Designation
61B-9.003	Letter of Transmittal
61B-9.032	Standards
61B-9.036	Approval of Vacation Certificates

PURPOSE AND EFFECT: Chapter 2008-240, Laws of Florida, repealed Chapter 498, Florida Statutes, cited as the “Florida Uniform Land Sales Practices Law”. The purpose of this rulemaking is to repeal all administrative rules promulgated pursuant to the authority contained in that law.

SUMMARY: This rulemaking repeals administrative rules relating to the disposition of interests in subdivided land previously regulated under Chapter 498, Florida Statutes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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: 498.007(1) FS.

LAW IMPLEMENTED: 498.007, 498.024(1)(b), 498.035, 498.035(1), (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: September 2, 2008, 8:00 a.m.

PLACE: The Northwood Centre, Suite 16, Conference Room, 1940 N. Monroe Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Sharon A. Malloy, Senior Management Analyst II 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 PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Sharon A. Malloy, Senior Management Analyst II, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32311-1030, (850)488-1631

THE FULL TEXT OF THE PROPOSED RULES IS:

61B-9.0011 Identifying Designation.

Specific Authority 498.007(1) FS. Law Implemented 498.035 FS. History–New 12-17-71, Repromulgated 12-19-74, Formerly 7D-9.01, Amended 9-22-77, 12-31-80, Formerly 7D-9.011, 7D-9.0011, Amended 5-18-98, Repealed.

61B-9.003 Letter of Transmittal.

Specific Authority 498.007(1) FS. Law Implemented 498.035(1) FS. History–New 12-17-71, Repromulgated 12-19-74, Amended 12-31-80, 4-17-85, Formerly 7D-9.03, Amended 8-20-86, 2-16-93, Formerly 7D-9.003, Amended 1-26-97, 5-18-98, Repealed.

61B-9.032 Standards.

Specific Authority 498.007(1) FS. Law Implemented 498.007, 498.024(1)(b), 498.035 FS. History–New 12-17-71, Amended 12-19-74, 12-31-80, Formerly 7D-9.32, 7D-9.032, Amended 1-26-97, 5-18-98, Repealed.

61B-9.036 Approval of Vacation Certificates.

Specific Authority 498.007(1) FS. Law Implemented 498.035(2) FS. History–New 12-19-74, Amended 12-31-80, Formerly 7D-9.36, 7D-9.036, Amended 5-18-98, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Michael Cochran, Director, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-1030

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Chuck Drago, Interim Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 28, 2008

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Land Sales, Condominiums and Mobile Homes

RULE NOS.:	RULE TITLES:
61B-13.003	Exemption Advisory Opinions
61B-13.011	Acceptable Permanent Road Maintenance
61B-13.102	Application for Reservation Program

PURPOSE AND EFFECT: Chapter 2008-240, Laws of Florida, repealed Chapter 498, Florida Statutes, cited as the “Florida Uniform Land Sales Practices Law”. The purpose of this rulemaking is to repeal all administrative rules promulgated pursuant to the authority contained in that law.

SUMMARY: This rulemaking repeals administrative rules relating to the disposition of interests in subdivided land previously regulated under Chapter 498, Florida Statutes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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: 498.007(1) FS.

LAW IMPLEMENTED: 498.017(7), 498.024, 498.025, 498.025(5), 498.027 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: September 2, 2008, 8:00 a.m.

PLACE: The Northwood Centre, Suite 16, Conference Room, 1940 N. Monroe Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Sharon A. Malloy, Senior Management Analyst II 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 PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Sharon A. Malloy, Senior Management Analyst II, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32311-1030, (850)488-1631

THE FULL TEXT OF THE PROPOSED RULES IS:

61B-13.003 Exemption Advisory Opinions.

Specific Authority 498.007(1) FS. Law Implemented 498.017(7), 498.025(5) FS. History–New 2-16-93, Formerly 7D-13.003, Amended 10-1-93, 5-18-98, Repealed.

61B-13.011 Acceptable Permanent Road Maintenance.

Specific Authority 498.007(1) FS. Law Implemented 498.025, 498.027 FS. History–New 2-16-93, Formerly 7D-13.011, Amended 10-1-93, 5-18-98, Repealed.

61B-13.102 Application for Reservation Program.

Specific Authority 498.007(1) FS. Law Implemented 498.017, 498.024 FS. History–New 2-16-93, Formerly 7D-13.102, Amended 10-1-93, 1-26-97, 5-18-98, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Michael Cochran, Director, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-1030

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Chuck Drago, Interim Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 28, 2008

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Land Sales, Condominiums and Mobile Homes

RULE NO.: 61B-24.006
 RULE TITLE: Economic Information

PURPOSE AND EFFECT: This rule repeal deletes the requirement that developers provide certain educational materials to tenants when a condominium is created by conversion of existing improvements. These educational materials as well as others are available to the public via the internet or in hard copy format from the division.

SUMMARY: This proposed rulemaking repeals the requirement for developers to provide certain educational materials to tenants when a condominium is created by conversion of existing improvements.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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: 718.501(1)(f), 718.614(2) FS.

LAW IMPLEMENTED: 718.501(1)(e), 718.614(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: September 2, 2008, 8:00 a.m.

PLACE: The Northwood Centre, Suite 16, Conference Room, 1940 N. Monroe Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sharon A. Malloy, Senior Management Analyst II, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32311-1030, (850)488-1631

THE FULL TEXT OF THE PROPOSED RULE IS:

61B-24.006 Economic Information.

Specific Authority 718.501(1)(f), 718.614(2) FS. Law Implemented 718.501(1)(e), 718.614(2) FS. History–New 7-2-81, Formerly 7D-24.06, 7D-24.006, Amended 2-22-94, 7-14-08, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Michael Cochran, Director, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-1030

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Chuck Drago, Interim Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 28, 2008

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NO.: 61G15-19.004
 RULE TITLE: Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances

PURPOSE AND EFFECT: Purpose and effect is to amend the rule to include disciplinary guidelines for all the violations.

SUMMARY: The rule is amended to include disciplinary guidelines for all the violations.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The Board determined the proposed rule will not have an impact on small business. No Statement of Estimated Regulatory Cost was prepared.

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

SPECIFIC AUTHORITY: 455.227, 471.008, 471.031, 471.033 FS.

LAW IMPLEMENTED: 455.227, 471.031, 471.033 FS.

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

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

THE FULL TEXT OF THE PROPOSED RULES IS:

61G15-19.004 Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances.

(1) No change.

(2) The following disciplinary guidelines shall be followed by the Board in imposing disciplinary penalties upon licensees for violation of the below mentioned statutes and rules:

VIOLATION	PENALTY RANGE	
	FIRST VIOLATION MINIMUM	SECOND AND SUBSEQUENT VIOLATIONS MAXIMUM
(a) Violating any provision of Section 455.227(1), 471.025 or 471.031, F.S., or any other provision of Chapter 471, F.S., or rule of the Board or Department (Sections 471.033(1)(a) and 455.227(1)(b), (q), F.S)	Reprimand and \$1,000 fine, to One (1) year suspension, two (2) years probation and \$5,000 fine Reprimand and \$1,000 fine	One (1) year suspension, two (2) years probation and \$5,000 fine to Revocation One (1) year suspension, two (2) years probation and \$5,000 fine
1. Failure to sign, seal or date documents (Section 471.025(1), F.S.)	Reprimand to one (1) year probation Reprimand	Reprimand and one (1) year probation to Revocation Reprimand and one (1) year probation
2. Sealing any document after license has expired or been revoked or suspended, or failure to surrender seal if the license has been revoked or suspended (Section 471.025(2), F.S.)	No change No change	Suspended license; Revocation and \$5,000 fine Revoked license: Referral to State's Attorney's office
3. Signing or sealing any document that depicts work the licensee is not licensed to perform or which is beyond his or her profession or specialty therein or practicing or offering to practice beyond the scope permitted by law or accepting and performing responsibilities the licensee is not competent to perform (Sections 471.025(3), 455.227(1)(o), F.S., paragraphs 61G15-19.001(6)(c), (d), F.A.C.)	Reprimand, one (1) year probation and \$1,000 fine; to \$5,000 fine, one (1) year suspension and two (2) years probation Reprimand, one (1) year probation and \$1,000 fine	Reprimand, \$5,000 fine, one (1) year suspension and two (2) years probation to Revocation Reprimand, \$5,000 fine, one (1) year suspension and two (2) years probation

4. Firm practicing without certificate of authorization (Section 471.023, F.S. and subsection 61G15-19.001(3), F.A.C.)	Reprimand, \$1,000 fine to one (1) year suspension and \$5,000 fine Reprimand	Reprimand, one (1) year suspension and \$5,000 fine to Revocation Revocation
5. Failure to complete continuing education (Section 471.017(3), F.S. and Rule 61G15-22.001, F.A.C.)	Reprimand and \$1,000 fine, to Suspend until licensee demonstrates compliance Suspend until licensee demonstrates compliance	Suspend until licensee demonstrates compliance to Revocation Revocation
6. Practicing engineering without a license or using a name or title tending to indicate that such person holds an active license as an engineer (Sections 471.031(1)(a), (b), F.S.)	\$1,000 fine to \$5,000 fine \$1,000 fine per count	\$5,000 fine to \$10,000 fine to referral to State Attorney's Office \$5,000 fine per count
7. Presenting as his or her own the license of another (Section 471.031(1)(c), F.S.)	\$1000 fine to \$5,000 fine \$1,000 fine per count	\$5,000 fine to \$10,000 fine and referral to State Attorney's Office \$5,000 per count and revocation
8. Giving false or forged evidence to the Board or concealing information relative to violations of this chapter (Sections 471.031(1)(d), (g), F.S.)	\$1,000 fine to \$5,000 fine and suspension \$1,000 fine per count	Reprimand and \$5,000 fine to Revocation \$5,000 per count and revocation
9. Employing unlicensed persons to practice engineering or aiding, assisting, procuring, employing unlicensed practice or practice contrary to Chapter 455 or 471, F.S. (Sections 471.031(1)(f) and 455.227(1)(j), F.S.)	\$1,000 fine and reprimand; to \$5,000 fine and suspension \$1,000 fine per count and reprimand	Reprimand and \$5,000 fine to Revocation \$5,000 per count and revocation
10. Having been found liable for knowingly filing a false complaint against another licensee (Section 455.227(1)(g), F.S.)	\$1,000 fine and reprimand; to \$5,000 per count and suspension \$1,000 fine per count and reprimand	Reprimand and \$5,000 fine to Revocation \$5,000 fine per count and revocation
11. Failing to report a person in violation of Chapter 455, Chapter 471, F.S., or the rules of the Board or the Department (Section 455.227(1)(i), F.S.)	Reprimand to \$5,000 fine and suspension for one (1) year Reprimand	Reprimand and \$5,000 fine to Revocation Reprimand, \$5,000 per count and suspension for one (1) year
12. Failing to perform any statutory or legal obligation (Section 455.227(1)(k), F.S.)	Reprimand to Revocation Reprimand	Reprimand to Revocation Revocation
13. Exercising influence on a client for financial gain (Section 455.227(1)(n), F.S.)	Reprimand to one (1) year suspension and \$5,000 fine Reprimand	Reprimand and \$5,000 fine to Revocation Revocation

<p>14. Improper delegation of professional responsibilities (Section 455.227(1)(p), F.S.)</p>	<p>\$1,000 fine and probation for one (1) year, to suspension \$1,000 fine per count and probation for one (1) year</p>	<p>Reprimand and \$5,000 fine to Revocation Revocation</p>
<p>15. Improperly interfering with an investigation or inspection or disciplinary proceeding (Section 455.227(1)(r), F.S.)</p>	<p>\$1,000 fine and probation for one (1) year; to suspension \$1,000 fine per count and probation for one (1) year</p>	<p>Reprimand and \$5,000 fine to Revocation Revocation</p>
<p>(b) Attempting to procure a license by bribery, fraudulent misrepresentation, or error of the Board or Department (Sections 471.033(1)(b) and 455.227(1)(h), F.S.)</p>	<p>One (1) years suspension and \$1,000 fine, to Revocation if licensed; if not licensed, denial of license and referral to State Attorney Revocation and \$1,000 fine if licensed; if not licensed, denial of license and referral to State Attorney</p>	<p>Revocation and \$5,000 fine if licensed; if not licensed, denial of license and referral to State Attorney</p>
<p>(c) Having a license to practice engineering acted against or denied by another jurisdiction (Sections 471.033(1)(c) and 455.227(1)(f), F.S.)</p>	<p>Same penalty as imposed in other jurisdiction or as close as possible to penalties set forth in Florida Statutes Same penalty as imposed in other jurisdiction or as close as possible to penalties set forth in Florida Statutes</p>	<p>Same penalty as imposed in other jurisdiction or as close as possible to penalties set forth in Florida Statutes</p>
<p>(d)1. Being convicted or found guilty of, or entering a plea of nolo contendere to a crime which relates to the practice or ability to practice (Sections 471.033(1)(d) and 455.227(1)(c), F.S.)</p>	<p>Reprimand \$1,000 fine, and one (1) year probation, to Revocation Misdemeanor: reprimand and one (1) year probation Felony: Revocation and \$1,000 fine</p>	<p>One (1) year suspension with 2 years probation to Revocation Reprimand, \$5,000 fine, one (1) year suspension and two (2) years probation</p>
<p>2. Conviction of crime related to building code inspection or plans examination (paragraph 61G15-19.001(7)(a), F.A.C.)</p>	<p>Reprimand \$1,000 fine, and one (1) year probation Misdemeanor: reprimand and one (1) year probation Felony: Revocation and \$5,000 fine</p>	<p>One (1) year suspension with 2 years probation to Revocation Reprimand, \$5,000 fine, one (1) year suspension and two (2) years probation</p>
<p>(e) Knowingly making or filing a false report or record, failing to file a report or record required by law, impeding or obstructing such filing (Sections 471.033(1)(e), 455.227(1)(l), F.S. and paragraph 61G15-19.001(7)(c), F.A.C.)</p>	<p>Reprimand and \$1,000 fine to one (1) year suspension, two (2) years probation One (1) year suspension, two (2) years probation, \$1,000 fine</p>	<p>One (1) year suspension, 2 years probation, and \$1,000 fine, to Revocation and \$5,000 fine Revocation and \$5,000 fine</p>

(f) Fraudulent, false, deceptive or misleading advertising (Sections 471.033(1)(f), F.S. and subsection 61G15-19.001(2), F.A.C.)	Reprimand to one (1) year probation and \$5,000 fine Reprimand	One (1) year probation and \$5,000 fine to Revocation Reprimand, one (1) year probation and \$5,000 fine
(g) Fraud, deceit, negligence, incompetence or misconduct (Sections 471.033(1)(g) and 455.227(1)(a), (m), F.S.)		
1. Fraud or deceit	Reprimand, two (2) years probation and \$1,000 fine, to one (1) years suspension and \$5,000 fine Reprimand, two (2) years probation and \$1,000 fine	One (1) year suspension and \$5,000 fine to Revocation \$5,000 fine and revocation
2.a. Negligence (subsection 61G15-19.001(4), F.A.C.)	Reprimand, two (2) years probation and \$1,000 fine, to \$5,000 fine, five (5) year suspension and ten (10) years probation Reprimand, two (2) years probation and \$1,000 fine	Two (2) years probation and \$1,000 fine, to \$5,000 fine and Revocation Reprimand, \$5,000 fine, five (5) year suspension and ten (10) years probation
b. As a special inspector	Reprimand, two (2) years probation and \$1,000 fine, to \$5,000 fine Reprimand, two (2) years probation and \$1,000 fine	Two (2) years probation and \$1,000 fine, to \$5,000 fine and Revocation Reprimand, \$5,000 fine, five (5) year suspension and ten (10) years probation or revocation
3. Incompetence (subsection 61G15-19.001(5), F.A.C.)	Two (2) year probation to Suspension until ability to practice proved followed by two (2) year probation Suspension until ability to practice proved followed by probation	Suspension until ability to practice proved followed by two (2) year probation, to Revocation
4. Misconduct (subsection 61G15-19.001(6), F.A.C.)	Reprimand and \$1,000 fine to one (1) year suspension \$1,000 fine per count and reprimand	One (1) year suspension to Revocation and \$5,000 fine Revocation
a. Expressing an opinion publicly on an engineering subject without being informed as to the facts and being competent to form a sound opinion (paragraph 61G15-19.001(6)(a), F.A.C.)	Reprimand and \$1,000 fine to one (1) year suspension Reprimand and \$1,000 fine per count	One (1) year suspension to Revocation and \$5,000 fine Revocation
b. Being untruthful, deceptive or misleading in any professional report, statement or testimony or omitting relevant and pertinent information from such report, statement or testimony when the result or such omission would or reasonably could lead to a fallacious conclusion (paragraph 61G15-19.001(6)(b), F.A.C.)	Reprimand and \$1,000 fine to one (1) year suspension Reprimand and \$1,000 fine per count	One (1) year suspension to Revocation and \$5,000 fine Revocation

<p>c. Offering directly or indirectly any bribe or commission or tendering any gift to obtain selection or preferment for engineering employment other than the payment of the usual commission for securing salaried positions through licensed employment agencies (paragraph 61G15-19.001(6)(e), F.A.C.)</p>	<p>Reprimand, \$5,000 fine per count and suspension for five (5) years, to Revocation \$5,000 fine per count and suspension for five (5) years</p>	<p>Five (5) years suspension to Revocation Revocation</p>
<p>d. Soliciting or accepting gratuities without client knowledge (paragraphs 61G15-19.001(6)(g), (h), F.A.C.)</p>	<p>Reprimand, one (1) year probation and \$1,000 fine, to one (1) year suspension, two (2) years probation and \$5,000 fine Reprimand, one (1) year probation and \$1,000 fine</p>	<p>One (1) year suspension, two (2) years probation and \$5,000 fine to Revocation Reprimand, one (1) year suspension, two (2) years probation and \$5,000 fine</p>
<p>e. Failure to preserve client's confidence (paragraph 61G15-19.001(6)(r), F.A.C.)</p>	<p>Reprimand, one (1) year probation and \$1,000 fine, to one (1) year suspension, two (2) years probation (if pecuniary benefit accrues to engineer) Reprimand, one (1) year probation and \$1,000 fine</p>	<p>One (1) year suspension, two (2) years probation and \$5,000 fine to Revocation Reprimand, one (1) year suspension, two (2) years probation (if pecuniary benefit accrues to engineer)</p>
<p>f. Professional judgment overruled by unqualified person (paragraph 61G15-19.001(6)(i), F.A.C.)</p>	<p>Reprimand, one (1) year probation and \$1,000 fine, to one (1) year suspension, two (2) years probation and \$5,000 fine Reprimand, one (1) year probation and \$1,000 fine</p>	<p>One (1) year suspension, two (2) years probation and \$5,000 fine to Revocation Reprimand, one (1) year suspension, two (2) years probation and \$5,000 fine</p>
<p>g. Use of name/firm in fraudulent venture (paragraph 61G15-19.001(6)(k), F.A.C.)</p>	<p>Reprimand, one (1) year probation and \$1,000 fine, to \$5,000 fine, one (1) year suspension and two (2) years probation Reprimand, one (1) year probation and \$1,000 fine</p>	<p>One (1) year suspension, two (2) years probation and \$5,000 fine to Revocation Reprimand, \$5,000 fine, one (1) year suspension and two (2) years probation</p>
<p>h. Undisclosed conflict of interest (paragraphs 61G15-19.001(6)(f), (p), F.A.C.)</p>	<p>Reprimand, \$1,000 fine and two (2) years probation, to Revocation and \$5,000 fine Reprimand, \$1,000 fine and two (2) years probation</p>	<p>One (1) year suspension, two (2) years probation and \$5,000 fine to Revocation Revocation and \$5,000 fine</p>
<p>(h) Violating any provision of Chapter 455, F.S. (Sections 471.033(1)(h) and 455.227(1)(q), F.S.)</p>	<p>Reprimand and \$1,000 fine per count, to \$5,000 fine and revocation Reprimand and \$1,000 fine per count</p>	<p>One (1) year suspension, two (2) years probation and \$5,000 fine to Revocation \$5,000 fine per count and revocation</p>

(i) Practicing on a revoked, suspended, inactive or delinquent license (Sections 471.033(1)(i) and 471.031(1)(e), F.S.)		
1. Delinquent license	Fine based on length of time in practice while inactive; \$100/month or \$1,000 maximum, renewal of license or cease practice Reprimand	Revocation
2. Inactive license	Fine based on length of time in practice while inactive; \$100/month or \$1,000 maximum, renewal of license or cease practice Fine based on length of time in practice while inactive; \$100/month or \$1,000 maximum, renewal of license or cease practice	
3. Suspended license	Revocation and \$1,000 fine Revocation and \$1,000 fine	
4. Revoked license	Referral to State Attorney Referral to State Attorney	Referral to State Attorney
(j) Affixing or permitting to be affixed his or her seal, name, or digital signature to any documents that were not prepared by him or her or under his or her responsible supervision, direction or control (Section 471.033(1)(j), F.S. and paragraphs 61G15-19.001(6)(j), (q), F.A.C.)	Reprimand, one (1) year probation and \$1,000 fine, to \$5,000 fine, one (1) year suspension and two (2) years probation Reprimand, one (1) year probation and \$1,000 fine	One (1) year suspension, two (2) years probation and \$5,000 fine to Revocation Reprimand, \$5,000 fine, one (1) year suspension and two (2) years probation
(k) Violating any order of the board or department (Sections 471.033(1)(k), 455.227(1)(q), F.S. and paragraph 61G15-19.001(6)(o), F.A.C.)	Suspension until compliant with the order of the Board and \$1,000 fine, to Revocation and \$5,000 fine Suspension and \$1,000 fine	Suspension until compliant with the order of the Board and \$1,000 fine, to Revocation and \$5,000 fine Revocation and \$5,000 fine
(l) Aiding, assisting, procuring, employing unlicensed practice or practice contrary to Chapter 455 or 471, F.S. (Section 455.227(1)(j), F.S.)	\$1,000 fine and probation for one (1) year, to \$5,000 fine and suspension Reprimand and \$1,000 fine per count	Reprimand and \$5,000 fine to Revocation \$5,000 fine per count and revocation

(3) No change.

Specific Authority 455.227, 471.008, 471.031, 471.033 FS. Law Implemented 455.227, 471.031, 471.033 FS. History—New 1-7-87, Formerly 21H-19.004, Amended 11-27-94, 5-22-01, 11-15-01, 5-20-02, 11-21-06, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Professional Engineers
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Professional Engineers
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 18, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: March 7, 2008

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

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

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

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

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared. The Board determined the proposed rule will not have an impact on small business.

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

SPECIFIC AUTHORITY: 473.304, 473.306 FS.

LAW IMPLEMENTED: 473.304, 473.306 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Veloria Kelly, Division Director, Board of Accountancy, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607

THE FULL TEXT OF THE PROPOSED RULE IS:

61H1-27.002 Concentrations in Accounting and Business.

(1) ~~For~~ ~~The~~ purposes of Section 473.306, F.S., if application for the Uniform CPA Examination ~~was~~ ~~is~~ made prior to August 2, 1983, an applicant must have a baccalaureate degree from an accredited college or university with a major in accounting, or its equivalent, with a concentration in accounting and business subjects. A concentration in accounting and business is defined as an educational program that includes at least 18 semester hours or 27 quarter hours, or the equivalent, in accounting education above elementary (principles of) accounting and 27 semester or 40 quarter hours, or the equivalent, in general business education. In order to meet the provisions of Section 473.306, F.S., the application must ~~have been~~ ~~be~~ filed, completed and approved and show on its face that all educational and other requirements ~~were~~ ~~have been~~ met prior to August 2, 1983.

(2) For purposes of Section 473.306, F.S., if application for licensure is made after August 1, 1983, an applicant must have at least a baccalaureate degree, or its equivalent, from an accredited college or university with a major in accounting, or its equivalent, plus at least 30 semester hours or 45 quarter hours, or the equivalent from an accredited college or university. These additional hours shall be in excess of those required for the baccalaureate degree such that the applicant's including a total education program shall include at least 150 total semester hours or 200 quarter hours or their equivalent with a concentration in accounting and business as follows:

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

(b) No change.

(3) To be eligible to take the licensure examination, an applicant shall have completed 120 semester or 160 quarter hours as follows:

(a) 24 semester or 36 quarter hours in accounting education at the upper division level which shall include coverage of auditing, cost and managerial accounting, financial accounting, accounting information systems, and taxation. Not more than 3 semester or 4 quarter hours may be internship programs which may be applied to the 24 semester or 36 quarter hours in accounting (internship courses must be taken in conjunction with other traditional coursework at an institution and must appear on the transcript). Further, any remaining internship credit if otherwise acceptable would be applied to the general business requirement, and

(b) 24 semester or 36 quarter hours in general business education which shall include not less than the equivalent of 6 semester or 8 quarter hours in business law courses which include coverage of the uniform commercial code, contracts and torts. Vocational and clerical type courses will not count either toward the accounting requirement set forth in subsection 61H1-27.002(2), F.A.C., or this general business education requirement. Specialized industry courses will be acceptable as general business courses but not as accounting courses unless as defined in subsection 61H1-27.002(2), F.A.C., unless they have an accounting prefix, further such courses in order to qualify must be certified by the chairman of the school or college's accounting department as qualifying for general business credit. Written or oral communication courses will qualify for the general business requirement if they have a business or accounting prefix or if they are reflected in the

catalog in the school or college as relating directly to the school or college's business or accounting requirements. A maximum of 9 semester hours (13 quarter hours) of computer courses and 6 upper division semester hours (8 quarter hours) of statistics courses will be accepted for purposes of meeting the general business requirement.

~~(4)(3)~~ For purposes of this rule, upper division accounting hours other than elementary above the minimum requirement may be substituted for general business hours. Elementary accounting subjects shall not be accepted as general business education. Elementary accounting subjects include principles of financial and managerial accounting courses even if they are covered in a three course sequence, are titled "introductory," "fundamentals" or "principles" and even if they are offered at the graduate level. All accounting courses and not less than 21 semester or 32 quarter hours of general business courses must be at the upper division level. For the purpose of paragraph 61H1-27.002(2)(b), F.A.C., all general business courses, including accounting courses in excess of the 36 hours required, must be taken at the upper division level, except for Introductory Macro and Micro Economics, three semester hours of the six required in Business Law, Introductory Statistics, Introduction to Computer Information Systems, and any written or oral communication course described in paragraph 61H1-27.002(2)(b), F.A.C. Lower level general business courses, other than those listed above, posted to transcripts after August 31, 1989 will not count. Standardized tests, such as CLEP ~~courses~~, are not acceptable for accounting or general business courses; however, advanced placement (AP) courses will be counted if the applicant has been granted college credit for those AP courses by their degree-granting institution.

(a) through (b) No change.

~~(5)(4)~~ Re-applicants whose original application for the CPA examination was approved prior to August 2, 1983 may elect to satisfy subsection 61H1-27.002(1), F.A.C.

~~(6)(5)~~ For purposes of subsection 61H1-27.002(2), F.A.C., and Section 473.306, F.S., a baccalaureate degree will not be considered as meeting the statutory requirement for a major in accounting or its equivalent unless all credit hours accepted by the college or university as part of the degree requirement are listed as courses in the catalogues of all institutions attended.

~~(7)(6)~~ If an applicant takes duplicate courses, only one of these courses will be counted. For purposes of this rule, all CPA Examination Review courses will be deemed to be duplicate courses.

(a) Courses will be considered duplicated if they cover a substantially equivalent professional area of knowledge even if separated by a span of time and even if some of the professional, technical and/or legal issues have been changed or modified.

(b) Regarding CPA Review courses, by definition these courses cover material already studied. Accordingly, no exception will be made to consider a CPA Review course non-duplicative, regardless of statements by applicants, professors, or academic administrators that additional topics are covered or the material covered only superficially in prior courses is covered in more detail in a "review" course.

~~(8)(7)~~ Individuals who have graduated from accounting programs approved by the International Qualifications Appraisal Board of the National Association of State Boards of Accountancy and whose educational degrees are from accredited institutions as set forth in subsection 61H1-27.001(1), F.A.C., shall be deemed to have met the requirements set forth in subsections 61H1-27.002(1)-(3), F.A.C.

Specific Authority 473.304, 473.306 FS. Law Implemented 473.306 FS. History—New 12-4-79, Amended 2-3-81, 8-1-83, 3-21-84, 6-10-84, 6-5-85, 10-28-85, Formerly 21A-27.02, Amended 5-22-88, 3-21-89, 5-20-91, 12-2-92, Formerly 21A-27.002, Amended 11-2-95, 11-3-97, 1-31-05, 5-24-07,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Accountancy
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Accountancy
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 15, 2008
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 11, 2008

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 NO.: 62-304.300
RULE TITLE: St. Marks Basin TMDLs
PURPOSE AND EFFECT: The purpose of the rule is to adopt Total Maximum Daily Loads (TMDLs), and their allocations, for fecal coliforms in Munson Slough.
SUMMARY: These TMDLs address fecal impairment in Munson Slough, which was verified as impaired by fecal coliforms using the methodology established in Chapter 62-303, F.A.C., Identification of Impaired Surface Waters. The percent reduction method was used to develop the fecal coliform TMDL.
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The Department has not prepared a Statement of Estimated Regulatory Cost (SERC) for this proposed Rule.

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: 403.061, 403.067 FS.

LAW IMPLEMENTED: 403.061, 403.062, 403.067 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: September 5, 2008, 10:00 a.m.

PLACE: Florida Department of Environmental Protection, 2600 Blair Stone Road, Room 609, Bob Martinez Center, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Ms. Pat Waters at (850)245-8449. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jan Mandrup-Poulsen, Division of Environmental Assessment and Restoration, Bureau of Watershed Management, Mail Station 3555, Florida Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, telephone (850)245-8448

THE FULL TEXT OF THE PROPOSED RULE IS:

62-304.300 St. Marks River Basin TMDLs.

Munson Slough TMDLs. Munson Slough TMDL for Fecal Coliform. The Total Maximum Daily Load for Munson Slough is 400 counts/100mL for fecal coliform, and is allocated as follows:

(1) The Wasteload Allocation (WLA) for discharges subject to the Department's National Pollutant Discharge Elimination System (NPDES) Municipal Stormwater Permitting Program is to address anthropogenic sources in the basin such that in-stream concentrations meet the fecal coliform criteria which, based on the measured concentrations from the 2006 period, will require a 31.6 percent reduction at sources contributing to exceedances of the criteria at Roberts Ave., and for the 2006 period, will require a 96.9 percent reduction at sources contributing to exceedances of the criteria at Springhill Road, and for the 1992 to 2007 period, will require a 91.5 percent reduction at sources contributing to exceedances of the criteria at Capital Circle S.W.

(2) The Load Allocation (LA) for nonpoint sources is to address anthropogenic sources in the basin such that in-stream concentrations meet the fecal coliform criteria which, based on

the measured concentrations from the 2006 period, will require a 31.6 percent reduction at sources contributing to exceedances of the criteria at Roberts Ave., and for the 2006 period, will require a 96.9 percent reduction at sources contributing to exceedances of the criteria at Springhill Road, and for the 1992 to 2007 period, will require a 91.5 percent reduction at sources contributing to exceedances of the criteria at Capital Circle S.W.

(3) The Margin of Safety is implicit.

(4) While the LA and WLA for fecal coliform have been expressed as the percent reductions needed to attain the applicable Class III criteria, it is the combined reductions from both anthropogenic point and nonpoint sources that will result in the required reduction of in-stream fecal concentration. However, it is not the intent of the TMDL to abate natural background conditions.

Specific Authority 403.061, 403.067 FS. Law Implemented 403.061, 403.062, 403.067 FS. History--New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Drew Bartlett, Deputy Director, Division of Environmental Assessment and Restoration

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Mimi Drew, Deputy Secretary Regulatory Programs and Energy, Department of Environmental Protection

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 10, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 1, 2008

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.:

RULE TITLE:

62-304.305

Ochlockonee Basin TMDLs

PURPOSE AND EFFECT: The purpose of the rule is to adopt Total Maximum Daily Loads (TMDLs), and their allocations, for dissolved oxygen and fecal coliform for Juniper Creek, fecal coliform for Black Creek and fecal coliform for Swamp Creek.

SUMMARY: This TMDL addresses dissolved oxygen impairment in Juniper Creek, which was verified as impaired for low dissolved oxygen, and fecal coliform impairments in Juniper Creek, Black Creek, and Swamp Creek using the methodology established in Chapter 62-303, F.A.C., Identification of Impaired Surface Waters. The reference waterbody method was used to develop the dissolved oxygen TMDL. The percent reduction method was used to develop the fecal coliform TMDLs.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The Department has not prepared a Statement of Estimated Regulatory Cost (SERC) for this proposed Rule.

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: 403.061, 403.067 FS.

LAW IMPLEMENTED: 403.061, 403.062, 403.067 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: September 5, 2008, 10:00 a.m.

PLACE: Florida Department of Environmental Protection, 2600 Blair Stone Road, Room 609, Bob Martinez Center, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Ms. Pat Waters at (850)245-8449. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jan Mandrup-Poulsen, Division of Environmental Assessment and Restoration, Bureau of Watershed Management, Mail Station 3555, Florida Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, telephone (850)245-8448

THE FULL TEXT OF THE PROPOSED RULE IS:

62-304.305 Ochlockonee River Basin TMDLs.

(1) Telogia Creek Planning Unit. Juniper Creek TMDLs.

(a) Juniper Creek TMDL for Dissolved Oxygen. The Total Maximum Daily Load for Juniper Creek is based on achieving the Class 3 fresh water minimum dissolved oxygen criterion of 5.0 mg/L, and is allocated as follows:

1. The Wasteload Allocation (WLA) for discharges subject to the Department's National Pollutant Discharge Elimination System (NPDES) Municipal Stormwater Permitting Program is to address anthropogenic sources in the basin such that in-stream concentrations meet the total nitrogen (TN) criteria which, based on the measured concentrations from the 1979 to 2006 period, will require a 18.18 percent reduction at sources contributing to exceedances of the criteria.

2. The Load Allocation (LA) for nonpoint sources is to address anthropogenic sources in the basin such that in-stream concentrations meet the the total nitrogen (TN) criteria which, based on the measured concentrations from the 1979 to 2006 period, will require a 18.18 percent reduction at sources contributing to exceedances of the criteria, and

3. The Margin of Safety is implicit.

4. While the LA and WLA for dissolved oxygen has been expressed as the percent reduction needed to attain the applicable Class III criteria, it is not the intent of the TMDL to abate natural background conditions.

(b) Juniper Creek TMDL for Fecal Coliform. The Total Maximum Daily Load for Juniper Creek is 400 counts/100mL for fecal coliform, and is allocated as follows:

1. The Wasteload Allocation for discharges subject to the Department's NPDES Municipal Stormwater Permitting Program is to address anthropogenic sources in the basin such that in-stream concentrations meet the fecal coliform criteria which, based on the measured concentrations from the 1992 to 2007 period, will require a 48.1 percent reduction at sources contributing to exceedances of the criteria.

2. The Load Allocation for nonpoint sources is to address anthropogenic sources in the basin such that in-stream concentrations meet the fecal coliform criteria which, based on the measured concentrations from the 1992 to 2007 period, will require a 48.1 percent reduction at sources contributing to exceedances of the criteria, and

3. The Margin of Safety is implicit.

4. While the LA and WLA for fecal coliform have been expressed as the percent reductions needed to attain the applicable Class III criteria, it is the combined reductions from both anthropogenic point and nonpoint sources that will result in the required reduction of in-stream fecal concentration. However, it is not the intent of the TMDL to abate natural background conditions.

(2) South Ochlockonee River Planning Unit. Black Creek TMDLs. The Total Maximum Daily Load for the freshwater segment of Black Creek is 400 counts/100mL for fecal coliform, and is allocated as follows:

(a) The Wasteload Allocation for discharges subject to the Department's National Pollutant Discharge Elimination System Municipal Stormwater Permitting Program is to address anthropogenic sources in the basin such that in-stream concentrations meet the fecal coliform criteria which, there currently are no NPDES point sources located in Black Creek.

(b) The Load Allocation for nonpoint sources is to address anthropogenic sources in the basin such that in-stream concentrations meet the fecal coliform criteria which, based on the measured concentrations from the 1992 to 2007 period, will require a 39.6 percent reduction at sources contributing to exceedances of the criteria, and

(c) The Margin of Safety is implicit.

(d) While the LA and WLA for fecal coliform have been expressed as the percent reductions needed to attain the applicable Class III criteria, it is the combined reductions from both anthropogenic point and nonpoint sources that will result in the required reduction of in-stream fecal concentration. However, it is not the intent of the TMDL to abate natural background conditions.

(3) North Ochlockonee River Planning Unit. Swamp Creek TMDLs. The Total Maximum Daily Load for Swamp Creek is 400 counts/100mL for fecal coliform, and is allocated as follows:

(a) The Wasteload Allocation for discharges subject to the Department's National Pollutant Discharge Elimination System Municipal Stormwater Permitting Program is to address anthropogenic sources in the basin such that in-stream concentrations meet the fecal coliform criteria which, based on the measured concentrations from the 1992 to 2007 period, will require a 69.2 percent reduction at sources contributing to exceedances of the criteria.

(b) The Load Allocation for nonpoint sources is to address anthropogenic sources in the basin such that in-stream concentrations meet the fecal coliform criteria which, based on the measured concentrations from the 1992 to 2007 period, will require a 69.2 percent reduction at sources contributing to exceedances of the criteria, and

(c) The Margin of Safety is implicit.

(d) While the LA and WLA for fecal coliform have been expressed as the percent reductions needed to attain the applicable Class III criteria, it is the combined reductions from both anthropogenic point and nonpoint sources that will result in the required reduction of in-stream fecal concentration. However, it is not the intent of the TMDL to abate natural background conditions.

Specific Authority 403.061, 403.067 FS. Law Implemented 403.061, 403.062, 403.067 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Drew Bartlett, Deputy Director, Division of Environmental Assessment and Restoration

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Mimi Drew, Deputy Secretary Regulatory Programs and Energy, Department of Environmental Protection

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 10, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 1, 2008

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.:	RULE TITLE:
62-304.810	Everglades West Coast Basin TMDLs

PURPOSE AND EFFECT: The purpose of the rule is to adopt Total Maximum Daily Loads (TMDLs), and their allocations, for fecal coliforms (Hendry Creek Marine and the Cocohatchee River), total nitrogen (Hendry Creek, Imperial River, Gordon River Extension, and Lake Trafford), and total phosphorus (Lake Trafford).

SUMMARY: These TMDLs address fecal coliform, dissolved oxygen (DO), un-ionized ammonia, and/or nutrient impairments in these Everglades West Coast waterbodies. These waterbodies were verified as impaired by fecal coliforms, total nitrogen (TN), and/or total phosphorus using the methodology established in Chapter 62-303, F.A.C., Identification of Impaired Surface Waters. For the DO TMDLs, water quality targets were identified by either using the TN concentration of local reference water bodies after establishing a relationship between DO and TN concentrations or, in the case of Lake Trafford, by developing regression relationships and using a computer model to simulate the hydrology and water quality. The percent reduction method was used to develop the fecal coliform TMDLs.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The Department has not prepared a Statement of Estimated Regulatory Cost (SERC) for this proposed Rule.

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: 403.061, 403.067 FS.

LAW IMPLEMENTED: 403.061, 403.062, 403.067 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: September 5, 2008, 10:00 a.m.

PLACE: Florida Department of Environmental Protection, 2600 Blair Stone Road, Room 609, Bob Martinez Center, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Pat Waters, (850)245-8449. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jan Mandrup-Poulsen, Division of Environmental Assessment and Restoration, Bureau of Watershed Management, Mail Station 3555, Florida Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, telephone (850)245-8448

THE FULL TEXT OF THE PROPOSED RULE IS:

62-304.810 Everglades West Coast Basin TMDLs.

(1) Estero Bay Planning Unit.

(a) Hendry Creek Marine TMDLs.

1. Hendry Creek Marine TMDL for Fecal Coliform. The Total Maximum Daily Load is 400 counts/100 ml and is allocated as follows:

a. The Wasteload Allocation (WLA) for wastewater point sources is not applicable.

b. The WLA for discharges subject to the Department's National Pollutant Discharge Elimination System (NPDES) Municipal Stormwater Permitting Program is to address anthropogenic sources in the basin such that in-stream concentrations meet the fecal coliform criteria which, based on the measured concentrations from the 2000 to 2007 period, will require a 57.4 percent reduction at sources contributing to exceedances of the criteria.

c. The Load Allocation (LA) for nonpoint sources is to address anthropogenic sources in the basin such that in-stream concentrations meet the fecal coliform criteria which, based on the measured concentrations from the 2000 to 2007 period, will require a 57.4 percent reduction at sources contributing to exceedances of the criteria.

d. The Margin of Safety is implicit.

e. While the LA and WLA for fecal coliform have been expressed as the percent reductions needed to attain the applicable Class III criteria, it is the combined reductions from both anthropogenic point and nonpoint sources that will result in the required reduction of in-stream fecal concentration. However, it is not the intent of the TMDL to abate natural background conditions.

2. Hendry Creek Marine Dissolved Oxygen TMDL. The Total Maximum Daily Loads to address the low dissolved oxygen condition is an annual median Total Nitrogen (TN) of 0.6 mg/L in Hendry Creek Marine, and is allocated as follows:

a. The WLA for wastewater point sources is not applicable.

b. The WLA for discharges subject to the Department's NPDES Municipal Stormwater Permitting Program is a 44 percent reduction of current anthropogenic TN loading based on measured concentrations from the 2000 to 2007 period.

c. The LA for nonpoint sources is a 44 percent reduction of current anthropogenic TN loading based on measured concentrations from the 2000 to 2007 period, and

d. The Margin of Safety is implicit.

(b) Hendry Creek TMDLs. Hendry Creek Dissolved Oxygen TMDL. The Total Maximum Daily Load to address the low dissolved oxygen condition is an annual median TN of 0.6 mg/L in Hendry Creek, and is allocated as follows:

1. The WLA for wastewater point sources is not applicable.

2. The WLA for discharges subject to the Department's NPDES Municipal Stormwater Permitting Program is a 44 percent reduction of current anthropogenic TN loading based on measured concentrations from the 2000 to 2007 period.

3. The LA for nonpoint sources is a 44 percent reduction of current anthropogenic TN loading based on measured concentrations from the 2000 to 2007 period, and

4. The Margin of Safety is implicit.

(c) Imperial River TMDLs. The Imperial River Dissolved Oxygen TMDL. The Total Maximum Daily Loads to address the low dissolved oxygen condition is an annual median total nitrogen of 0.74 mg/L in the Imperial River, and is allocated as follows:

1. The WLA for wastewater point sources is not applicable.

2. The WLA for discharges subject to the Department's NPDES Municipal Stormwater Permitting Program is a 24.9 percent reduction of current anthropogenic TN loading based on measured concentrations from the 2000 to 2007 period.

3. The LA for nonpoint sources is a 24.9 percent reduction of current anthropogenic TN loading based on measured concentrations from the 2000 to 2007 period, and

4. The Margin of Safety is implicit.

(2) Southwest Coast Planning Unit.

(a) The Cocohatchee River TMDLs. The Cocohatchee River Fecal Coliform TMDL. The Total Maximum Daily Load is 43 counts/100 ml and is allocated as follows:

1. The WLA for wastewater point sources is not applicable.

2. The WLA for discharges subject to the Department's NPDES Municipal Stormwater Permitting Program is to address anthropogenic sources in the basin such that in-stream concentrations meet the fecal coliform criteria which, based on the measured concentrations from the 2000 to 2007 period, will require a 65 percent reduction at sources contributing to exceedances of the criteria.

3. The LA for nonpoint sources is to address anthropogenic sources in the basin such that in-stream concentrations meet the fecal coliform criteria which, based on the measured concentrations from the 2000 to 2007 period, will require a 65 percent reduction at sources contributing to exceedances of the criteria.

4. The Margin of Safety is implicit.

5. While the LA and WLA for fecal coliform have been expressed as the percent reductions needed to attain the applicable Class II criteria, the combined reductions from both anthropogenic point and nonpoint sources will result in the required reduction of in-stream fecal concentration. However, it is not the intent of the TMDL to abate natural background conditions.

(b) The Gordon River Extension TMDLs. The Gordon River Extension Dissolved Oxygen TMDL. The Total Maximum Daily Loads to address the low dissolved oxygen condition is an annual median TN of 0.74 mg/L in the Gordon River Extension, and is allocated as follows:

1. The WLA for wastewater point sources is not applicable.

2. The WLA for discharges subject to the Department's NPDES Municipal Stormwater Permitting Program is a 29 percent reduction of current anthropogenic TN loading based on measured concentrations from the 2000 to 2007 period.

3. The LA for nonpoint sources is a 29 percent reduction of current anthropogenic TN loading based on measured concentrations from the 2000 to 2007 period, and

4. The Margin of Safety is implicit.

(c) Lake Trafford TMDLs.

1. The Lake Trafford Dissolved Oxygen TMDL. The Total Maximum Daily Load for Lake Trafford is based on achieving the Class 3 minimum dissolved oxygen criterion of 5.0 mg/L, and is allocated as follows:

a. The WLA for wastewater point sources is not applicable.

b. The WLA for discharges subject to the Department's NPDES Municipal Stormwater Permitting Program is a 60 percent reduction of current anthropogenic TN loading, and a 77 percent reduction of current anthropogenic total phosphorus (TP) loading based on measured concentrations from the 2000 to 2007 period.

c. The LA for nonpoint sources is a 60 percent reduction of current anthropogenic TN loading, and a 77 percent reduction of current anthropogenic TP loading based on measured concentrations from the 2000 to 2007 period, and

d. The Margin of Safety is implicit.

2. The Lake Trafford Nutrient TMDL. The Lake Trafford nutrient TMDL is based on meeting a maximum Trophic State Index (TSI) of 60, and is allocated as follows:

a. The WLA for wastewater point sources is not applicable.

b. The WLA for discharges subject to the Department's NPDES Municipal Stormwater Permitting Program is a 60 percent reduction of current anthropogenic TN loading, and a 77 percent reduction of current anthropogenic TP loading based on measured concentrations from the 2000 to 2007 period.

c. The LA for nonpoint sources is a 60 percent reduction of current anthropogenic TN loading, and a 77 percent reduction of current anthropogenic TP loading based on measured concentrations from the 2000 to 2007 period, and

d. The Margin of Safety is implicit.

3. The Lake Trafford Un-ionized Ammonia TMDL. The Lake Trafford un-ionized ammonia TMDL is based on meeting a maximum concentration of 0.02 mg/L, and is allocated as follows:

a. The WLA for wastewater point sources is not applicable.

b. The WLA for discharges subject to the Department's NPDES Municipal Stormwater Permitting Program is a 60 percent reduction of current anthropogenic TN loading, based on measured concentrations from the 2000 to 2007 period.

c. The LA for nonpoint sources is a 60 percent reduction of current anthropogenic TN loading, based on measured concentrations from the 2000 to 2007 period, and

d. The Margin of Safety is implicit.

Specific Authority 403.061, 403.067 FS. Law Implemented 403.061, 403.062, 403.067 FS. History--New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Drew Bartlett, Deputy Director, Division of Environmental Assessment and Restoration

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Mimi Drew, Deputy Secretary Regulatory Programs and Energy, Department of Environmental Protection

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 10, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 1, 2008

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-305.100	Scope of the Rule
62-305.200	Definitions
62-305.300	General Program Information
62-305.400	Project Selection Criteria
62-305.900	Forms

PURPOSE AND EFFECT: Chapter 62-305, F.A.C., is created to establish procedures and ranking criteria for the selection of urban stormwater retrofitting projects that will receive cost-share funding from the Department through a TMDL Water Quality Restoration Grant.

SUMMARY: Chapter 2005-291, Laws of Florida, created Section 403.890, F.S. The Water Protection and Sustainability Program, which included funding for the implementation of best management practices and capital project expenditures for urban nonpoint source pollutant load reduction projects needed to achieve TMDL goals. Section 403.890(1)(b), F.S., authorizes the Department to use these funds for cost-share grants and to adopt rules governing the distribution of the funds. Furthermore, the statute also provides that the funds shall not be used to abrogate the financial responsibility of those point and nonpoint sources that have contributed to the degradation of water or land areas.

Chapter 62-305, F.A.C., establishes definitions, procedures to apply for a grant, matching fund requirements, and project selection ranking factors. Project selection ranking factors include the status of the impaired water, the projected stormwater load reduction, the percentage of local matching funds, the project cost effectiveness, the inclusion of public

education components, and whether the applicant has established a dedicated funding source for stormwater management, thereby providing an assurance for the availability of matching funds.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A statement of estimated regulatory costs has not been prepared on this rule. This rule establishes a grant program to provide applicants, primarily local governments, with state cost-share dollars to construct urban stormwater treatment systems to reduce pollutant loads discharged to impaired waters.

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: 201.15(8), 403.890(1)(b) FS.

LAW IMPLEMENTED: 201.15(8), 403.890(1)(b) 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 RULES IS: Wanda Harpley, Florida Department of Environmental Protection, Bureau of Watershed Restoration, 2600 Blair Stone Road, MS 3510, Tallahassee, FL 32399-2400, telephone (850)245-8433, or e-mail: Wanda.harpley@dep.state.fl.us. Further information and updates on development of this rule also may be obtained from the Department's Internet site at: http://www.dep.state.fl.us/water/watersheds/tmdl_grant.htm (OGC No. 08-0815)

THE FULL TEXT OF THE PROPOSED RULES IS:

TOTAL MAXIMUM DAILY LOAD WATER QUALITY RESTORATION GRANTS

62-305.100 Scope of the Rule.

(1) Florida's Total Maximum Daily Load (TMDL) Water Quality Restoration Grant program is authorized by Sections 201.15(8) and 403.890(1)(b), F.S., directing the Department to fund the implementation of best management practices, such as regional stormwater treatment facilities, to reduce pollutant loads to impaired waters from urban stormwater discharges. The statutes also authorize the Department to fund research and demonstration of best management practices to reduce pollutant loads from urban nonpoint sources of pollution, especially urban stormwater.

(2) This rule sets forth the procedures governing the distribution of funding from this program.

Specific Authority 201.15(8), 403.890(1)(b) FS. Law Implemented 201.15(8), 403.890(1)(b) FS. History--New _____.

62-305.200 Definitions.

For purposes of this rule chapter:

(1) "Applicant" means a local government or water management district.

(2) "Best management practice or BMP" means a control technique that is used for a given set of conditions to reduce urban stormwater pollutant loads in a cost effective manner.

(3) "Local government" means a municipality, county, district, or authority, or any agency thereof, or a combination of two or more of the foregoing acting jointly in connection with a project and having jurisdiction over the discharge of untreated stormwater to impaired waters.

(4) "Project" means the implementation of best management practices to retrofit urban drainage systems to reduce pollutant loads discharged to impaired waters.

(5) "Project costs" means costs for land acquisition, design, permitting, construction, effectiveness monitoring, procurement of equipment and materials, contingency, and the legal and technical services associated with the implementation of best management practices and a TMDL Water Quality Restoration grant.

(6) "Pollutant of concern" means the pollutant or pollutants that have been identified as causing the impairment of a water body pursuant to the process set forth in Chapter 62-303, F.A.C.

(7) "Stormwater retrofitting" means the implementation of best management practices to reduce urban stormwater pollutant loads from existing drainage systems or from lands without stormwater treatment that discharge into impaired waters or an existing drainage system.

(8) "Water management district" means any one of the five water management districts created by Section 373.069, F.S.

Specific Authority 201.15(8), 403.890(1)(b) FS. Law Implemented 201.15(8), 403.890(1)(b) FS. History--New _____.

62-305.300 General Program Information.

(1) An applicant may apply for a TMDL Water Quality Restoration Grant by completing a TMDL Water Quality Restoration Grant Proposal Application, Form 62-305.900.

(2) Grant applications may be submitted at any time throughout the year. The Department will review and rank projects three times a year, in March, July, and November. Projects will be selected for grant funding based on these rankings and the availability of funding. Projects not selected for funding will remain in the pool of projects that will be ranked for one year from the date of submittal. Applicants will be notified within 30 days after the review and ranking process whether their project has been selected for grant funding. Once notified of selection, the applicant must provide the Department with a final scope of work and budget so that the Department may develop and execute a grant agreement with the applicant. The number of projects selected for funding during any review and ranking cycle will depend on the availability of funding from the Legislature.

(3) Match requirements. The applicant for a TMDL Water Quality Restoration Grant shall provide a minimum of 50% of the total project cost in matching funds. At least 25% of the matching funds shall be provided by the local government. Other matching funds can include funding from a water management district or state appropriations. However, applicants shall not match TMDL grant funds with local funds that are used to match water management district funds or state appropriations.

(4) Allowable project costs. Grant funds may only be used for construction of best management practices, monitoring to determine pollutant load reductions, or public education activities specifically associated with the project. Costs incurred before execution of a contract between the Department and the grant recipient shall be ineligible for reimbursement from grant funds. However, such costs may be included as matching funds. These costs may include, but are not limited to, costs incurred for land acquisition, design, permitting, bidding, project administration and other activities directly associated with the project.

(5) Project schedule. Projects for which TMDL Water Quality Restoration grant funds are sought shall at least be at the 60% design phase. The Department shall not issue a TMDL Water Quality Restoration Grant until the project has been permitted or the permit has been scheduled for approval at the next meeting of the water management district governing board or Department. Construction of projects selected for funding must be completed within three years of appropriation of the funds by the Legislature unless the funding can be certified forward beyond that timeframe in accordance with state budgeting procedures.

(6) Load reduction estimates. All applications for project funding shall include an estimate of the projected load reductions to be achieved by implementation of the stormwater treatment best management practices. Estimated load reductions may be calculated using models such as Watershed Management Model (WMM, 2006), Nonpoint Source Loading Management Model (NPSLMM, 2008) and Spreadsheet Tool for Estimating Pollutant Load (STEPL, 2007). The STEPL model is available for download at <http://it.tetrattech-ffx.com/stepl/> while the other models are available on the TMDL Grant internet site, http://www.dep.state.fl.us/water/watersheds/tmdl_grant.htm.

(7) Effectiveness monitoring. All projects will include storm event monitoring to determine the actual load reduction associated with implementation of the stormwater treatment best management practices unless such data already exists for the applicable best management practice. The applicant shall be required to put all data from the effectiveness monitoring and required project information into the Department's Best Management Practice (BMP) Data Base.

Specific Authority 201.15(8), 403.890(1)(b) FS. Law Implemented 201.15(8), 403.890(1)(b) FS. History—New _____.

62-305.400 Project Selection Criteria.

(1) Projects will be selected for funding using the ranking criteria below and the status of the project with respect to design, permitting, and construction.

(2) Eligible urban stormwater treatment projects will be ranked for TMDL Water Quality Restoration grant funding based on the priority scoring system set forth below. The maximum number of points for any single project is 490.

(a) Status of impaired water body.

1. The project is identified in an adopted basin management action plan. (100 points).

2. The project reduces loadings to an impaired water body with an adopted TMDL. (75 points).

3. The project reduces loadings to a water body on the adopted verified list of impaired waters. (50 points).

4. The project reduces loadings to a water body on the planning list of impaired waters. (20 points).

5. The project reduces loadings to a water body on the TMDL 1999 consent decree (Florida Wildlife Federation, Inc., Environmental Federation of Southwest Florida, Inc., and Save Our Creeks, Inc. v. Carol M. Browner, Administrator, U.S. Environmental Protection Agency and the U. S. Environmental Protection Agency, Civil Action File No. 4: 98CV356-WS). (10 points).

(b) Stormwater load reduction of the pollutant of concern.

The project will reduce urban stormwater loads by the percentages set below:

1. Loads are reduced by 80 to 100% (100 points).

2. Loads are reduced by 60 to 79% (75 points).

3. Loads are reduced by 40 to 59% (50 points).

4. Loads are reduced by 20 to 39% (30 points).

5. Loads are reduced by 0 to 19% (10 points).

(c) Percentage of local matching funds.

All projects must provide at least 50% matching funds. Points for local matching funds constitute the following percentage of total project costs:

1. Matching funds are greater than 50% (80 points).

2. Matching funds between 41% to 50% (60 points).

3. Matching funds between 31% to 40% (40 points).

4. Matching funds between 26% to 30% (20 points).

5. Matching funds are less than 25% (0 points).

(d) Project cost effectiveness. To provide consideration of the number of urban acres that are being treated by the project and the cost per pound to reduce the pollutant of concern, the scoring system below is established. Points are awarded based on the scoring point system below only if one nutrient is a pollutant of concern. Points are awarded based on the average score from below if both nitrogen and phosphorus are pollutants of concern. Cost percentiles are based on the information from existing TMDL Water Quality Restoration Grants. The dollar amounts associated with cost percentiles will be recalculated on an annual basis using the information in

the TMDL Water Quality Restoration Grant data base, available on the program's internet site. These dollar amounts will be posted on the internet site by January 31 of each year.

1. Cost per pound of Total Nitrogen removed per acre is in the lowest 20th percentile of project costs (100 Points).
2. Cost per pound of Total Nitrogen removed per acre is in the 20th to 40th percentile of project costs (75 Points).
3. Cost per pound of Total Nitrogen removed per acre is in the 40th to 60th percentile of project costs (50 Points).
4. Cost per pound of Total Nitrogen removed per acre is in the 60th to 80th percentile of project costs (25 Points).
5. Cost per pound of Total Nitrogen removed per acre is in the 80th to 100th percentile of project costs (10 Points).
6. Cost per pound of Total Phosphorus removed per acre is in the lowest 20th percentile of project costs (100 Points).
7. Cost per pound of Total Phosphorus removed per acre is in the 20th to 40th percentile of project costs (75 Points).
8. Cost per pound of Total Phosphorus removed per acre is in the 40th to 60th percentile of project costs (50 Points).
9. Cost per pound of Total Phosphorus removed per acre is in the 60th to 80th percentile of project costs (25 Points).
10. Cost per pound of Total Phosphorus removed per acre is over in the 80th to 100th percentile of project costs (10 Points).

(e) Educational component. The project includes components to educate targeted audiences about the use of stormwater treatment best management practices to reduce pollutant loads, such as signage, kiosks, field days, workshops, and training programs. Solely notifying the public of the project through news releases or other public relations efforts does not constitute an education program. Points will be awarded as follows:

1. The educational component consists of kiosks with information on stormwater pollution and treatment at the project site, conducting at least one workshop or field day at the project site, airing public service announcements about stormwater pollution and treatment, and the distribution of printed materials to people within the drainage area served by the project to educate them about how they can reduce stormwater pollution (30 points).
2. The educational component consists of kiosks with information on stormwater pollution and treatment at the project site and at least one other of the activities listed in number one, above (20 points).
3. The educational component consists of the distribution of printed materials to people within the drainage area served by the project to educate them about how they can reduce stormwater pollution (10 points).

(f) Dedicated stormwater funding. If the applicant is a local government or water control district, points will be awarded based on whether they have implemented a dedicated source for stormwater program and project funding. If the

dedicated funding source is other than a stormwater utility fee, such as a Municipal Services Taxing Unit (MSTU), a Municipal Services Benefit Unit (MSBU), or a sales tax that is dedicated to stormwater management projects, the applicant shall convert annual costs into a single family monthly Equivalent Rate Unit (ERU). Points will be awarded as follows:

1. No stormwater utility fee or other dedicated funding source (0 points).
2. Stormwater utility fee or other dedicated funding source where the single family residence fee is less than \$4.30/month (40 points).
3. Stormwater utility fee or other dedicated funding source where the single family residence fee is greater than \$4.30/month (80 points).

Specific Authority 201.15(8), 403.890(1)(b) FS. Law Implemented 201.15(8), 403.890(1)(b) FS. History--New _____.

62-305.900 Forms.

The application used by the Department for TMDL Water Quality Restoration Grants, "TMDL Water Quality Restoration Grant Proposal Application," is adopted and incorporated by reference in this section. Copies of form may be obtained from the TMDL Water Quality Grant Restoration internet site at http://www.dep.state.fl.us/water/watersheds/tmdl_grant.htm, from any local district or branch office of the Department, or by writing to the Florida Department of Environmental Protection, Bureau of Watershed Management, 2600 Blair Stone Road (MS3510), Tallahassee, FL 32399; TMDL Water Quality Restoration Grant Proposal Application, [Effective Date].

Specific Authority 201.15(8), 403.890(1)(b) FS. Law Implemented 201.15(8), 403.890(1)(b) FS. History--New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Jerry Brooks, Division Director
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Mimi Drew, Deputy Secretary, Regulatory Programs and Energy
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 29, 2008
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 8, 2008

DEPARTMENT OF HEALTH

Board of Podiatric Medicine

RULE NO.: 64B18-17.005
 RULE TITLE: Continuing Education Requirements After Initial Licensure

PURPOSE AND EFFECT: The Board proposes the rule amendment to update time limits for licensees to obtain their initial continuing education requirements.

SUMMARY: A time limit for obtaining initial continuing education requirements will be updated.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared. The Board determined the proposed rule will not have an impact on small business.

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

SPECIFIC AUTHORITY: 456.013, 456.033, 461.005, 461.007(3) FS.

LAW IMPLEMENTED: 456.013, 461.005, 461.007(3) 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: Joe Baker, Jr., Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B18-17.005 Continuing Education Requirements After Initial Licensure.

During the first biennium or within twelve (12) months of initial licensure, whichever ends later, practitioners are required to obtain five (5) hours of continuing education in the subject area of risk management by attending one full day of a meeting of the Board of Podiatric Medicine at which disciplinary hearings are conducted. The practitioner is then exempt from any other continuing education requirements for his or her first renewal except for hours mandated for prevention of medical errors and HIV/AIDS.

Specific Authority 456.013, 456.033, 461.005, 461.007(3) FS. Law Implemented 456.013, 461.005, 461.007(3) FS. History--New 11-29-06, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Podiatric Medicine

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Podiatric Medicine

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 18, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 18, 2008

DEPARTMENT OF HEALTH

Board of Podiatric Medicine

RULE NO.: 64B18-23.001
 RULE TITLE: Definitions

PURPOSE AND EFFECT: The Board proposes to repeal the rule.

SUMMARY: The rule will be repealed.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared. The Board determined the proposed rule will not have an impact on small business.

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: 461.005 FS.

LAW IMPLEMENTED: 461.003(5) 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: Joe Baker, Jr., Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B18-23.001 Definitions.

~~(1) The term "human leg," as used in Section 461.003(5), Florida Statutes, means the entire lower extremity, extending from the head of the femur to the foot, but does not include the hip joint.~~

~~(2) The term "surgical treatment," as used in Section 461.003(5), Florida Statutes, means a distinctly operative kind of treatment, such as a cutting operation. As such, injections, x-rays, and other medical, palliative, and mechanical diagnostic techniques and treatments are not surgery.~~

Specific Authority 461.005 FS. Law Implemented 461.003(5) FS. History--New 4-24-01, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Podiatric Medicine

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Podiatric Medicine

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 18, 2008

DEPARTMENT OF HEALTH

Division of Family Health Services

RULE NO.: 64F-12.018
 RULE TITLE: Fees

PURPOSE AND EFFECT: The Program intends through this rule promulgation to add fees for new permits authorized by the Florida Legislature. The rule will also clarify the fee for relocation of an establishment holding multiple permits.

SUMMARY: The rule implements the fee for the third party logistics provider permit and the health care clinic establishment permit. It also clarifies the fee for relocation of an establishment that holds multiple permits.

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

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

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

LAW IMPLEMENTED: 499.01, 499.012, 499.015, 499.04, 499.041, 499.05, 499.028 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Rebecca Poston, R. Ph., Director, Drugs Devices and Cosmetics Program, 4052 Bald Cypress Way, Mail Bin C-04, Tallahassee, Florida 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

64F-12.018 Fees.

(1) Biennial fees for a MANUFACTURER or REPACKAGER ~~manufacturer's~~ permit are as follows:

Permit	Biennial Fee
Prescription Drug Manufacturer	\$1500
Prescription Drug Repackager	\$1500
Device Manufacturer	\$1200
Cosmetic Manufacturer	\$800
Over-the Counter Drug Manufacturer	\$800
Compressed Medical Gas Manufacturer	\$1000
Non-resident Prescription Drug Manufacturer	\$1000

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

(2)(a) Biennial fees for a WHOLESALE DISTRIBUTOR or FREIGHT FORWARDER ~~wholesaler's~~ permit that is issued on a BIENNIAL ~~biennial~~ basis are as follows:

Permit	Biennial Fee
Compressed Medical Gas <u>Wholesale Distributor</u> Wholesaler	\$600
Retail Pharmacy <u>Drug Wholesale Distributor</u> Wholesaler	\$100
Freight Forwarder	\$600
Veterinary Prescription Drug <u>Wholesale Distributor</u> Wholesaler	\$1000

Limited Prescription Drug Veterinary \$1000
Wholesale Distributor ~~Wholesaler~~

(b) Annual fees for a WHOLESALE DISTRIBUTOR ~~wholesaler's~~ permit that is issued on an ANNUAL basis are as follows:

Permit	Annual Fee
Prescription Drug <u>Wholesale Distributor</u> Wholesaler (including Broker Only)	\$800
Out-of-State Prescription Drug <u>Wholesale Distributor</u> Wholesaler	\$800

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

Permit	Biennial Fee
Complimentary Drug Distributor	\$500
Veterinary <u>Prescription Legend</u> Drug Retail Establishment	\$600
Medical Oxygen Retail Establishment	\$600
Restricted <u>Prescription RX</u> Drug Distributor – Health Care Entity	\$600
Restricted <u>Prescription RX</u> Drug Distributor – Charitable Organization	\$600
Restricted <u>Prescription RX</u> Drug Distributor – Reverse Distributor	\$600
Restricted <u>Prescription RX</u> Drug Distributor – Destruction	\$600
Restricted <u>Prescription RX</u> Drug Distributor – Government Programs	\$600
Restricted <u>Prescription RX</u> Drug Distributor – Institutional Research	\$600
<u>Third Party Logistics Provider</u>	<u>\$600</u>
<u>Health Care Clinic Establishment</u>	<u>\$255</u>

(4) Miscellaneous OTHER ~~other~~ fees are as follows:

Description of other service fees	Fee
(a) Certification as Designated Representative	\$150
(b) Initial Application/On-site Inspection	\$150

Non-Refundable
(The initial application/on-site inspection fee is non-refundable.)

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

(c) Bond/Security: Prescription Drug Wholesale Distributor Wholesaler \$100,000
Bond/Security or Out-of-State Prescription Drug Wholesale Distributor Wholesaler Bond/Security, as set forth in Section 499.01(2)(d), (e) ~~499.012(2)~~, F.S.

(d) Bond/Security: Limited Prescription Drug Veterinary Wholesaler \$20,000
Bond/Security, as set forth in Section 499.01(2)(l) ~~499.012(2)(h)~~, F.S.

(e) Change of Address Fee:
 A relocation fee of \$100 must be paid for each permitted person or establishment relocating for which an on-site inspection is required. If no on-site inspection is required, the relocation fee is \$25 per permit. If a permitted person has multiple permits under the same permitted name and address and relocates any or all permitted activities concurrently to the new location, then only one \$100 fee is required plus \$25 for each additional ~~all other~~ permits.

(f) Product Registration (for each \$30*
per drug or cosmetic product registered)

*The registration fee for a prescription drug or cosmetic product being amended to an existing product registration that has 12 months or less until it expires is \$15.

(g) Listed Identical Products \$15

(h) Free Sale Certificate \$25

Signature of Free Sale Certificate \$2
 copy (requested concurrently)

(i) Delinquent Establishment Permit \$100
 Renewal (per permit)

(5) The department shall assess other fees as provided in Chapter 499 Part I Sections 499.001-081, F.S.

Specific Authority 499.01, ~~499.012, 499.015, 499.04, 499.041, 499.05~~ FS. Law Implemented 499.01, 499.012, 499.015, 499.04, 499.041, ~~499.05, 499.028~~ FS. History--New 7-1-96, Formerly 10D-45.0544, Amended 4-17-01, 7-6-03, 1-1-04, 9-13-04, 2-14-06, 9-5-07, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Rebecca Poston, R.Ph.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Dr. Ana Viamonte Ros, State Surgeon General

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 3, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 27, 2008

DEPARTMENT OF FINANCIAL SERVICES

Division of Funeral, Cemetery, and Consumer Services

RULE NO.: 69K-1.003
 RULE TITLE: Miscellaneous Fees; Name Changes and Duplicate Licenses

PURPOSE AND EFFECT: Section 497.140(6)(a), F.S., requires the Department to impose a special unlicensed activity fee of \$5 upon each initial license and each renewal of a license under Chapter 497, F.S. Section 497.140(4), F.S., authorizes the Department to charge a fee as determined by Department rule but not to exceed \$25 for the issuance of a duplicate license. Section 497.140(5), F.S., requires the Department to charge a fee as determined by Department rule but not to exceed \$25 for the certification of a public record. Section 497.161(1)(d), F.S., authorizes the Department to adopt a rule establishing a fee of up to \$100 for the issuance of a duplicate license or for a name change on a license. The proposed rule implements these statutory provisions.

SUMMARY: The proposed rule imposes a \$5 unlicensed activity fee on each initial license and each renewal of a license; sets a fee of \$25 for a name change on a license; sets a fee of \$25 for a duplicate license; and sets a fee of \$5 for the certification of a public record.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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: 497.103(5)(b), 497.140(4), (5), 497.161(1)(d) FS.

LAW IMPLEMENTED: 497.140(4), (5), (6), 497.161(1)(d) 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: September 2, 2008, 2:00 p.m.

PLACE: Alexander Building, 2020 Capital Circle, S.E., Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Doug Shropshire (850)413-3039 or doug.shropshire@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Doug Shropshire, Director, Division of Funeral, Cemetery, and Consumer Services, Alexander Building, 2020 Capital Circle S.E., Tallahassee, Florida 32399-0361, (850)413-3039

THE FULL TEXT OF THE PROPOSED RULE IS:

69K-1.003 Miscellaneous Fees; Name Changes and Duplicate Licenses.

(1) A special unlicensed activity fee of \$5.00 per licensee shall be imposed on each initial license and each renewal of a license under Chapter 497, F.S. These funds shall be used by the Department to identify and combat unlicensed activity which violates the provisions of Chapter 497, F.S.

(2) The fee for a name change on a license is \$25. The original of the current license must be returned to the Department before a license in the changed name will be issued. A request for a name change for business entities shall be submitted to the Department on Form DFS-N1-1764, "Change of Name & Request for Revised License Certificate – Entities," effective 10/06. A request for a name change for individuals shall be submitted to the Department on Form DFS-N1-1765, "Change of Name & Request for Revised License Certificate – Individuals," effective 10/06. Both forms are incorporated by reference in Rule 69K-1.001, F.A.C.

(3) The fee for a duplicate license is \$25. A request for a duplicate license shall be submitted to the Department on Form DFS-N1-1766, "Request for Duplicate License," effective 10/06, which is incorporated by reference in Rule 69K-1.001, F.A.C.

(4) The fee for certification of public records is \$5.00.

Specific Authority 497.103(5)(b), 497.140(4), (5), 497.161(1)(d) FS. Law Implemented 497.140(4), (5), (6), 497.161(1)(d) FS. History–New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Doug Shropshire, Director, Division of Funeral, Cemetery, and Consumer Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Alex Sink, Chief Financial Officer

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 7, 2007

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-6.05271
RULE TITLE: Standards for the Use of Reasonable Force

NOTICE OF PUBLIC HEARING

The Department of Education announces an additional hearing regarding the above rule, as noticed in Vol. 34, No. 30, July 25, 2008 Florida Administrative Weekly.

DATE AND TIME: An additional public hearing will be held to accept public input on proposed Rule 6A-6.05271, F.A.C., as shown below. A conference call will be held on August 26, 2008, from 3:30 p.m. – 5:00 p.m., Conference Call number 1(888)808-6959, Conference Code 4617163. For persons in Tallahassee wishing to appear in person, the conference call will be conducted at: 325 West Gaines Street, Room 503, Tallahassee, FL. For information relating to the rule please contact: Marian Lambeth, Chief, Professional Practices Services, Department of Education, 325 West Gaines Street, Suite 224-E, Tallahassee, Florida 32399-0400, (850)245-0438. For additional information relating to the conference call please contact: Lynn Abbott, Office of the Commissioner, 325 West Gaines Street, Room 1514, Tallahassee, FL 32399-0400; (850)245-9661.

IN ADDITION: The rule will be continued from the August 19, 2008, State Board of Education meeting to the October 21, 2008 State Board of Education meeting.

PLACE: August 26, 2008 via conference call – conference call number 1(888)808-6959, Conference Code 4617163. For persons in Tallahassee wishing to appear in person, the conference call will be conducted at: 325 West Gaines Street, Room 503, Tallahassee, FL

The State Board of Education will meet on October 21, 2008 to consider the rule – location to be determined and advertised in a future edition of the Florida Administrative Weekly.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The full text of the proposed rule is:

6A-6.05271 Standards for the Use of Reasonable Force.

(1) Reasonable Force is defined as appropriate physical response necessary to maintain a safe and orderly learning environment. Reasonable Force should be limited to the minimal force necessary to prevent undue harm or injury to the student(s) or others or significant damage to property. Reasonable Force should not be used as an instrument for the educator’s anger or frustration with a situation or student(s) and if possible should be used in a way that does not unduly impugn the dignity of the student(s).

(2) The use of reasonable force on a student or students is permitted to protect the student(s) and others from:

- (a) Conditions harmful to learning,
- (b) Conditions harmful to students' mental health,
- (c) Conditions harmful to students' physical health,
- (d) Conditions harmful to safety,
- (e) Harm and/or injury, and/or
- (f) The significant damage of property.

(3) Reasonable Force should not be excessive, cruel, or unusual in nature. When administered, reasonable force should be used with consideration of the following:

- (a) Severity of offense(s) that elicited the use of force,
- (b) Size and physical abilities of all parties,
- (c) Mental and psychological abilities of the student(s),
- (d) Patterns of behavior exhibited by the student(s) that precipitated the use of force,

(e) Potential dangers, physical and others, for using force,
 (f) Availability of assistance to control the situation without force, and

(g) Preventative or defusing action(s) taken prior to use of physical force.

(4) While use of reasonable physical force is permitted, alternatives should be attempted, if circumstances permit.

(5) Use of Reasonable Force should cease upon the restoration of a safe and orderly learning environment.

(6) Nothing in this rule should be construed as addressing state or local school board policy on corporal punishment.

(7) The use of force in an act or act(s) of self-defense should not be confused with the use of reasonable force as described herein.

(8) Restraint and seclusion techniques shall only be used when the student presents an imminent danger to himself or herself or others, or significant damage to property, and other less restrictive interventions have not or will not prevent danger or harm.

Specific Authority 1012.75(2) FS. Law Implemented 1003.32(1)(j), 1006.11(1), 1012.75(2) FS. History--New _____.

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 days before the workshop/meeting by contacting: Lynn Abbott, Office of the Commissioner, 325 West Gaines Street, Room 1514, Tallahassee, FL 32399-0400; (850)245-9661. 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 REVENUE

Miscellaneous Tax

RULE NOS.: 12B-6.001 12B-6.0015 12B-6.005	RULE TITLES: Imposition of the Gross Receipts Tax Imposition of the Gross Receipts Tax Payment of Tax; Reports; Public Use Forms
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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. 34, No. 20, May 16, 2008 issue of the Florida Administrative Weekly.

In response to public comment received at the rule hearing conducted on June 10, 2008, the Department has changed the proposed amendments to Rules 12B-6.001, 12B-6.0015, and 12B-6.005, F.A.C.

The Department has changed the proposed amendments to paragraph (f) of subsection (2) of Rule 12B-6.001, F.A.C., Scope; Definitions; Index Price. When adopted, that paragraph will read as follows:

(f) "Gross receipts" means the total payments received in money, goods, services, or other consideration from utility services.

The Department has changed the proposed amendments to subparagraph 3. of paragraph (b) of subsection (1) of Rule 12B-6.0015, F.A.C., Imposition of the Gross Receipts Tax. When adopted, that subparagraph will read as follows:

3.a. The sale or transportation to, or use of, natural or manufactured gas by any person eligible for an exemption under Section 212.08(7)(ff)2., F.S., for use as an energy source or a raw material. Possession by a seller of natural or manufactured gas or by any person providing transportation or delivery of natural or manufactured gas of a written certification by the purchaser, certifying the purchaser's entitlement to the exclusion permitted by this subparagraph, relieves the seller or person providing transportation or delivery from the responsibility of remitting tax on the nontaxable amounts. The Department shall look solely to the purchaser for recovery of such tax if the Department determines that the purchaser was not entitled to the exclusion. The certification must include an acknowledgment by the purchaser that it will be liable for tax pursuant to Section 203.01(1)(f), F.S., if the requirements for exclusion are not met. The following is a suggested format of a certification to be issued by a manufacturer to a natural or manufactured gas distribution company:

**CERTIFICATION
NATURAL OR MANUFACTURED GAS PURCHASED
BY A PERSON ELIGIBLE FOR EXEMPTION UNDER
INDUSTRIAL CLASSIFICATIONS IN
SECTION 212.08(7)(ff)2., F.S.**

This is to certify that I have purchased natural or manufactured gas for use as an energy source or raw material that is excluded from tax pursuant to Section 203.01(3)(d), Florida Statutes.

I certify that the applicable purchases were made by a company whose four-digit SIC Industry Number, as listed below, is classified under SIC Industry Major Group Number 10, 12 through 14, 20, or 22 through 39 or Group Number 212 in the Standard Industrial Classification (SIC) Manual, 1987, published by the Office of Management and Budget.

I acknowledge that I will be liable for tax pursuant to Section 203.01(1)(f), Florida Statutes, if the requirements for exclusion pursuant to Section 203.01(3)(d), F.S., are not satisfied.

I understand that if such purchases of natural or manufactured gas do not qualify for the exclusion as indicated on this certification, I must pay the applicable tax directly to the Department of Revenue.

Under penalties of perjury, I declare that I have read the foregoing certificate and the facts stated herein are true.

_____	_____
Purchaser's Name (Print or Type)	Date
_____	_____
Signature of Authorized Person	Title

Federal Employer Identification Number (FEI No.)

b. The Standard Industrial Classification (SIC) Manual, 1987, published by the Office of Management and Budget, is provided by the U.S. Department of Labor at www.osha.gov. The Department has changed the proposed amendments to subsection (3) of Rule 12B-6.0015, F.A.C., Imposition of the Gross Receipts Tax. When adopted, that subsection will read as follows:

(3) SEPARATELY ITEMIZED CHARGES.

(a) A distribution company may wholly or partially separately itemize the gross receipts tax on the customer's bill, invoice, statement, or other evidence of sale. However, the gross receipts tax is imposed on the privilege of doing business, and it is an item of cost to the distribution company. The distribution company remains fully and completely liable for the payment of the tax, even when the tax is wholly or partially separately itemized on the customer's bill, invoice, statement, or other evidence of sale. When the tax is wholly or partially separately itemized, every person, including governmental units and charitable and religious organizations, is liable for the payment of the tax to the distribution company.

(b) Example: A distribution company bills its customer for both the electricity and the transportation of the electricity. Tax is imposed at the rate of 2.5 percent of the distribution company's gross receipts for utility services. When the distribution company separately itemizes "Florida gross receipts tax" on a customer's billing, the amount of gross receipts tax is calculated at the rate of 2.5 percent of the total amount billed for the electric services, including the amount separately itemized as "Florida gross receipts tax."

Customer Billing:

Electric service amount	\$100.00
Florida gross receipts tax	\$ 2.56*
Total amount of billing	\$102.56

* Calculation of separately itemized "Florida gross receipts tax":

Total amount of billing	\$102.56
x Gross Receipts Tax Rate	2.5%
Total tax to be separately itemized	\$ 2.56

The Department has changed the proposed amendments to paragraph (b) of subsection (1) of Rule 12B-6.005, F.A.C., Payment of Tax; Reports; Public Use Forms. When adopted, that paragraph will read as follows:

(b) Form DR-133, Gross Receipts Tax Return (R. 07/07, hereby incorporated by reference), is the return to be used to report the gross receipts tax imposed on utility services. Copies of this form are available, without cost, by one or more of the following methods: 1) downloading selected forms from the Department's Internet site at www.myflorida.com/dor; or, 2) calling the Department at (800)352-3671, Monday through Friday, 8 a.m. to 7 p.m., Eastern Time; or, 3) visiting any local Department of Revenue Service Center; or, 4) writing the Florida Department of Revenue, Distribution Center, 168A Blountstown Highway, Tallahassee, Florida 32304. Persons with hearing or speech impairments may call the Department's TDD at (800)367-8331 or (850)922-1115.

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

Health Facility and Agency Licensing

RULE NOS.:	RULE TITLES:
59A-4.103	Licensure, Administration and Fiscal Management
59A-4.106	Facility Policies
59A-4.107	Physician Services
59A-4.1075	Medical Director
59A-4.108	Nursing Services
59A-4.109	Resident Assessment and Care Plan

59A-4.110	Dietary Services
59A-4.112	Pharmacy Services
59A-4.118	Medical Records
59A-4.122	Physical Environment
59A-4.123	Risk Management and Quality Assurance
59A-4.1235	Liability Claims
59A-4.126	Disaster Preparedness
59A-4.128	Evaluation of Nursing Homes and Licensure Status
59A-4.1285	Respite Care
59A-4.1288	Exception
59A-4.1295	Additional Standards for Homes That Admit Children 0 Through 20 Years of Age
59A-4.130	Fire Prevention, Fire Protection, and Life Safety
59A-4.133	Plans Submission and Review and Construction Standards
59A-4.134	Plans Submission and Fee Requirements
59A-4.150	Geriatric Outpatient Nurse Clinic
59A-4.165	Nursing Home Guide
59A-4.166	Nursing Home Consumer Satisfaction Survey

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 34, No. 20, May 16, 2008 issue of the Florida Administrative Weekly has been withdrawn.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.:	RULE TITLE:
59A-4.135	Nursing Home Design Concepts

NOTICE OF WITHDRAWAL

Notice is hereby given that the above proposed rule development, as noticed in Vol. 34, No. 23, June 6, 2008 issue of the Florida Administrative Weekly has been withdrawn.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.:	RULE TITLE:
59G-4.070	Durable Medical Equipment and Supplies

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. 34, No. 25, June 20, 2008 issue of the Florida Administrative Weekly.

These changes are in response to comments by the Joint Administrative Procedures Committee.

The rule incorporates by reference the Florida Medicaid Durable Medical Equipment and Medical Supply Services Coverage and Limitations Handbook, July 2008. The following revisions were made to the handbook.

Page 1-5, Provider Qualifications and Enrollment, DME and Medical Supply Provider Qualifications for Enrollment and Re-enrollment. We clarified that the criteria in the third, sixth, and seventh bullets are effective January 1, 2009.

Page 1-12, Provider Qualifications and Enrollment, Fully-Operational at Time of Enrollment and Exceptions to Fully-Operational at Time of Enrollment. We clarified that the policies are effective January 1, 2009.

Page 1-14, Provider Qualifications and Enrollment, Surety Bond Submission Requirements and Exemptions. We added a new first sentence that reads, "Providers must comply with the surety bond requirements in Section 409.907(7), F.S." We added "Effective January 1, 2009, in accordance with 409.912(48)(b)," to the beginning of the next sentence.

Page 2-63, Oxygen and Oxygen-Related Equipment, Unsupervised Delivery and Set Up of Oxygen and Oxygen-Related Services. In the first sentence, we deleted, "Florida law and violates." The sentence now reads, "Providing oxygen and oxygen-related services without the required supervision of the employed or contracted, licensed professional is a violation of Florida Medicaid DME and Medical Supply Services Program policy."

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.:	RULE TITLE:
59G-4.250	Prescribed Drug Services

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 34, No. 21, May 23, 2008 issue of the Florida Administrative Weekly.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Holly Benson, Secretary, Agency for Health Care Administration.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Geologists

RULE NO.:	RULE TITLE:
61G16-5.004	Application Evaluations

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 33, No. 11, March 16, 2007 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

Division of Disease Control

RULE NOS.:	RULE TITLES:
64D-4.002	Definitions
64D-4.003	Eligibility and Documentation Requirements
64D-4.005	Re-Determination and Continued Eligibility

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 34, No. 27, July 3, 2008 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NOS.:	RULE TITLES:
64E-2.001	Definitions
64E-2.002	Basic Life Support Service License – Ground
64E-2.003	Advanced Life Support Service License – Ground

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 34, No. 24, June 13, 2008 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NOS.:	RULE TITLES:
64E-14.002	Definitions
64E-14.003	Construction Procedures
64E-14.004	Permit, Standards, Inspections, Violations, Complaints and Retaliation
64E-14.006	Sites
64E-14.009	Garbage and Refuse Disposal
64E-14.016	Field Sanitation Facilities

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. 29, July 20, 2007 issue of the Florida Administrative Weekly.

The changes are made in response to comments received from the Joint Administrative Procedures Committee, the public hearing, and comments received during the time period allowed for submission of materials.

Subsection 64E-14.002(3) has been changed so that when adopted it will read: "Department – For the purpose of this rule, the term "Department" has the same meaning as the definition that appears in Section 381.008(2), F.S."

Subsection 64E-14.002(5) in the proposed rule advertised in Vol. 33, No. 29 on July 20, 2007 of the Florida Administrative Weekly, defined the term "Garbage disposal" which will now be defined in subsection 64E-14.002(6). Subsection 64E-14.002(5) will be changed to add a new definition so that when adopted it will read: "Field – A cultivated expanse of land, especially one devoted to a particular crop. For example, a farm producing wheat, rice, corn, soybeans, barley, beans, rye, sorghum, cotton, tobacco, potatoes, sugar crops, hay, peanuts, mint, hops, tomatoes, strawberries and other such crops."

The term "Garbage disposal" will now be defined in subsection 64E-14.002(6). That subsection has been changed so that when adopted it will read: "Garbage disposal – For the purpose of this rule, the term "Garbage disposal" has the same meaning as the definition that appears in Section 381.008(12), F.S."

Subsection 64E-14.002(9) in the proposed rule advertised in Vol. 33, No. 29 on July 20, 2007 of the Florida Administrative Weekly, defined the term "Lighting." Because a new definition was added before this term, the term "Lighting" will now become subsections 64E-14.002(11) and 64E-14.002(9) has been changed so that when adopted it will read: "Hand tools – any hand-held implement used in agriculture by manual laborers to prep and plant field crops for harvest."

Subsection 64E-14.002(10) in the proposed rule advertised in Vol. 33, No. 29 on July 20, 2007 of the Florida Administrative Weekly, defined the term "Major deficiency." Because a new definition was added before this term, this term "Major deficiency" now becomes subsection 64E-14.002(12). Subsection 64E-14.002(10) has been changed so that when adopted it will read: "Incident of employment – Something that is contingent upon or related to being employed. For the purpose of this rule, this term shall also mean the same as condition of employment. Examples include housing provided by farm labor contractors or growers for the migrant and seasonal farmworkers they employ or that are employed by any other farm labor contractors."

Subsection 64E-14.002(11) has been changed so that when adopted it will read: "Lighting – For the purpose of this rule, the term "Lighting" has the same meaning as the definition that appears in Section 381.008(10), F.S."

Subsection 64E-14.002(12) in the proposed rule advertised in Vol. 33, No. 29 on July 20, 2007 of the Florida Administrative Weekly, defined the term "Migrant labor camp." Because new definitions were added, this term now becomes subsection 64E-14.002(14). Subsection 64E-14.002(12) will be changed so that when adopted it will read: "Major deficiency – Non compliance of a standard or numerous violations of the standards of this chapter which solely or collectively cause an

imminent threat to public health or cause a high risk of injury. Examples of major deficiencies are untreated sewage on the ground, unsafe or deteriorated housing, contaminated water supply, holes in floors extending completely through the original designed exterior, unsafe stairs and flooring posing a risk of persons falling, unsafe ceiling with risk of imminent collapse, ceiling or roof leaks, gas leaks, exposed or cross connection of electrical wires, boarded windows where the 10 percent window area requirement is not met, boarded doorways providing egress or ingress.”

Subsection 64E-14.002(13) in the proposed rule advertised in Vol. 33, No. 29 on July 20, 2007 of the Florida Administrative Weekly, defined the term “Personal hygiene facilities.” Because new definitions were added, this term “Personal hygiene facilities” is now defined in subsection 64E-14.002(15). Subsection 64E-14.002(13) will now define the term “Migrant farmworker.”

Subsection 64E-14.002(14) has been changed so that when adopted it will read: “Migrant labor camp” - For the purpose of this rule, the term “Migrant labor camp” has the same meaning as the definition that appears in Section 381.008(5), F.S.”

Subsection 64E-14.002(15) has been changed so that when adopted it will read: “Personal hygiene facilities – For the purpose of this rule, the term “Personal hygiene facilities” has the same meaning as the definition that appears in Section 381.008(9), F.S.”

Subsection 64E-14.002(16) in the proposed rule advertised in Vol. 33, No. 29 on July 20, 2007 of the Florida Administrative Weekly defined the term “Residential migrant housing.” Because new definitions were added, this term will now become subsection 64E-14.002(18) and subsection 64E-14.002(16) will now define the term “Potable water”.

Subsection 64E-14.002(18) in the proposed rule advertised in Vol. 33, No. 29 on July 20, 2007 of the Florida Administrative Weekly defined the term “Sewage disposal”, which will now be defined in subsection 64E-14.002(20). Because new definitions were added, subsection 64E-14.002(18) will now define the term “Residential migrant housing.” Subsection 64E-14.002(18) will be changed so that when adopted it will read: “Residential migrant housing – For the purpose of this rule, the term “Residential migrant housing” has the same meaning as the definition that appears in Section 381.008(8), F.S.”

Subsection 64E-14.002(19) in the proposed rule advertised in Vol. 33, No. 29 on July 20, 2007 of the Florida Administrative Weekly defined the term “Single Family Residence”, which will now be defined in subsection 64E-14.002(21).

Subsection 64E-14.002(20) in the proposed rule advertised in Vol. 33, No. 29 on July 20, 2007 of the Florida Administrative Weekly defined the term “Structure”, which will now be defined in subsection 64E-14.002(22). Because new definitions were added, subsection 64E-14.002(20) has been changed so that when adopted it will read: “Sewage disposal -

For the purpose of this rule, the term “Sewage disposal” has the same meaning as the definition that appears in Section 381.008(11), F.S. The standards by which a facility is “approved” for “satisfactory treatment and disposal of human excreta and liquid waste” are Chapter 64E-6 or Chapter 62-600, F.A.C. All facilities shall be constructed and maintained in compliance with the requirements established in these chapters, as appropriate, before receiving a permit.”

Subsection 64E-14.002(22) in the proposed rule advertised in Vol. 33, No. 29 on July 20, 2007 of the Florida Administrative Weekly defined the term “Vermin”, which will now be defined in subsection 64E-14.002(24). Because new definitions were added, subsection 64E-14.002(22) has been changed so that when adopted it will read: “Structure – For the purpose of this chapter, the term shall mean any building or municipality approved housing which offers protection from the elements for migrant and seasonal farmworkers and includes family residential units, multi-family units, barracks, and rooming houses.”

Subsection 64E-14.002(23) in the proposed rule advertised in Vol. 33, No. 29 on July 20, 2007 of the Florida Administrative Weekly defined the term “Water closet”, which will now be defined in subsection 64E-14.002(25). Because new definitions were added, subsection 64E-14.002(23) now defines the term “Substantially renovated”.

Subsection 64E-14.003(5) has been changed so that when adopted it will read: “For the purpose of the rule, this subsection has the same meaning as Section 381.0086(6), F.S.” Section 64E-14.004 has been changed so that when adopted it will read: “Standards, Permits, Inspections, Violations, Complaints and Retaliation.

(1) Standards. Before any person establishes, operates, or allows occupancy of a migrant labor camp or residential migrant housing, the operator shall ensure that the camp or housing complies with the minimum standards of construction, sanitation, and equipment established in Sections 381.008 through 381.00897, Florida Statutes, the rules of this chapter, and the Occupational Safety and Health Act of 1970, 29 U.S.C. s. 655, or the Housing and Urban Development (HUD) Chapter 10 Housing Quality Standards as referenced in the Housing Choice Voucher Program Guidebook 7420.10G effective as of April 2001. The Occupational Safety and Health Administration (OSHA) standards for Temporary Labor Camps in 29 U.S.C. s. 655, and HUD’s Chapter 10 Housing Quality Standards in the Housing Choice Voucher Program Guidebook 7420.10G, are herein adopted and incorporated by reference. A copy of the OSHA Standards can be obtained at http://www.osha.gov/pls/oshaweb/owadisp.show_document?p_table=STANDARDS&p_id=9791 or U.S. Government Printing Office, 732 N Capital Street, Washington, DC, 20401. A copy of the Chapter 10 HUD Housing Quality Standards referenced in the Housing Choice Voucher Program Guidebook can be obtained at the U. S. Department of Housing

and Urban Development Office located at Brickell Plaza, 909 S.E. 1st Ave., Room #500, Miami, Florida 33131 or at <http://www.doh.state.fl.us/environment/community/migrant-labor/index.html>. Any housing that is furnished as a condition of employment so as to subject it to the requirements of OSHA shall only be inspected under the OSHA standards. This applies to migrant labor camps as that term is defined in subsection 64E-14.002(14). The HUD standards are applicable only to housing authority projects funded to house migrant and seasonal farmworkers. Mobile Home Parks that have 5 or more seasonal or migrant farmworkers as occupants of the park will be issued a revised Mobile Home/RV Park and Residential Migrant Housing Permit.”

Paragraph 64E-14.004(4)(c) has been changed so that when adopted it will read: “Migrant farmworker occupied mobile homes in a mobile home park meeting the 5 or more seasonal or migrant farmworker requirement, will be inspected and required to meet the migrant program standards when issued a revised Mobile Home/RV Park and Residential Migrant Housing Permit. Inspections shall be conducted using inspection form DOH 4060, 01/05, Migrant Labor Camp or Residential Migrant Housing Inspection Report, herein incorporated by reference, in accordance with this paragraph. The form may be obtained at the county health departments located in each county or at <http://www.doh.state.fl.us/environment/community/migrant-labor/index.html>.

Subsection 64E-14.006(1) has been changed so that when adopted it will read: All sites shall be well drained, free from standing water, and maintained to inhibit the breeding of mosquitoes. Natural sinkholes, swamps, pools, or other surface collections of water are not allowed within 200 feet of the periphery of the outermost building, unless such quiescent water surfaces can and will be subjected to mosquito control measures. A government created surface water diversion pool built within 200 feet of the outermost shelter after the origination of the housing shall not disqualify the housing from meeting this location standard.”

Subsection 64E-14.009(3) has been changed so that when adopted it will read: “(3) Provisions shall be made for disposing of the garbage, kitchen wastes and other refuse in accordance with Chapter 62-701, F.A.C. and local codes, as applicable.”

Subsection 64E-14.016(4) has been changed so that when adopted it will read:

“(4) Drinking water shall be potable and provided in containers constructed of smooth, impervious, corrosion resistant material. Hydrocoolers or water coolers constructed as such are acceptable for use. Potable water containers shall be maintained by sanitary methods. The interiors of potable water containers shall be cleaned and sanitized at least daily. The containers shall be marked with the words “Drinking Water”, in English and in the native language of the majority of the workers. Single service cups shall be provided unless

bottled water is provided or water is dispensed from a fountain equipped with an angled, protected jet outlet. Ice used for cooling drinking water shall be made from potable water. The water shall be suitably cool and in sufficient amounts, taking into account the air temperature, humidity and the nature of the work performed, to meet the needs of all employees. County health department staff, during the normal course of their work, shall take water samples at random to ensure the potability of the drinking water.”

Subsection 64E-14.016(5) has been changed so that when adopted it will read: “The owners, operators, crewleaders, or primary persons in charge shall ensure that sanitary facilities are available (handwashing receptacles, soap, water, etc.) to allow for washing of hands after working in the fields and before drinking, eating or smoking tobacco. Farmworkers shall be reminded not to eat unwashed produce from the field or use pesticide containers or other items from the field for food or drinking containers to prevent accidental ingestion of pesticide residues.”

Section IV Emergency Rules

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF THE LOTTERY

RULE NO.:	RULE TITLE:
53ER08-49	Instant Game Number 763, \$50 GRAND

SUMMARY: This emergency rule describes Instant Game Number 763, “\$50 GRAND,” for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

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

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER08-49 Instant Game Number 763, \$50 GRAND.

(1) Name of Game. Instant Game Number 763, “\$50 GRAND.”

(2) Price. \$50 GRAND lottery tickets sell for \$5.00 per ticket.

(3) \$50 GRAND lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning \$50 GRAND lottery ticket, the ticket must meet the applicable requirements of Rule 53ER08-20, F.A.C.

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



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



(6) The "BONUS BOX" play symbols and play symbol captions are as follows:



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




(8) The legends are as follows:

WINNING NUMBERS YOUR NUMBERS BONUS BOX

(9) Determination of Prizewinners.

(a) A ticket having a play symbol and corresponding play symbol caption in the "YOUR NUMBERS" play area that matches a play symbol and corresponding play symbol caption in the "WINNING NUMBERS" play area shall entitle the claimant to the corresponding prize shown for that symbol. A

ticket having a "  " symbol in the "BONUS BOX" play area shall entitle the claimant to the prize shown.

(b) The prizes are: \$5.00, \$10.00, \$15.00, \$20.00, \$25.00, \$50.00, \$75.00, \$100, \$500, \$1,000, \$5,000, \$10,000 and \$50,000.

(10) The estimated odds of winning, value, and number of prizes in Instant Game Number 763 are as follows:

GAME PLAY	WIN	ODDS OF 1 IN	NUMBER OF WINNERS IN 52 POOLS OF 120,000 TICKETS PER POOL
\$5	\$5	7.50	832,000
\$5 x 2	\$10	15.00	416,000
\$10	\$10	15.00	416,000
\$5 x 3	\$15	120.00	52,000
\$15	\$15	120.00	52,000
\$5 x 4	\$20	240.00	26,000
(\$5 x 2) + \$10	\$20	120.00	52,000
\$20	\$20	240.00	26,000
\$5 x 5	\$25	240.00	26,000
\$25	\$25	240.00	26,000
\$10 x 5	\$50	750.00	8,320
\$5 x 10	\$50	750.00	8,320
\$10 + (\$20 x 2)	\$50	750.00	8,320
\$50	\$50	750.00	8,320
\$10 x 10	\$100	4,800.00	1,300
(\$5 x 10) + \$50	\$100	4,800.00	1,300
\$25 x 4	\$100	4,800.00	1,300
\$25 + \$75	\$100	4,800.00	1,300
\$100	\$100	4,800.00	1,300
(\$50 x 9) + (\$10 x 5)	\$500	30,000.00	208
(\$25 x 10) + (\$50 x 5)	\$500	30,000.00	208
\$500	\$500	30,000.00	208
\$100 x 10	\$1,000	312,000.00	20
(\$50 x 10) + (\$100 x 5)	\$1,000	312,000.00	20
\$500 x 2	\$1,000	312,000.00	20
\$1,000	\$1,000	312,000.00	20
\$5,000	\$5,000	624,000.00	10
\$10,000	\$10,000	1,248,000.00	5
\$50,000	\$50,000	312,000.00	20

(11) The estimated overall odds of winning some prize in Instant Game Number 763 are 1 in 3.18. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(12) For reorders of Instant Game Number 763, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(13) By purchasing a \$50 GRAND lottery ticket the player agrees to comply with and abide by all prize payment rules of the Florida Lottery.

(14) Payment of prizes for \$50 GRAND lottery tickets shall be made in accordance with rules of the Florida Lottery governing payment of prizes.

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

Specific Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New 7-25-08.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.
EFFECTIVE DATE: July 25, 2008

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER08-50
RULE TITLE: Instant Game Number 764, TRIPLER

SUMMARY: This emergency rule describes Instant Game Number 764, “TRIPLER,” for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

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

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER08-50 Instant Game Number 764, TRIPLER.

(1) Name of Game. Instant Game Number 764, “TRIPLER.”

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

(3) TRIPLER lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning TRIPLER lottery ticket, the ticket must meet the applicable requirements of Rule 53ER08-20, F.A.C.

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




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

TICKET	\$2.00	\$4.00	\$5.00	\$6.00	\$10.00	\$15.00	\$20.00
TWO	FOUR	FIVE	SIX	TEN	FIFTEEN	TWENTY	
\$30.00	\$50.00	\$100	\$300	\$500	\$1,000	\$4,000	\$12,000
THIRTY	FIFTY	ONE HUN	TWO HUN	FIVE HUN	ONE THOU	FOUR THOU	TEN THOU

(6) The legends are as follows:

GAME 1	GAME 2	GAME 3	GAME 4
GAME 5	GAME 6	GAME 7	GAME 8

(7) Determination of Prizewinners.

(a) There are eight games on a ticket. Each game is played separately. A ticket having two matching numbers and corresponding number symbol captions in the same game shall entitle the claimant to the prize shown for that game. A ticket having three matching numbers and corresponding number symbol captions in the same game shall entitle the claimant to triple the prize shown for that game. A ticket having a “” symbol in a game shall entitle the claimant to the prize shown for that game.

(b) The prizes are: TICKET, \$2.00, \$4.00, \$5.00, \$6.00, \$10.00, \$15.00, \$20.00, \$30.00, \$50.00, \$100, \$300, \$500, \$1,000, \$4,000 and \$12,000. A claimant who is entitled to a prize of a “TICKET” shall be entitled to a prize of a \$2.00 instant ticket, or combination of instant tickets with a total value of \$2.00, except as follows. A person who submits by mail a TRIPLER lottery ticket which entitles the claimant to a prize of a \$2.00 instant ticket and whose mailing address is outside the state of Florida will receive a check for \$2.00 in lieu of an actual ticket.

(8) The estimated odds of winning, value and number of prizes in Instant Game Number 764 are as follows:

GAME PLAY	WIN	ODDS OF	NUMBER OF WINNERS IN 42 POOLS OF 180,000 TICKETS PER POOL
TICKET	\$2 TICKET	12.50	604,800
\$2	\$2	12.50	604,800
\$2 x 2	\$4	37.50	201,600
\$4	\$4	37.50	201,600
\$2 (TRIPLE)	\$6	75.00	100,800
\$2 (TRIPLE) + \$4	\$10	60.00	126,000
\$10	\$10	300.00	25,200
\$5 (TRIPLE)	\$15	100.00	75,600
\$15	\$15	300.00	25,200
\$10 (TRIPLE)	\$30	225.00	33,600
\$30	\$30	450.00	16,800
\$20 (TRIPLE)	\$60	1,800.00	4,200
(\$6 x 5) + \$10 (TRIPLE)	\$60	1,800.00	4,200
(\$15 x 2) + (\$20 x 6)	\$150	18,000.00	420
\$50 (TRIPLE)	\$150	18,000.00	420
\$100 (TRIPLE)	\$300	20,000.00	378
\$300	\$300	180,000.00	42

(\$50 x 6) + (\$100 x 2) \$500	\$500	90,000.00	84
\$500 (TRIPLE)	\$1,500	252,000.00	30
\$1,000 (TRIPLE)	\$3,000	504,000.00	15
\$4,000 (TRIPLE)	\$12,000	1,260,000.00	6
\$12,000	\$12,000	1,260,000.00	6

(9) The estimated overall odds of winning some prize in Instant Game Number 764 are 1 in 3.73. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(10) For reorders of Instant Game Number 764, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

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

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

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

Specific Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New 7-25-08.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.
EFFECTIVE DATE: July 25, 2008

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

Section V

Petitions and Dispositions Regarding Rule Variance or Waiver

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

PUBLIC SERVICE COMMISSION

NOTICE IS HEREBY GIVEN that on July 15, 2008, the FLORIDA PUBLIC SERVICE COMMISSION, received a petition for a rule waiver from Progress Energy Florida, Inc. DOCKET NO. 080501-EI – Petition for Waiver of subsection 25-17.250(1) and paragraph (2)(a), F.A.C., which requires Progress Energy Florida to have a standard offer contract open until a request for proposal is issued for same avoided unit in standard offer contract.

The petitioner has requested a waiver of subsection 25-17.250(1) and paragraph (2)(a), Florida Administrative Code. The rule provides that each investor-owned utility shall, by April 1 of each year, file with the Commission a Standard offer contract or contracts for the purchase of firm capacity and energy from renewable generating facilities and small qualifying facilities with a design capacity of 100 kW or less. A separate standard offer contract shall be based on the next avoidable fossil fueled generating unit of technology type identified in the utility’s Ten-Year Site Plan. Comments on the petition should be filed with the: Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within 14 days after publication of this notice. For additional information, please contact Jean Hartman, Office of the General Counsel, at the above address or telephone (850)413-6218.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN THAT on July 28, 2008, the St. Johns River Water Management District, received a petition for variance from West Melbourne Holdings II, LLC, pursuant to Section 120.542, Florida Statutes. Petitioner is seeking a 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 (ERP) Application 4-009-92272-5. The permit applicant is proposing to construct a wet detention surface water management system that will discharge into the Melbourne-Tillman Water Control District canal system, for a commercial project known as Hammock Landing Phase 2, in Brevard County. Rules 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 2008-81.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT on July 16, 2008, the Division of Pari-Mutuel Wagering, Department of Business and Professional Regulation, has issued an order.

The Final Order was in response to a Petition for Waiver from Progressive Gaming International Corporation, Petitioner, filed May 30, 2008, and advertised in Vol. 34, No. 25, of the Florida Administrative Weekly.

The Final Order on the Petition for Waiver from Progressive Gaming International Corporation, Petitioner, in DBPR Case No. 2008031478 (VW 2008-171) grants the Petitioner a waiver from subsection 61D-14.009(4), Florida Administrative Code (F.A.C.), and authorizes issuance of a slot machine occupational license to Petitioner after considering all factors involved in the Petitioner's relinquishing of its gaming license in another gaming jurisdiction. The Final Order notes that the rule was not intended to incorporate a penalty of license denial because of the failure of a third party to comply with a gaming regulatory financial reporting requirement, but rather intended to deny a slot machine occupational license to a business entity that once held a gaming license that was relinquished in lieu of prosecution for an administrative offense. The Final Order conditionally grants Petitioner a waiver for the period of Petitioner's initial first license with the state, with a grant of unconditional licensure thereafter to Petitioner should Petitioner successfully complete its first full year of licensure.

A copy of the Order may be obtained by contacting: Agency Clerk, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2202. (850)921-0342.

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 July 18, 2008, the Department of Environmental Protection Northwest District has issued an order.

On December 12, 2007, the Department received from International Paper Company a petition for a waiver from subparagraphs 62-660.300(1)(a), (3) and (4), F.A.C., which restricts public access and recreation on waters under consideration for an experimental use of wetlands for low energy water and wastewater recycling. Notice of receipt of this petition was published in the Florida Administrative Weekly on December 28, 2007. No public comments were received. On July 18, 2008, the Department granted the waiver from subparagraphs 62-660.300(1)(a), (3) and (4), F.A.C., to International Paper Company in a final order, OGC File No.: 07-2621. This rule waiver was granted because International Paper demonstrated that a strict application of the rule would result in undue hardship and because they successfully fulfilled the requirements of the underlying statutes by other means.

A copy of the Order may be obtained by contacting: Bill Evans, Department of Environmental Protection, Northwest District, 160 Governmental Center, Pensacola, FL 32502-5794, (850)595-8300, ext. 1168, bill.evans@dep.state.fl.us.

NOTICE IS HEREBY GIVEN THAT on July 24, 2008, the Department of Environmental Protection has issued an order.

The order is for the Carus Corporation variance petition (OGC File No. 08-0556), received on March 28, 2008. 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 RemOx® EC Stabilization Reagent (RemOx) to cleanup contaminated sites in Florida. Specifically, the variance requested a ZOD for antimony, arsenic, chromium, mercury, beryllium, cadmium, lead, thallium, selenium, and molybdenum within a 150-foot radius from the point of discharge for a duration of one year. Notice of receipt of this petition was published in the Florida Administrative Weekly, on May 9, 2008. 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.

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 June 11, 2008, the Bureau of Beaches and Coastal Systems, received a petition for a variance pursuant to Section 120.542, Florida Statutes, and Chapter 28-104, F.A.C., from Lewis Barton. The petitioner is seeking a permanent variance from subsection 62B-33.013(3), F.A.C., which provides for one three-year time extension to complete activities permitted by the Department. The property is located at 2025 Surfside Terrace, Vero Beach, Indian River County.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Rosaline Beckham at (850)488-7815 or by e-mail: rosaline.beckham@dep.state.fl.us. The petition is being processed and 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 5050 West Tennessee Street, Bldg. B, Tallahassee, Florida 32304. Any comments should be filed in writing with the Department at 3900 Commonwealth Blvd., M.S. 300, Tallahassee, Florida 32399-3000, and should be submitted within 14 days of the date of this publication.

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN THAT on July 29, 2008, the Department of Health has issued an order.

The order was issued in response to a petition for a variance filed on May 27, 2008, by Daniel Hernandez, representing Infiltrator Systems, Incorporated, regarding the "Treatment Receptacle". Petitioner sought a variance from paragraph 64E-6.013(2)(a), Florida Administrative Code, which requires all treatment receptacle stiffening members such as ribs to be a homogeneous integral part of the structure. Notice of the petition was published in the June 6, 2008, edition of the Florida Administrative Weekly.

The Department found that the Petitioner demonstrated that the underlying intent of the statute could be achieved by alternative means and that strict application of the rules would create a substantial hardship in the Petitioner's particular circumstance. Therefore, pursuant to the requirements of Section 120.542(2), Florida Statutes, the Department GRANTED WITH STIPULATIONS Petitioner's request for a variance.

A copy of the Order may be obtained by contacting: Agency Clerk, Department of Health, Office of the General Counsel, 4052 Bald Cypress Way, Bin A02, Tallahassee, Florida 32399-1734.

Section VI Notices of Meetings, Workshops and Public Hearings

The following state governmental agencies, boards and commissions announce a public meeting to which all persons are invited:

State Board of Administration
Financial Services Commission
Department of Veterans' Affairs
Department of Highway Safety and Motor Vehicles
Department of Law Enforcement
Department of Revenue
Department of Education
Administration Commission

Florida Land and Water Adjudicatory Commission
Board of Trustees of the Internal Improvement Trust Fund
Department of Environmental Protection
DATE AND TIME: August 26, 2008, 9:00 a.m.
PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida
GENERAL SUBJECT MATTER TO BE CONSIDERED:
Regular scheduled meeting of the Governor and Cabinet.
The State Board of Administration will take action on matters duly presented on its agenda, which may include such matters as Executive Director's reports; approval of fiscal sufficiency of state bond issues; approval of sale of local bonds at an interest rate in excess of statutory interest rate limitation; report on investment performance; designation of banks as depositories for state funds; adoption of rules and regulations; investment of state funds pursuant to Chapter 215, F.S.; and consideration of other matters within its authority pursuant to Chapters 215 and 344, F.S., and Section 16 of Article IX of the Florida Constitution of 1885, as continued by subsection 9(c) of Article XII of the Florida Constitution of 1968. The Division of Bond Finance of the State Board of Administration will take action on matters duly presented on its agenda, which will deal with the issuance of State bonds, arbitrage compliance and related matters.

The Financial Services Commission will take action on matters duly presented on its agenda which may include, but not be limited to, matters relating to rulemaking for all activities concerning insurers and other risk bearing entities, including licensing, rates, policy forms, market conduct, claims, adjusters, issuance of certificates of authority, solvency, viatical settlements, premium financing, and administrative supervision, as provided under the Insurance Code or Chapter 636, F.S., and for all activities relating to the regulation of banks, credit unions, other financial institutions, finance companies, and the securities industry.

The Department of Veterans' Affairs will take action on matters duly presented on its agenda which may include the administration of the Department as well as actions taken to further the Department's mission of providing assistance to veterans and their dependents, pursuant to Section 292.05, F.S. The Department of Highway Safety and Motor Vehicles will take action on matters duly presented on its agenda, which may include such matters as approval of agency policies, taking agency action with regard to administrative procedure matters, and considering other matters within its authority pursuant to Florida Statutes.

The Department of Law Enforcement will take action on matters duly presented on its agenda which may include but not be limited to such matters as transfer of agency funds or positions, formulation of Departmental Rules, administrative procedure matters, submittal of reports as required, enter into contracts as authorized and to consider other matters within its authority pursuant to Chapters 20, 23, 120 and 943, F.S.

The Department of Revenue will act on matters duly presented on its agenda which may include approval of rules, legislative concept proposals, contracts over \$100,000, Departmental budgets, taking final action on formal and informal hearings under Chapter 120, F.S., and consideration of other matters within its authority.

The Department of Education will finalize agency action on the business of the Florida Department of Education.

The Administration Commission will take action on matters duly presented on its agenda which may include such matters as to create or transfer agency funds or positions, approve Career Service rules, administrative procedure matters, environmental matters arising under Chapter 380, F.S., comprehensive planning issues pursuant to Section 163.3184, F.S., determine sheriffs' budget matters, and consider other matters within its authority pursuant to Chapters 110, 215 and 216, F.S.

The Florida Land and Water Adjudicatory Commission will take action on matters duly presented on its agenda including appeals of local government development orders in areas of critical state concern or of developments of regional impact under Section 380.07, F.S.; and review of water management matters under Chapter 373, F.S. The Commission will also review Department of Environmental Protection's rules and orders which, prior to July 1, 1993, the Governor and Cabinet, sitting as the head of the Department of Natural Resources, had authority to issue or promulgate.

The Board of Trustees of the Internal Improvement Trust Fund will take action on matters duly presented on its agenda which may include such matters as mineral leases or sales, state or sovereign land leases, sales, exchanges, dedications, and easements, Conservation and Recreation Lands (CARL) and other land purchases; land planning matters and other matters within its authority. Additionally, the Board will take action on matters presented by the Marine Fisheries Commission as set forth in Sections 370.025, 370.026 and 370.027, F.S., and matters pertaining to the Office of Greenways Management, the Office responsible for the management of lands which formerly fell within the Cross Florida Barge Canal project corridor.

The Department of Environmental Protection, while not a Cabinet agency, will present for consideration on its agenda those matters required by law to be reviewed by the Governor and Cabinet and those pertaining to the siting of power plants, electric and natural gas transmission lines and hazardous waste facilities; coastal zone management consistency and standards adopted by the Environmental Regulation Commission.

A copy of any of the above agendas (when applicable) may be obtained by contacting each agency.

Accommodations can be made for persons with disabilities provided several days' notification is received. Please notify the Governor's Cabinet Office, (850)488-5152.

The Governor and Cabinet will proceed through each agenda, item by item, in the order given above.

CABINET AIDES BRIEFING: On the Wednesday of the week prior to the above meeting, there will be a meeting of the aides to the Governor and Cabinet Members at 9:00 a.m., Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida. The purpose of this briefing is to review and gather information regarding each agenda to be considered by the Governor and Cabinet.

DEPARTMENT OF STATE

The **Friends of Mission San Luis, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: August 11, 2008, 11:00 a.m. – 1:00 p.m.

PLACE: Mission San Luis Archaeological Lab, 2021 Mission Road, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Executive Committee of the Friends of Mission San Luis will be discussing their responsibilities and goals.

A copy of the agenda may be obtained by contacting: Jessica Shiver at (850)487-3655 or jbshiver@dos.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Jessica Shiver at (850)487-3655 or jbshiver@dos.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Jessica Shiver at (850)487-3655 or jbshiver@dos.state.fl.us.

DEPARTMENT OF LEGAL AFFAIRS

The Florida **Commission on the Status of Women** announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 12, 2008, 11:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Awards & Recognition Task Force.

DATE AND TIME: August 12, 2008, 3:00 p.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Bylaws Committee.

DATE AND TIME: August 13, 2008, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Annual Report Committee.

DATE AND TIME: August 13, 2008, 11:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Legislative Committee.

DATE AND TIME: August 14, 2008, 9:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Finance & Budget Committee.

DATE AND TIME: August 20, 2008, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Women's Hall of Fame/History Committee.

DATE AND TIME: August 21, 2008, 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: August 21, 2008, 11:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Full Commission.

DATE AND TIME: August 27, 2008, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Outreach Task Force.

DATE AND TIME: September 3, 2008, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Women's Hall of Fame/History Committee.

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, Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax: (850)921-4131.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Florida Commission on the Status of Women,

Office of the 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).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Florida Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax: (850)921-4131.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The **Pest Control Enforcement Advisory Council** announces a public meeting to which all persons are invited.

DATE AND TIME: October 7, 2008, 9:00 a.m.

PLACE: Betty Easley Conference Center, Room 180, 4075 Esplanade Way, Tallahassee, Florida 32399, (850)921-4177

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the business of the Council.

For more information, you may contact: Mr. Michael J. Page, Chief of the Bureau of Entomology and Pest Control at (850)921-4177.

The **Florida Citrus Production Research Advisory Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday August 20, 2008, 2:00 p.m.

PLACE: Lee County Civic Center, Conference Room, 11831 Bayshore Rd. N., Ft. Myers, FL 33917

GENERAL SUBJECT MATTER TO BE CONSIDERED: General meeting to review and discuss research for calendar year for 2008-2009, and discussion of general council issues.

A copy of the agenda may be obtained by contacting: Marshall Wiseheart at (850)488-4366.

For more information, you may contact: Marshall Wiseheart at (850)488-4366.

The **Department of Agriculture and Consumer Services** announces a public meeting to which all persons are invited.

DATE AND TIME: September 2, 2008, 1:30 p.m. – 3:30 p.m. (CST)

PLACE: Bay Point Marriott Resort, Spanish Moss Conference Room, 4200 Marriott Drive, Panama City, Florida 32408

GENERAL SUBJECT MATTER TO BE CONSIDERED: Division of Forestry, announces a meeting of the Florida Forestry Council to discuss updates relating to Division of Forestry programs.

A copy of the agenda may be obtained by contacting: Jim Karels, Director, Division of Forestry, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650, (850)488-4274.

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: Jim Karels, Director, Division of Forestry at (850)488-4274. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Jim Karels, Director, Division of Forestry, 3125 Conner Boulevard, Tallahassee, Florida, (850)488-4274.

DEPARTMENT OF EDUCATION

The Florida **Department of Education** announces a public meeting to which all persons are invited.

DATE AND TIME: August 28, 2008, 9:30 a.m. – 12:30 p.m.

PLACE: Mid Florida Tech, 2900 West Oak Ridge Road, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The State Apprenticeship Advisory Council will hold a meeting to discuss general items relating to apprenticeship in Florida. The agenda includes follow-up actions from previous Council meetings on subjects of committee structure, assignments and responsibilities. The program will include an apprenticeship update relative to apprentices and programs registered in Florida.

A copy of the agenda may be obtained by contacting: Juanita Warren at (850)245-0454 or email Mrs. Warren at Juanita.Warren@fldoe.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Mrs. Warren at (850)245-0454 or email Mrs. Warren at Juanita.Warren@fldoe.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The Florida **Department of Education** announces a public meeting to which all persons are invited.

DATE AND TIME: August 19, 2008, 8:30 a.m.

PLACE: 400 South Monroe Street, Room LL03, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The meeting agenda will consist of the approval of minutes of the State Board meeting held June 17, 2008, and updates on various reports and status of education initiatives by the Chairman and Commissioner. Items for consideration include: 2009/10 Legislative Budget; 2009-10 K-20 Fixed Capital Outlay Legislative Budget Request; 2008/09 Differentiated Accountability Support Plan; Commissioner's Recommendations on Exclusivity for School Districts to Authorize Charter Schools in their Geographical Areas; Articulation Credit-By-Exam Equivalency List; Amendment to Rule 6A-1.09401, F.A.C., Student Performance Standards; Proposed Florida School for the Deaf and the Blind Rule 6D-4.002, F.A.C., President; Amendments to Rules Relating to Finance: Rule 6A-1.002, F.A.C., District School Budgets; Rule 6A-1.004, F.A.C., Commissioner to Review Budgets; Rule 6A-1.0071, F.A.C., Fiscal Reporting Dates; Rule 6A-1.0453, F.A.C., Educational Program Audits; Rule 6A-1.0551, F.A.C., Special Qualification Salary for Elected District School Superintendents; Rule 6A-1.087, F.A.C., School Board Responsible for Internal Funds; Proposed New Rule 6A-1.09942, F.A.C., State Uniform Transfer of Students in the Middle Grades; Amendment to Rule 6A-1.094221, F.A.C., Alternative Standardized Reading Assessment and Use of Student Portfolio for Good Cause Promotion; Amendment to Rule 6A-1.099823, F.A.C., Performance Standards for Children Participating in the Voluntary Prekindergarten (VPK) Education Program; Amendment to Rule 6A-6.021, F.A.C., State of Florida High School Diplomas; Proposed New Rule 6A-6.0573, F.A.C., Industry Certification Process; Amendment to Rules Relating to Student Financial Aid: Rule 6A-20.001, F.A.C., Definitions of Terms for State Student Aid Programs; Rule 6A-20.003, F.A.C., Florida Residency as a Requirement for the Receipt of State Student Aid; Rule 6A-20.007, F.A.C., William L. Boyd, IV, Florida Resident Access Grants; Rule 6A-20.012, F.A.C., Critical Teacher Shortage Tuition Reimbursement Program; Rule 6A-20.013, F.A.C., Critical Teacher Shortage Student Loan Forgiveness Program; Rule 6A-20.019, F.A.C., Children and Spouses of Deceased or Disabled Veterans or Children of Servicemen Classified as Prisoners of War or Missing in Action Scholarships; Rule 6A-20.023, F.A.C., Jose Marti Scholarship Challenge Grant Fund; Rule 6A-20.027, F.A.C., Rosewood Family Scholarship Fund; Rule 6A-20.038, F.A.C., Florida Work Experience Program; Statewide Career and Technical Education Articulation Agreements – Industry Certification to AAS/AS degree and Career and Technical Certificate (CTC) to AAS/AS degree; Appointments to the Education Practices Commission; Adoption of Resolutions Authorizing the Issuance and Sale of Not Exceeding \$924,200,000 State of Florida, Full Faith and Credit, State Board of Education Public Education Capital Outlay Bonds, 2008 Series.

A copy of the agenda may be obtained by contacting: Department of Education's website at <http://www.fldoe.org>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Office of Equity and Access at (850)245-9531. 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: Lynn Abbott at (850)245-9661.

DEPARTMENT OF COMMUNITY AFFAIRS

The **Florida Building Commission** announces a public meeting to which all persons are invited.

DATES AND TIME: August 17-20, 2008, 8:00 a.m. – completion

PLACE: The Naples Grande Resort and Club Hotel, 475 Seagate Drive, Naples, Florida 34103, 1(888)422-6177

GENERAL SUBJECT MATTER TO BE CONSIDERED: August 17, 2008

9:00 a.m. Meeting of the Product Approval/Program Oversight Committee.

1:00 p.m. Meeting of the Roofing Technical Advisory Committee.

August 18, 2008

8:00 a.m. Meeting of the Fire Technical Advisory Committee.

9:00 a.m. Meeting of the Accessibility Advisory Council to consider the following applications for waiver from the accessibility code requirements: Eden Roc Hotel, 4525 Collins Avenue, Miami Beach; Kamakura, Inc., d/b/a NAOE, 333 W. 47th Street, Miami Beach; Max Level’s Rock & Roll Academy, LLC, 5570 Florida Mining Boulevard, Jacksonville; Cobb Theatre 14@ Daytona “LIVE”, Daytona Beach; Duval County Public Schools, High School AAA, 9375 R.G. Skinner Parkway, Jacksonville; 800 Ocean Drive, Miami Beach; Shops at Midtown Miami, 3401 North Miami Avenue, Miami; Interior Remodeling of Metrobank Operations Center, 16155 Southwest 117 Avenue, Miami; Muvico Theaters Cocowalk, Coconut Grove; Florida International University Football Stadium Expansion, Miami; Hollywood Theaters, Port Orange.

1:00 p.m. Meeting of the Accessibility Technical Advisory Committee.

2:00 p.m. Meeting of the Energy Technical Advisory Committee.

7:00 p.m. Meeting of the Fenestration/Wall U Research Project Advisory Committee.

August 19, 2008

8:00 a.m. Meeting of the Structural Technical Advisory Committee.

8:00 a.m. Meeting of the Electrical Technical Advisory Committee (Concurrent with the Florida Fire Code Advisory Council).

8:00 a.m. Meeting of the Florida Fire Code Advisory Council (Concurrent with the Electrical Technical Advisory Committee).

1:00 p.m. Meeting of the Education Program Oversight Committee.

3:00 p.m. Meeting of the Code Administration Technical Advisory Committee.

4:00 p.m. New Commissioner Briefing

August 20, 2008

8:00 a.m. Meeting of the Plenary Session of the Florida Building Commission.

Review and approval of the Agenda.

Review and approval of the June 24 and 25, 2008, Minutes and Facilitator’s Report.

Chair’s Discussion of Issues and Recommendations.

Review and Update of Commission Workplan.

Consideration of requests for waiver from accessibility code requirements: Eden Roc Hotel, 4525 Collins Avenue, Miami Beach; Kamakura, Inc., d/b/a NAOE, 333 W. 47th Street, Miami Beach; Max Level’s Rock & Roll Academy, LLC, 5570 Florida Mining Boulevard, Jacksonville; Cobb Theatre 14 @ Daytona “LIVE”, Daytona Beach; Duval County Public Schools, High School AAA, 9375 R.G. Skinner Parkway, Jacksonville; 800 Ocean Drive, Miami Beach; Shops at Midtown Miami, 3401 North Miami Avenue, Miami; Interior Remodeling of Metrobank Operations Center, 16155 Southwest 117 Avenue, Miami; Muvico Theaters Cocowalk, Coconut Grove; Florida International University Football Stadium Expansion, Miami; Hollywood Theaters, Port Orange.

Consideration of Applications for Product and Entity Approval.

Consideration of Legal Issues and Petitions for Declaratory Statement.

Binding Interpretations: Report(s) Only.

Declaratory Statements:

First Hearing:

DCA08-DEC-168 by Leonard Terry, President, Omniconcrete.

DCA08-DEC-193 by Richard Mihalich.

DCA08-DEC-194 by Dan Arlington, St. Johns County Building Department.

DCA08-DEC-201 by Michael Schultz, P.E., Buckeye.

DCA08-DEC-204 by Robert Jamieson, Underwriters Laboratories.

DCA08-DEC-205 by Neil Melick, City of West Palm Beach, Construction Services Department.

DCA08-DEC-207 by Anthony Apfelbeck, Fire Marshall/Building Official, City of Altamonte Springs.

DCA08-DEC-208 by Luke Ismert of Schier Products.

DCA08-DEC-209 by Tom Hardiman of the Modular Building Institute.

DCA08-DEC-210 by Joseph Valencia of Zyscovich Architects.

DCA08-DEC-212 by Jason Padgett, Millwork Information and Training.

DCA08-DEC-216 by Vincent Vaulman, CCE, Madsen, Kneppers and Associates Inc.

Consideration of Committee Reports and Recommendations: Accessibility TAC Report; Code Administration TAC Report; Electrical TAC Report; Energy TAC Report; Fire TAC Report; Mechanical TAC Report; Plumbing TAC Report; Roofing TAC Report; Special Occupancy TAC Report; Structural TAC Report; Education POC Report; Product Approval/Manufactured Buildings POC Report.

Supplementary Rule Adoption Hearing on Rule 9B-13, Energy Code.

Broward County Board of Rules and Appeals Resolution 08-01 Regarding 2008 NEC Adoption.

Rule Development Workshop on Rule 9B-3.047, Florida Building Code Glitch Amendments.

Work Plan Prioritization Exercise.

Commission Member Comments and Issues.

General Public Comment.

Review Committee Assignments and Issues for the October 13, 14 and 15, 2008 Commission Meeting.

Summary Review of Meeting Work Products.

Adjourn.

Second Hearing:

DCA07-DEC-085 by Walter A. Tillit, Jr., PE of TilTeco, Inc.

DCA08-DEC-119 by Dick Wilhelm, Fenestration Manufacturer's Association.

And Jeff Lowinski, Window and Door Manufacturer's Association.

DCA08-DEC-124 by Chris Sheppard, System Components Corporation.

DCA08-DEC-142 by Jerry Sparks, Hillsborough County Florida.

DCA08-DEC-147 by John Berry, AIA, Code and Russell Architects.

DCA08-DEC-150 by James Paula, St. Johns County Board of County Commissioners.

A copy of the agenda may be obtained by contacting: Ms. Betty Stevens, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, Telephone (850)487-1824, Fax (850)414-8436, or go to the web site at www.floridabuilding.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 10 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, Telephone (850)487-1824, Fax (850)414-8436. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Ms. Betty Stevens, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, Telephone (850)487-1824, Fax (850)414-8436 or go to the web site at www.floridabuilding.org.

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."

FLORIDA PAROLE COMMISSION

The Florida Parole Commission announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 27, 2008, 9:00 a.m.

PLACE: Florida Parole Commission, 2601 Blair Stone Road, Bldg. C, Tallahassee, FL 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, FL 32399-2450, (850)488-1293.

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: Florida Parole Commission, 2601 Blair Stone Road, Bldg. C, Tallahassee, FL 32399-2450, (850)488-3417. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Florida Parole Commission, 2601 Blair Stone Road, Bldg. C, Tallahassee, FL 32399-2450, (850)922-6137.

PUBLIC SERVICE COMMISSION

The Florida **Public Service Commission** announces a prehearing to which all persons are invited.

DATE AND TIME: Wednesday, August 27, 2008, 9:30 a.m.

PLACE: Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: DOCKET NO. 080009-EI – Nuclear cost recovery clause.

PURPOSE: The purpose of this prehearing conference is to: (1) simplify the issues; (2) identify the positions of the parties on the issues; (3) consider the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof; (4) identify exhibits; (5) establish an order of witnesses; and (6) consider such other matters a may aid in the disposition of the action.

EMERGENCY CANCELLATION OF PREHEARING: If a named storm or other disaster requires cancellation of the prehearing, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation of the prehearing will also be provided on the Commission's website (<http://www.psc.state.fl.us/>) under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850)413-6199.

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

agency at least 48 hours before the workshop/meeting by contacting: Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (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.

The Florida **Public Service Commission** announces a hearing to which all persons are invited.

DATES AND TIME: Thursday, August 28, 2008, 9:30 a.m.; Friday, August 29, 2008, if necessary

PLACE: Betty Easley Conference Center, Room 148, 4075 Esplanade Way, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Docket No. 070691-TP – Complaint and request for emergency relief against Verizon Florida, LLC for anticompetitive behavior in violation of Sections 364.01(4), 364.3381 and 364.10, F.S., and for failure to facilitate transfer of customers' numbers to Bright House Networks Information Services (Florida), LLC, and its affiliate, Bright House Networks, LLC.

Docket No. 080036-TP – Complaint and request for emergency relief against Verizon Florida, L.L.C. for anticompetitive behavior in violation of Sections 364.01(4), 364.3381 and 364.10, F.S., and for failure to facilitate transfer of customers' numbers to Comcast Phone of Florida, L.L.C. d/b/a Comcast Digital Phone.

The purpose of this hearing is to permit parties to present testimony and exhibits relative to this proceeding and to take action on any motions or other matters that may be pending at the time of the hearing. The Commission may rule on any such motions from the bench or may take the matters under advisement.

If settlement of the case or a named storm or other disaster requires cancellation of the proceedings, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation will also be provided on the Commission's website (<http://www.psc.state.fl.us/>) under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850)413-6199. 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: Office of Commission Clerk, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (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: Office of Commission Clerk, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6770.

EXECUTIVE OFFICE OF THE GOVERNOR

The **Executive Board of Volunteer Florida Foundation** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, August 6, 2008, 2:00 p.m.

PLACE: Contact Frances Rhodes at (850)410-0696 for conference line phone number and pass code

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Foundation Business.

A copy of the agenda may be obtained by contacting: Frances Rhodes at (850)410-0696.

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: Frances Rhodes at (850)410-0696. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Frances Rhodes at (850)410-0696.

The **Governor's Commission on Volunteerism and Community Service** (Volunteer Florida) announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, August 22, 2008, 8:00 a.m. – 3:30 p.m.

PLACE: Conference Call (contact Kristin Mullikin for call in information)

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Commission Business.

A copy of the agenda may be obtained by contacting: Kristin Mullikin at (850)414-0092 or kristin@volunteerflorida.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 72 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).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Kristin Mullikin at (850)414-0092.

The **Executive Office of the Governor** announces a public meeting to which all persons are invited.

DATES AND TIMES: August 26, 2008, Commission Meeting: 9:00 a.m. – 12:00 Noon; Commission Meeting: 1:00 p.m. – 4:00 p.m.; August 27, 2008, Commission Meeting: 9:00 a.m. – 12:00 Noon; Commission Meeting: 1:00 p.m. – 4:00 p.m.

PLACE: The Capitol, 412 Knott Building, 400 South Monroe Street, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review Issues; Formulate Recommendations.

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)921-6099. You may contact us via email at cristopengov@eog.myflorida.com. For further information, visit our website at http://www.flgov.com/og_commission_home.

A copy of the agenda may be obtained by contacting: Office of Open Government, Executive Office of the Governor, The Capitol, Tallahassee, FL 32399-1050, (850)921-6099, Fax (850)488-0219.

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: Office of Open Government, Executive Office of the Governor, The Capitol, Tallahassee, FL 32399-1050, (850)921-6099, Fax (850)488-0219. 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: Office of Open Government, Executive Office of the Governor, The Capitol, Tallahassee, The Capitol, Tallahassee, FL 32399-1050, (850)921-6099, Fax (850)488-0219.

REGIONAL PLANNING COUNCILS

The **North Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: August 28, 2008, 6:00 p.m.

PLACE: Holiday Inn Hotel and Suites, 213 Southwest Commerce Drive, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Executive Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **North Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: August 28, 2008, 6:00 p.m.

PLACE: Holiday Inn Hotel and Suites, 213 S. W. Commerce Drive, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Regional Planning Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **North Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: August 28, 2008, 6:30 p.m.

PLACE: Holiday Inn Hotel and Suites, 213 S. W. Commerce Drive, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Clearinghouse Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **North Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: August 28, 2008, 7:30 p.m.

PLACE: Holiday Inn Hotel and Suites, 213 Southwest Commerce Drive, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **East Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, August 11, 2008, 8:30 a.m.

PLACE: 631 N. Wymore Road, Suite 100, Maitland, FL 32751

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular monthly meeting of the ECFRPC Executive Committee to discuss council business and the upcoming council meeting agenda.

A copy of the agenda may be obtained by contacting: Ruth Little at (407)623-1075 or rlittle@ecfrpc.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 1 day before the workshop/meeting by contacting: Ruth Little at (407)623-1075 or rlittle@ecfrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The East Central Florida Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, August 11, 2008, 10:00 a.m.
PLACE: 631 N. Wymore Road, Suite 100, Maitland, FL 32751
GENERAL SUBJECT MATTER TO BE CONSIDERED: Monthly meeting of the ECFRPC Strategic Regional Policy Plan Task Force for the purpose of updating the Council's SRPP Document.

A copy of the agenda may be obtained by contacting: Ruth Little at (407)623-1075 or rlittle@ecfrpc.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 1 day before the workshop/meeting by contacting: Ruth Little at (407)623-1075 or rlittle@ecfrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The East Central Florida Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 20, 2008, 10:00 a.m.
PLACE: 631 N. Wymore Road, Suite 100, Maitland, FL
GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular monthly meeting of the East Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: Ruth Little at (407)623-1075 or rlittle@ecfrpc.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 1 day before the workshop/meeting by contacting: Ruth Little at (407)623-1075 or rlittle@ecfrpc.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).

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.

REGIONAL TRANSPORTATION AUTHORITIES

The **South Florida Regional Transportation Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, August 18, 2008, 3:00 p.m.
PLACE: Main Conference Room 101, South Florida Regional Transportation Authority, Administration Building, 800 N. W. 33rd Street, Pompano Beach, FL 33064

GENERAL SUBJECT MATTER TO BE CONSIDERED: THE EVALUATION / SELECTION COMMITTEE FOR RFP 08-004 "Operating Services for SFRTA's Shuttle Bus System" will hold an Evaluation / Selection Meeting.

A copy of the agenda may be obtained by contacting: Executive Office at (954)788-7915.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Executive Office, 800 N. W. 33rd Street, Suite 100, Pompano Beach, FL 33064. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **South Florida Regional Transportation Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, August 19, 2008, 2:00 p.m.
PLACE: Main Conference Room, SFRTA's Administrative Offices, 800 N. W. 33rd Street, Pompano Beach, FL 33064
GENERAL SUBJECT MATTER TO BE CONSIDERED: Marketing Committee meeting.

A copy of the agenda may be obtained by contacting: SFRTA Marketing Office at (954)788-7935.

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: Executive Office, 800 N. W. 33rd Street, Suite 100, Pompano Beach, Florida 33064. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **South Florida Regional Transportation Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, August 22, 2008, 9:30 a.m.
 PLACE: Board Room, South Florida Regional Transportation Authority, Administration Building, 800 N. W. 33rd Street, Suite 100, Pompano Beach, Florida 33064
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting.

A copy of the agenda may be obtained by contacting: Executive Office at (954)788-7915.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Executive Office, 800 N. W. 33rd Street, Suite 100, Pompano Beach, Florida 33064. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **Tampa Bay Regional Transportation Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, August 22, 2008, 9:30 a.m. – 12:00 Noon

PLACE: Manatee Convention and Civic Center (Manatee), One Haben Blvd., Palmetto, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The TBARTA Board and its advisory committees will meet to discuss the development and implementation of regional transportation solutions to develop a comprehensive Regional Transportation Master Plan for Citrus, Hernando, Hillsborough, Manatee, Pasco, Pinellas, and Sarasota Counties. The Citizens Advisory Committee (CAC) will meet on Wednesday, August 13, 2008, 9:00 a.m. at the American Red Cross Manatee County, 2905 59th St. W. in Bradenton. This group of volunteers provides region-oriented advice to the Board from a citizen's perspective.

The Transit Management Committee (TMC) will meet on Wednesday, August 13, 2008, 1:30 p.m. at the Pinellas Suncoast Transit Authority (PSTA) office, 3201 Scherer Drive in St. Petersburg. Consisting of representatives of the region's transit and transportation agencies, this group advises the Board on the technical development of the Master Plan and its future implementation.

A copy of the agenda may be obtained by contacting: Agendas for the Board, CAC, and TMC meetings will be available online approximately three to five days prior to each meeting at <http://www.tbarta.com>.

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

agency at least 3 days before the workshop/meeting. Individuals requiring accommodations under the Americans with Disabilities Act or persons who require translation services (free of charge) should contact: Brandie Miklus, Transportation Planner, at (813)217-4037 at least three (3) days prior to the meeting. Public participation is solicited without regard to race, color, religion, sex, age, nation origin, disability, or family status. 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: Brandie Miklus, Transportation Planner at (813)217-4037.

WATER MANAGEMENT DISTRICTS

The **Southwest Florida Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, August 18, 2008, 9:30 a.m.

PLACE: Southwest Florida Regional Planning Council Facility, 1926 Victoria Avenue, Fort Myers, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: CHARLOTTE HARBOR NATIONAL ESTUARY PROGRAM: Conduct Committee business. Ad Order 19114.

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 Frances Sesler at (352)796-7211, extension 4608.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: General Services Department, 1(800)423-1476 (Florida) or (352)796-7211, extension 4527, TDD only 1(800)231-6103. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: SWFWMD Executive Department at the address above.

The **Southwest Florida Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, August 22, 2008, 9:00 a.m.

PLACE: Tampa Service Office, 7601 Hwy. 301 North, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: COOPERATIVE FUNDING INITIATIVE WORKSHOP FOR LOCAL ELECTED OFFICIALS: Overview of District and Cooperative Funding Initiative. Ad Order 19114.

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 Frances Sesler at (352)796-7211, extension 4608.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: General Services Department, 1(800)423-1476 (Florida) or (352)796-7211, extension 4527, TDD only 1(800)231-6103. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: SWFWMD Executive Department at the address above.

The **South Florida Water Management District** announces a workshop to which all persons are invited.

DATE AND TIME: August 27, 2008, 1:00 p.m.

PLACE: Rookery Bay Estuary Research Reserve, Auditorium, 300 Tower Road, Naples, FL 34113

GENERAL SUBJECT MATTER TO BE CONSIDERED: Authorities and regulatory tools to be used to protect water from the natural system from consumptive uses and defining the volume and timing of water to be reserved from allocation for the Picayune Strand Restoration Project.

The District proposes new Rules 40E-10.011, F.A.C., Purpose and General Provisions; Rule 40E-10.021, F.A.C., Definitions; Rule 40E-10.031, F.A.C., Implementation Tools; Rule 40E-10.221, F.A.C., Protected Natural Systems Water Bodies; Rule 40E-10.321, F.A.C., Regional Wetland Systems; Rule 40E-10.421, F.A.C., Water Reservations; and Rule 40E-10.431, F.A.C., Water Reservation Areas: Lower West Coast. In addition to these new rules, the workshop includes a discussion of proposed rule amendments to Rules 40E-2.011, 40E-2.091, 40E-2.301, 40E-2.331, 40E-20.091, 40E-20.301, 40E-20.302 and 40E-20.331, F.A.C.

This workshop is in addition to the workshops previously conducted on June 17, 2008 and July 24, 2008. The purpose of this additional workshop is to present the second draft of proposed rule text based on comments received from the previous workshops as well as direction received from the Governing Board during its workshop on August 13, 2008. The second draft of the proposed rule text will be posted on the District's website on August 20, 2008 at www.sfwmd.gov/watersupply/ruledvelopment or may be obtained by contacting one of the contact persons listed below.

A copy of the agenda may be obtained by contacting: Brenda Mills, Lead Planner, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, ext. 4208 or (561)682-4208.

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: South Florida Water Management District Clerk, 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). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Scott Burns, Director, Everglades Water Supply Policy, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, ext. 4224 or (561)682-4224; Brenda Mills, Lead Planner, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, ext. 4208 or (561)682-4208; Beth Lewis, Senior Supervising Attorney, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, ext. 6343 or (561)682-6343. For procedural issues, contact: Jan Sluth, Senior Paralegal, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, ext. 6299 or (561)682-6299.

COMMISSION FOR THE TRANSPORTATION DISADVANTAGED

The Florida **Commission for the Transportation Disadvantaged** announces a workshop to which all persons are invited.

DATES AND TIME: Monday – Thursday, August 25-28, 2008, 9:00 a.m. – until completion

PLACE: Hilton Walt Disney World Resort, 1751 Hotel Plaza Blvd., Lake Buena Vista, FL 32830, (407)827-4000

GENERAL SUBJECT MATTER TO BE CONSIDERED: 2008 Annual Transportation Disadvantaged Technology and Training Conference.

A copy of the agenda may be obtained by contacting: Nikki Smith, 605 Suwannee Street, MS-49, Tallahassee, FL 32399, (850)410-5700.

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: Nikki Smith, 605 Suwannee Street, MS-49, Tallahassee, FL 32399, (850)410-5700. 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: Nikki Smith, 605 Suwannee Street, MS-49, Tallahassee, FL 32399, (850)410-5700.

The Florida **Commission for the Transportation Disadvantaged** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, August 25, 2008, 9:00 a.m. – until completion

PLACE: Hilton Walt Disney World Resort, 1751 Hotel Plaza Blvd., Lake Buena Vista, FL 32830, (407)827-4000

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discuss regular Commission Business.

A copy of the agenda may be obtained by contacting: Nikki Smith, 605 Suwannee Street, MS-49, Tallahassee, FL 32399, (850)410-5700.

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: Nikki Smith, 605 Suwannee Street, MS-49, Tallahassee, FL 32399, (850)410-5700. 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: Nikki Smith, 605 Suwannee Street, MS-49, Tallahassee, FL 32399, (850)410-5700.

The Florida **Commission for the Transportation Disadvantaged** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, August 25, 2008, 2:00 p.m. – 5:00 p.m.

PLACE: Hilton Walt Disney World Resort, 1751 Hotel Plaza Blvd., Lake Buena Vista, FL 32830, (407)827-4000

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discuss roles and responsibilities of Advisors to the Commission.

A copy of the agenda may be obtained by contacting: Nikki Smith, 605 Suwannee Street, MS-49, Tallahassee, FL 32399, (850)410-5700.

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: Nikki Smith, 605 Suwannee Street, MS-49, Tallahassee, FL 32399, (850)410-5700. 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: Nikki Smith, 605 Suwannee Street, MS-49, Tallahassee, FL 32399, (850)410-5700.

REGIONAL UTILITY AUTHORITIES

The **Withlacoochee Regional Water Supply Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: August 20, 2008, 4:30 p.m.

PLACE: City Commission Chambers, City Hall, 151 S. E. Osceola Ave., 2nd Floor, Ocala, Florida 34471

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct regular business of the Authority.

A copy of the agenda may be obtained by contacting: Withlacoochee Regional Water Supply Authority, 1107 Shalimar Drive, Tallahassee, FL 32312 or at www.wrwsa.org under “minutes and notices,” “current agenda.”

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Jackson Sullivan at (850)385-0220.

DEPARTMENT OF VETERANS AFFAIRS

The **Florida Veterans Foundation, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: August 13, 2008, 1:00 p.m.

PLACE: 4040 Esplanade Way, Suite 152, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: General foundation business.

A copy of the agenda may be obtained by contacting: Nat Turnbull at (850)487-1533 or turnbulln@fdva.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Nancy Schiellerd at (850)487-1533. 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: Nat Turnbull at (850)487-1533 or turnbulln@fdva.state.fl.us.

The **Florida Veterans Foundation, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: August 13, 2008, 1:00 p.m.
PLACE: 4040 Esplanade Way, Suite 152, Tallahassee, FL 32399
GENERAL SUBJECT MATTER TO BE CONSIDERED: General foundation business.
A copy of the agenda may be obtained by contacting: Nat Turnbull at (850)570-9877.
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: Nancy Schiellerd at (850)487-1533. 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: Nat Turnbull at (850)570-9877.

AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration** announces a public meeting to which all persons are invited.
DATE AND TIME: August 26, 2008, 10:00 a.m.
PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room A, Tallahassee, FL 32308
GENERAL SUBJECT MATTER TO BE CONSIDERED: The Health Information Exchange Coordinating Committee and State Electronic Prescribing Advisory Panel will meet to review the current status of health information exchange and strategies to promote the use of electronic health records and electronic prescribing. The Health Information Exchange Coordinating Committee will make recommendations regarding Point of Care Model Electronic Health Record Demonstration Grants.
A copy of the agenda may be obtained by contacting: Carolyn H. Turner, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403. The agenda will be posted at: <http://www.fhin.net/FHIN/workgroups/HIECC.shtml> and <http://www.fhin.net/eprescribe/ePrescribeWG/meetings.shtml> seven (7) days prior to the meeting.
Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Carolyn H. Turner, at (850)922-5861. 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 MANAGEMENT SERVICES

The **Southwood Shared Resource Center (SSRC)** announces a public meeting to which all persons are invited.

DATE AND TIME: August 18, 2008, 1:30 p.m. – 3:30 p.m.
PLACE: Betty Easley Center, Conference Room #152, Tallahassee, FL
GENERAL SUBJECT MATTER TO BE CONSIDERED: The recently signed Senate Bill 1892 establishes the Southwood Shared Resource Center, formerly the Shared Resource Center, to enhance communication among state agencies and identify statewide enterprise information technology solutions.
A copy of the agenda may be obtained by contacting: Rick Mitchell at (850)488-9895, rick.mitchell@dms.myflorida.com.
Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Rick Mitchell at (850)488-9895, rick.mitchell@dms.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Department of Management Services** announces a joint meeting of the Standard Operating Procedures and Technical Committees of the Joint Task Forces on State Agency Law Enforcement Communications announces a public meeting to which all persons are invited.
DATE AND TIME: August 11, 2008, 8:30 a.m. – 4:00 p.m.
PLACE: Florida Department of Transportation – FDOT, Woodcrest Building K, 325 John Knox Road, Tallahassee, Florida. The conference call number is (850)245-5722.
GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss operational matter of the Statewide Law Enforcement Radio System.
A copy of the agenda may be obtained by contacting: Victor Cullars, Florida Department of Law Enforcement (850)410-8300 or Todd Preston, Fish and Wildlife Conservation Commission at (850)410-0656, ext. 17120.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The **Construction Industry Licensing Board** announces a public meeting to which all persons are invited.
DATE AND TIMES: August 26, 2008, 9:00 a.m. and 10:00 a.m. or soon thereafter
PLACE: Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)488-0062
GENERAL SUBJECT MATTER TO BE CONSIDERED: To review complaints in which a determination of the existence of probable cause has already been made.

A copy of the agenda may be obtained by contacting: Jeff Kelly, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202, or by phone at (850)488-0062.

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: Jeff Kelly, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202, (850)488-0062. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **Construction Industry Licensing Board** announces a public meeting to which all persons are invited.

DATE AND TIME: August 26, 2008, 2:00 p.m. or soon thereafter

PLACE: Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)488-0062

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review complaints in which a determination of the existence of probable cause has already been made.

A copy of the agenda may be obtained by contacting: Jeff Kelly, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202, (850)488-0062.

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: Jeff Kelly, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202, (850)488-0062. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **Board of Pilot Commissioners** announces a public meeting to which all persons are invited.

DATES AND TIMES: September 29, 2008, 1:00 p.m.; September 30, 2008, 9:00 a.m.

PLACE: Hyatt Regency Jacksonville-Riverfront, 225 E. Coastline Drive, Jacksonville, FL 32202

GENERAL SUBJECT MATTER TO BE CONSIDERED: Committee meetings, probable cause panel which portions may be closed to the public, and regular Board business.

A copy of the agenda may be obtained by contacting: Board of Pilot Commissioners, 1940 N. Monroe Street, Tallahassee, FL 32399-0773.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting the Board office. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **Board of Veterinary Medicine** announces a public meeting to which all persons are invited.

DATE AND TIME: September 9, 2008, 8:00 a.m.

PLACE: Casa Monica Hotel, 95 Cordova Street, St. Augustine, FL 32084

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board and business meeting.

A copy of the agenda may be obtained by contacting: Board of Veterinary Medicine, 1940 North Monroe Street, Tallahassee, FL 32399, (850)922-7154.

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: Board of Veterinary Medicine, 1940 North Monroe Street, Tallahassee, FL 32399, (850)922-7154. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Board of Veterinary Medicine, 1940 North Monroe Street, Tallahassee, FL 32399, (850)922-7154.

The Probable Cause Panel of the **Florida Real Estate Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, August 18, 2008, 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.

A copy of the agenda may be obtained by contacting: Deputy Clerk, Florida Real Estate Commission, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772. Only portions of the agenda may be available for public inspection.

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: Division of Real Estate, (407)481-5662. 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: Deputy Clerk, Florida Real Estate Commission, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772.

The **Florida Real Estate Commission** announces a public meeting to which all persons are invited.

DATES AND TIME: Tuesday, August 19, 2008; Wednesday, August 20, 2008, 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 contacting: Deputy Clerk, Florida Real Estate Commission, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772.

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: Division of Real Estate at (407)481-5662. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Deputy Clerk, Florida Real Estate Commission, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772.

The **Florida Real Estate Commission** announces a workshop to which all persons are invited.

DATE AND TIME: Tuesday, August 19, 2008, 8:30 a.m. or as soonest thereafter as possible

PLACE: Division of Real Estate, Conference Room N901, North Tower, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss adding provisions in Rule 61J2-24.003, F.A.C., to address minor violations of Rule 61J2-14.008, F.A.C.

A copy of the agenda may be obtained by contacting: Deputy Clerk, Florida Real Estate Commission, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772.

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: Division of Real Estate at (407)481-5662. 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: Deputy Clerk, Florida Real Estate Commission, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772.

The **Florida State Boxing Commission** announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 26, 2008, 10:30 a.m.

PLACE: Conference Call Number: 1(888)808-6959, Conference Code: 4137430

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct General Business Meeting.

A copy of the agenda may be obtained by contacting: Christa Patterson at (850)488-8500.

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).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Christa Patterson.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

The **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: August 18, 2008, 10:00 a.m. – 1:00 p.m.

PLACE: Orlando Utility Commission, 3800 Gardenia Avenue, Orlando, FL 32839

GENERAL SUBJECT MATTER TO BE CONSIDERED: A meeting of the Department of Environmental Protection and interested stakeholders to discuss impediments, incentives, policy clarifications, and concerns regarding reclaimed water issues as they relate to consumptive use permitting. Topics to be discussed include: authority to regulate reclaimed water, consumptive use offsets, mandatory reuse zones, supplementation of reclaimed water with other sources, irrigation practices, and other pertinent issues.

Because seating is limited in this room, DEP asks participants to call Carolyn Voyles at (850)245-8557, by August 14, and give the number of people planning to attend.

A copy of the agenda may be obtained by contacting: Carolyn Voyles, Department of Environmental Protection, 2600 Blair Stone Rd., M.S. 46, Tallahassee, FL 32399, (850)245-8557.

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: Carolyn Voyles, Department of Environmental Protection, 2600 Blair Stone Rd., M.S. 46, Tallahassee, FL 32399, (850)245-8557. 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: Carolyn Voyles, Department of Environmental Protection, 2600 Blair Stone Rd., M.S. 46, Tallahassee, FL 32399, (850)245-8557.

The Florida **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, August 19, 2008, 1:00 p.m.

PLACE: Northeast District Office, Conf. Rooms A & B, 7825 Baymeadows Way, Suite B200, Jacksonville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Lower St. Johns River (LSJR) TMDL Technical Working Group, which is working on development of a draft Basin Management Action Plan (BMAP) for presentation to the LSJR TMDL Executive Committee. The primary goal of the meeting is to discuss any outstanding technical issues associated with the final draft of the BMAP document.

A copy of the agenda may be obtained by contacting: Ms. Pat Waters, Department of Environmental Protection, 2600 Blair Stone Road, Watershed Assessment Section, MS 3555, Tallahassee, Florida 32399-2400 or by calling her at (850)245-8449.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Ms. Waters. 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 Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 20, 2008, 9:00 a.m.

PLACE: Northeast District Office, Conf. Rooms A & B, 7825 Baymeadows Way, Suite B200, Jacksonville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Lower St. Johns River (LSJR) TMDL Executive Committee and Stakeholders Group, which was formed to provide a forum for stakeholders to discuss issues related to the LSJR Total Maximum Daily Load (TMDL) for nutrients, including development, allocation, and implementation of the TMDL. The primary topic for this meeting will be discussion of the final draft BMAP document.

A copy of the agenda may be obtained by contacting: Ms. Pat Waters, Department of Environmental Protection, 2600 Blair Stone Road, Watershed Assessment Section, MS 3555, Tallahassee, Florida 32399-2400 or by calling her at (850)245-8449.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Ms. Waters. 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 Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: August 20, 2008, 9:00 a.m.

PLACE: Orlando City Council Chambers, 2nd Floor, 400 S. Orange Ave., Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:

This is a public meeting of a Technical Advisory Group that will advise the Department on possible changes to the compost rule, Chapter 62-709, Florida Administrative Code. These changes may include the development of registrations or general permits for compost facilities using yard trash, manure and vegetative food wastes as feedstocks to their processes, as well as requirements for proper operation of these facilities and any necessary testing requirements. The public is invited to participate and to offer any suggestions for possible regulatory changes. The Department is particularly interested in gathering any available data on the estimated regulatory cost of proposed rule changes. This will be the last public meeting regarding Chapter 62-709, F.A.C., prior to rule adoption.

A copy of the agenda may be obtained by contacting: Francine Joyal, 2600 Blair Stone Road, MS 4565, Tallahassee, Florida 32399-2400, (850)245-8747 or by visiting http://www.dep.state.fl.us/waste/categories/solid_waste/pages/IWDR.htm.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Bureau of Personnel Services at (850)245-2511. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

NOTICE OF CANCELLATION – The **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: Meeting scheduled Thursday, August 21, 2008, 12:00 Noon – 2:00 p.m. has been canceled

PLACE: This meeting has been cancelled

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are meetings of the technical workgroups associated with the Governor's Action Team on Energy and Climate Change to continue discussion of policy issues regarding the development of a comprehensive Energy and Climate Change Action Plan that will address statewide greenhouse gas reductions specified in Executive Order 07-127.

A copy of the agenda may be obtained by contacting: Florida Department of Environmental Protection, Attn.: Allena Nelson (allena.nelson@dep.state.fl.us), Office of Strategic Planning, 3900 Commonwealth Blvd., M.S. 18, Tallahassee, Florida 32399-3000 or by calling (850)245-2002.

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: Florida Department of Environmental Protection, Attn.: Allena Nelson (allena.nelson@dep.state.fl.us), Office of Strategic Planning, 3900 Commonwealth Blvd., M.S. 18, Tallahassee, Florida 32399-3000 or by calling (850)245-2002. 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 Department of Environmental Protection, Attn.: Allena Nelson (allena.nelson@dep.state.fl.us), Office of Strategic Planning, 3900 Commonwealth Blvd., M.S. 18, Tallahassee, Florida 32399-3000 or by calling (850)245-2002.

The **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATES AND TIME: Tuesday – Thursday, August 26-28, 2008, 8:30 a.m. – close of business

PLACE: Florida Department of Environmental Protection, Bob Martinez Center, Room 204 A & B, 2600 Blair Stone Rd., Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: A reconciliation meeting will be held to review the draft metadata standard for Groundwater, Biological Measurement and Field Sampling scientific disciplines. This is a continuation of workshops carried out by the Florida Water Resources Monitoring Council in support of the Florida Oceans and Coastal Council's Integrated Data Management (IDM) program for the Florida Department of Environmental Protection, Total Maximum Daily Load Program to define and document metadata elements. The goal is improved storage, sharing, and assessment of research and monitoring data.

A copy of the agenda may be obtained by contacting: Becky Panebianco at (850)245-2094, Becky.Panebianco@dep.state.fl.us.

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

agency at least 5 days before the workshop/meeting by contacting: Becky Panebianco at (850)245-2094, Becky.Panebianco@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 **Department of Environmental Protection** announces a workshop to which all persons are invited.

DATE AND TIME: Tuesday, August 26, 2008, 9:00 a.m.

PLACE: The Bob Martinez Center, Conference Room 609, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Voluntary Cleanup Tax Credit Program has been expanded and clarified by statute, and the department proposes to clarify some existing requirements based on experience in implementing the program since the rule was initially adopted. The Chapter 62-788, F.A.C., rules names are amended as follows: Rule 62-788.100, F.A.C.: Applicability and Limitations; Rule 62-788.150, F.A.C.: Referenced Guidelines; Rule 62-788.200, F.A.C.: Definitions; Rule 62-788.300, F.A.C.: Site Rehabilitation Voluntary Cleanup Tax Credit Application Process; Rule 62-788.310, F.A.C.: Affordable Housing Voluntary Cleanup Tax Credit Application Process; Rule 62-788.320, F.A.C.: Health Care Voluntary Cleanup Tax Credit Application Process; Rule 62-788.330, F.A.C.: Solid Waste Removal Voluntary Cleanup Tax Credit Application Process; Rule 62-788.400, F.A.C.: Eligibility Determination; and Rule 62-788.900, F.A.C.: Forms. The changes to Chapter 62-788, F.A.C., will incorporate or introduce the following at eligible sites: an increase in the per-site tax credit award amount and percentage for site rehabilitation; the requirements for issuance of a one-time tax credit award for affordable housing, for a health care facility or health care provider, and for solid waste removal; the tax credit application submittal and review requirements, and the corresponding deadlines; the tax credit application supporting documentation requirements and the process for correcting a completeness deficiency; new definitions; updates to terminology and to existing definitions; and clarification about the useful life of issued tax credit certificates.

A copy of the agenda may be obtained by contacting: Elizabeth E. Walker, Department of Environmental Protection, Bureau of Waste Cleanup, M.S. 4505, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, (850)245-8933 or Beth.Walker@dep.state.fl.us. Copies of directions to the meeting room, the proposed rule, or the agenda are available via the internet at: <http://www.dep.state.fl.us/waste/categories/wc/pages/WCRuleDevelopment.htm>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Beth Walker at (850)245-8933. 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** announces a public meeting to which all persons are invited.

DATE AND TIME: August 28, 2008, 10:30 a.m.

PLACE: Department of Environmental Protection, Southwest District Office, 13051 N. Telecom Parkway, Temple Terrace, FL 33637-0926

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Myakkahatchee Creek Task Force will discuss and vote on a recommendation to the Secretary that the settlement funds in Consent Order 82-0128 should be spent on environmental land acquisition along Myakkahatchee Creek in the City of North Port.

A copy of the agenda may be obtained by contacting: Judy Ashton at (813)632-7663, judy.ashton@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Judy Ashton at (813)632-7663, judy.ashton@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: David Thulman at (301)699-0961, david.thulman@dep.state.fl.us.

The **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: September 2, 2008, 1:00 p.m. – 4:00 p.m. or until completion of business

PLACE: The meeting will be held via teleconference and members of the public may join the meeting by dialing 1(800)704-9804 and entering the following code: 372 144

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Transportation and Land Use Technical Working Group. It is among the meetings of the technical workgroups associated with the Governor's Action Team on Energy and Climate Change to continue discussion of policy issues regarding the development of a comprehensive Energy and Climate Change Action Plan that will address statewide greenhouse gas reductions specified in Executive Order 07-127.

A copy of the agenda may be obtained by contacting: Florida Department of Environmental Protection, Attn.: Allena Nelson (allena.nelson@dep.state.fl.us), Office of Strategic Planning, 3900 Commonwealth Blvd., M.S. 18, Tallahassee, Florida 32399-3000 or by calling (850)245-2002.

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: Florida Department of Environmental Protection, Attn.: Allena Nelson (allena.nelson@dep.state.fl.us), Office of Strategic Planning, 3900 Commonwealth Blvd., M.S. 18, Tallahassee, Florida 32399-3000 or by calling (850)245-2002. 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 Department of Environmental Protection, Attn.: Allena Nelson (allena.nelson@dep.state.fl.us), Office of Strategic Planning, 3900 Commonwealth Blvd., M.S. 18, Tallahassee, Florida 32399-3000 or by calling (850)245-2002.

The **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: September 8, 2008, 1:00 p.m. – 4:00 p.m. or until completion of business

PLACE: The meeting will be held via teleconference and members of the public may join the meeting by dialing 1(800)704-9804 and entering the following code: 372 144

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are meetings of the technical workgroups associated with the Governor's Action Team on Energy and Climate Change to continue discussion of policy issues regarding the development of a comprehensive Energy and Climate Change Action Plan that will address statewide greenhouse gas reductions specified in Executive Order 07-127.

The Department has extended its anticipated meeting time for this meeting.

A copy of the agenda may be obtained by contacting: Florida Department of Environmental Protection, Attn.: Allena Nelson (allena.nelson@dep.state.fl.us), Office of Strategic Planning, 3900 Commonwealth Blvd., M.S. 18, Tallahassee, Florida 32399-3000 or by calling (850)245-2002.

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: Florida Department of Environmental Protection, Attn.: Allena Nelson (allena.nelson@dep.state.fl.us), Office of Strategic Planning, 3900 Commonwealth Blvd., M.S. 18, Tallahassee, Florida 32399-3000 or by calling (850)245-2002.

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 Department of Environmental Protection, Attn.: Allena Nelson (allena.nelson@dep.state.fl.us), Office of Strategic Planning, 3900 Commonwealth Blvd., M.S. 18, Tallahassee, Florida 32399-3000 or by calling (850)245-2002.

DEPARTMENT OF HEALTH

The **Office of Minority Health**, 2008 Health Disparities Summit announces a public meeting to which all persons are invited.

DATES AND TIME: August 13, 2008, 1:00 p.m. – 5:00 p.m.; August 14, 2008, 8:00 a.m. – 5:00 p.m.; August 15, 2008, 8:00 a.m. – 12:00 Noon

PLACE: Grand Hyatt Tampa Bay, 2900 Bayport Drive, Tampa, Florida 33607. The hotel phone number is (813)874-1234

GENERAL SUBJECT MATTER TO BE CONSIDERED: Examine barriers that contribute to health disparities; Present innovative interventions, strategies and solutions to health barriers; Increase knowledge and awareness of public and private health disparities programs that address Maternal and Infant Mortality, Diabetes, Cancer, HIV/AIDS, Immunization, Oral Health Care, Cardiovascular Disease, and Mental Health; and Present current research findings, statistics and recommendations concerning racial and ethnic health care disparities.

A copy of the agenda may be obtained by contacting: Cheryl_Graham@doh.state.fl.us or calling (850)245-4941.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Cheryl_Graham@doh.state.fl.us or calling (850)245-4941. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, please visit our website at: www.doh.state.fl.us/minority.

The Florida **Department of Health** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, August 19, 2008, 11:00 a.m. – 12:30 p.m.

PLACE: Toll-Free Conference Call Number: 1(888)808-6959, Code: 1792178

GENERAL SUBJECT MATTER TO BE CONSIDERED:
This is a conference call for the Governor's Task Force on Autism Spectrum Disorders Window of Opportunity Committee. The Task Force will discuss the scope and prioritization of autism issues to be addressed as listed in Executive Order 08-36 for the development of a report of recommendations due to the Governor by March 20, 2009.

There will be no formal agenda for this meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Lona Taylor at (850)245-4242. 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: www.healthyfloridians.com/autism.html or by contacting: Lona Taylor at (850)245-4242.

The Florida **Department of Health** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, August 19, 2008, 3:30 p.m. – 4:30 p.m.

PLACE: Toll-Free Conference Call Number: 1(888)808-6959, Code: 1792178

GENERAL SUBJECT MATTER TO BE CONSIDERED:
This is a conference call for the Governor's Task Force on Autism Spectrum Disorders Current and Future Outlook Committee. The Task Force will discuss the scope and prioritization of autism issues to be addressed as listed in Executive Order 08-36 for the development of a report of recommendations due to the Governor by March 20, 2009.

There will be no formal agenda for this meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Lona Taylor at (850)245-4242. 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: www.healthyfloridians.com/autism.html or by contacting: Lona Taylor at (850)245-4242.

The Florida **Department of Health** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, August 20, 2008, 1:00 p.m. – 2:00 p.m.

PLACE: Toll-Free Conference Call Number: 1(888)808-6959, Code: 1792178

GENERAL SUBJECT MATTER TO BE CONSIDERED:
This is a conference call for the Governor's Task Force on Autism Spectrum Disorders Putting the Pieces Together Committee. The Task Force will discuss the scope and prioritization of autism issues to be addressed as listed in Executive Order 08-36 for the development of a report of recommendations due to the Governor by March 20, 2009.

There will be no formal agenda for this meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Lona Taylor at (850)245-4242. 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: www.healthyfloridians.com/autism.html or by contacting: Lona Taylor at (850)245-4242.

The Florida **Department of Health** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, August 20, 2008, 3:00 p.m. – 4:00 p.m.

PLACE: Toll-Free Conference Call Number: 1(888)808-6959, Code: 1792178

GENERAL SUBJECT MATTER TO BE CONSIDERED:
This is a conference call for the Governor's Task Force on Autism Spectrum Disorders Cost of Autism Committee. The Task Force will discuss the scope and prioritization of autism issues to be addressed as listed in Executive Order 08-36 for the development of a report of recommendations due to the Governor by March 20, 2009.

There will be no formal agenda for this meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Lona Taylor at (850)245-4242. 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: www.healthyfloridians.com/autism.html or by contacting: Lona Taylor at (850)245-4242.

The **Correctional Medical Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: August 21, 2008, 1:00 p.m. – 4:00 p.m.

PLACE: Conference Call: 1(888)808-6959 (Toll Free), Conference Code: 5391969. 4040 Esplanade Way, Building 4040, Room 301, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Continued discussion of issues relating to correctional health care in the Florida Department of Corrections.

A copy of the agenda may be obtained by contacting: Correctional Medical Authority, Executive Director, 4052 Bald Cypress Way, Bin B-04, Tallahassee, FL 32399-1732, (850)245-4557.

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: Suzanne Wieczorek at (850)245-4557. 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: Correctional Medical Authority at (850)245-4557.

The Florida **Department of Health** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, August 21, 2008, 2:00 p.m. – 3:30 p.m.

PLACE: Toll-Free Conference Call Number: 1(888)808-6959, Code: 1792178

GENERAL SUBJECT MATTER TO BE CONSIDERED:
This is a conference call for the Governor’s Task Force on Autism Spectrum Disorders Full Task Force. The Task Force will discuss the scope and prioritization of autism issues to be addressed as listed in Executive Order 08-36 for the development of a report of recommendations due to the Governor by March 20, 2009.

* The general public is encouraged to attend. Public comments will be accepted by members of the general public during the full Task Force conference call only at designated times. Individuals wishing to address the Task Force are asked to submit a public comment form 30 minutes prior to the designated public comment time. The agenda with listed public comment times will be available 10 days prior to conference call on Healthy Floridians website at <http://www.healthyfloridians.com/autism.html> or by contacting: Lona Taylor at (850)245-4242.

A copy of the agenda may be obtained by contacting: Public comment forms and meeting/conference call agendas are available on the internet at www.healthyfloridians.com/autism.html or by contacting: Lona Taylor at (850)245-4242.

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: Lona Taylor at (850)245-4242. 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: www.healthyfloridians.com/autism.html or Lona Taylor at (850)245-4242.

The Florida **Department of Health** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, August 26, 2008, 2:00 p.m. – 4:00 p.m.

PLACE: Toll-Free Conference Call Number: 1(888)808-6959, Code: 1792178

GENERAL SUBJECT MATTER TO BE CONSIDERED:
This is a conference call for the Governor’s Task Force on Autism Spectrum Disorders Full Task Force. The Task Force will discuss the scope and prioritization of autism issues to be addressed as listed in Executive Order 08-36 for the development of a report of recommendations due to the Governor by March 20, 2009.

* The general public is encouraged to attend. Public comments will be accepted by members of the general public during the full Task Force conference call only at designated times. Individuals wishing to address the Task Force are asked to submit a public comment form 30 minutes prior to the designated public comment time. The agenda with listed public comment times will be available 10 days prior to conference call on Healthy Floridians website at <http://www.healthyfloridians.com/autism.html> or by contacting: Lona Taylor at (850)245-4242.

A copy of the agenda may be obtained by contacting: Public comment forms and meeting/conference call agendas are available on the internet at: www.healthyfloridians.com/autism.html or by contacting: Lona Taylor at (850)245-4242.

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: Lona Taylor at (850)245-4242. 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: www.healthyfloridians.com/autism.html or Lona Taylor at (850)245-4242.

The **Board of Clinical Laboratory Personnel** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, August 19, 2008, 9:30 a.m.

PLACE: Department of Health, 4052 Bald Cypress Way, Tallahassee, Florida. Meet Me Number: 1(888)808-6959, Conference Code: 9849329103.

GENERAL SUBJECT MATTER TO BE CONSIDERED:
General board business.

A copy of the agenda may be obtained by contacting: Joe Baker, Jr., Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257 or accessing www.doh.state.fl.us/mqa/ClinLab/index.html.

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).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **Board of Dentistry**, Council of Dental Hygiene announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 19, 2008, 5:30 p.m.

PLACE: 1(888)808-6959 when prompted, enter conference code 2453454

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss Dental Hygiene issues.

A copy of the agenda may be obtained by contacting: Sue Foster, Executive Director, Department of Health, Board of Dentistry, 4052 Bald Cypress Way, BIN #C08, Tallahassee, Florida 32399-3258.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made.

Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact: Sue Foster at (850)245-4474.

The **Board of Medicine**, Finance and Statistics Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 17, 2008, 12:00 Noon

PLACE: Meet Me Number: 1(888)808-6959, Conference Code: 2454131

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the board. Committee meetings may be cancelled prior to the meeting date. Please check the Board

Web Site at Floridashealth.com for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Crystal Sanford at crystal_sanford@doh.state.fl.us or call (850)245-4132.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **Board of Pharmacy**, Tripartite Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 28, 2008, 1:00 p.m.

PLACE: Conference Call Number: 1(888)808-6959, Conference Code 5642037

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will approve minutes from previous meeting; review subsections 64B16-26.600(2) and (3), F.A.C. and subsection 64B16-26.6012(2), F.A.C.; Electronic Review and Approval of CE Programs in CE Broker; Review Foreign Graduate Work Activity Manual; review Section 465.014, F.S., Pharmacy Technician; and open discussion.

The agenda will be available at www.doh.state.fl.us/mqa/pharmacy and on the web board two weeks prior to the meeting.

For more information, you may contact: Board of Pharmacy at (850)245-4292.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The **Orange County Community Alliance for Children** announces a public meeting to which all persons are invited.

DATE AND TIME: August 13, 2008, 12:15 p.m.

PLACE: Orange County Facilities Management, 2010 East Michigan Street, Orlando, FL 32806

GENERAL SUBJECT MATTER TO BE CONSIDERED: Children's issues.

A copy of the agenda may be obtained by contacting: Kristi Gray at (407)245-0400, ext. 118.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Kristi Gray at (407)245-0400, ext. 118. 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 **Osceola County Alliance** announces a public meeting to which all persons are invited.

DATE AND TIME: September 16, 2008, 11:30 a.m.
 PLACE: 1 Court House Square, Room 4727, Kissimmee, FL 34741
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Children's issues.
 A copy of the agenda may be obtained by contacting: Bobby Shea at (407)846-5103.

FLORIDA HOUSING FINANCE CORPORATION

The **Florida Housing Finance Corporation** announces a public meeting to which all persons are invited.
 DATE AND TIME: Thursday, August 21, 2008, 1:30 p.m.
 PLACE: Florida Housing Finance Corporation, Seltzer Room, 6th Floor, 227 N. Bronough Street, Suite 5000, Tallahassee, Florida 32301. The meeting will be accessible via phone at: 1(888)808-6959, Conference Code: 3884197.
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Meeting to discuss the implementation of appropriation of \$10,000,000 in non-recurring funds from the Local Government Housing Trust Fund for a preservation rehabilitation pilot program in Pasco, Palm Beach and Orange counties targeting rental housing that receives or has received funding from any federal or state housing funding program.
 Florida Housing will receive public written comments prior to the meeting. Please send comments to Rob Dearduff at the address above or via e-mail at robert.dearduff@floridahousing.org.
 Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Rob Dearduff at (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).
 If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

FINANCIAL SERVICES COMMISSION

The Financial Services Commission, Office of Insurance Regulation announces a hearing to which all persons are invited.
 DATE AND TIME: September 16, 2008, 9:00 a.m.
 PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida
 GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed amendments to Rule 69O-144.007, Florida Administrative

Code, published on April 4, 2008 in Vol. 34, No. 14, of the Florida Administrative Weekly. Two notices of change were published on June 27, 2008 in Vol. 34, No. 26, and July 18, 2008, in Vol. 34, No. 29.
 A copy of the agenda may be obtained by contacting: Governor and Cabinet Website at <http://www.myflorida.com/myflorida/cabinet/mart.html>. The agenda should be available approximately one week before the cabinet meeting.
 Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Ray Spudeck at email ray.spudeck@fldfs.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).
 For more information, you may contact: Ray Spudeck at email ray.spudeck@fldfs.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-144.007 Credit for Reinsurance from Eligible Reinsurers (7-7-08).

(1) Purpose. Paragraph (3)(e) of Section 624.610, F.S., gives the Commissioner the option to allow credit for reinsurance without full collateral for transactions involving assuming insurers not meeting the requirements of Section 624.610(3)(a)-(d), Florida Statutes. These rules implement that paragraph. This rule does not apply to reinsurers that meet the requirements of Section 624.610(3)(a)-(d), Florida Statutes. This rule is not an attempt to assert extraterritorial jurisdiction. Insurers that write in states other than Florida will need to comply with the laws of those states. This rule applies only to property and casualty insurance; it does not apply to life and health.

(2) Definitions. As used in this rule the following terms have the following meanings:

(a) "Ceding insurer" means a domestic insurer, as defined by paragraph (1) of Section 624.06, Florida Statutes.

(b) "Eligible reinsurer" means an assuming insurer which does not meet the requirements of paragraph (3)(a), paragraph (3)(b) or paragraph (3)(c) of section 624.610 and which has been determined by the commissioner by order to have met the requirements set forth in subsections (6) and (7) of this rule.

(c) "Eligible jurisdiction" means a jurisdiction which has met the requirements set forth in subsection (8) of this rule.

(3) With respect to reinsurance contracts entered into or renewed on or after the effective date of this rule, a ceding insurer may elect to take credit, as an asset or deduction from reserves, for reinsurance ceded to an eligible reinsurer, provided that the eligible reinsurer holds surplus in excess of \$100 million and maintains, on a stand-alone basis separate from its parent or any affiliated entities, a secure financial

strength rating from at least two of the rating agencies indicated in paragraphs (a) through (e) of this subsection. The credit is subject to the limitations set forth in this rule. The rating agencies are:

- (a) Standard & Poor’s;
- (b) Moody’s Investors Service;
- (c) Fitch Ratings;
- (d) A.M. Best Company; or

(4) The collateral required to allow 100% credit shall be no less than the percentage specified for the lowest rating as indicated below:

Collateral Required	Best	S&P	Moody’s	Fitch
0%	A++	AAA	Aaa	AAA
10%	A+	AA+, AA, AA-	Aa1, Aa2, Aa3	AA+, AA-
20%	A, A-	A+, A, A-	A1, A2, A3	A+, A, A-
75%	B++, B+	BBB+, BBB, BBB-	Baa1, Baa2, Baa3	BBB+, BBB, BBB
100%	B,B-, C++, C+,C, C-,D, E,F	BB+,B, B,BB-, B+,B,B, _,CCC, CC,C, D,R,N, R	Ba1,Ba2, Ba3,B1,B 2,B3,Caa, Ca,C	BB+,BB,BB -,B+,B,B-,C CC+,CCC,C CC-,DD

For reinsurance ceded by Florida domestic property insurers for short-tailed lines as defined below, any collateral required to be posted may be subject to a one-year deferral from the date of the first instance of a liability reserve entry as a result of a catastrophic loss from a named Hurricane. For these purposes, a short-tailed line of business is defined as any one of the following lines of business as reported on the NAIC annual financial statement:

- Line 1 Fire
- Line 2 Allied Lines
- Line 3 Farmowners multiple peril
- Line 4 Homeowners multiple peril
- Line 5 Commercial multiple peril
- Line 9 Inland marine
- Line 12 Earthquake
- Line 21 Auto physical damage

(5) Nothing in this rule shall be construed to deny the ceding insurer the ability to take credit for reinsurance for the remainder of its liabilities with an eligible reinsurer so long as those amounts are secured with acceptable collateral pursuant to Section 624.610(4), Florida Statutes.

(6) In addition to the trust fund required under paragraph (3)(c) of Section 624.610, Florida Statutes, the commissioner shall permit an assuming insurer that maintains a trust fund in a qualified United States financial institution, as that term is defined in paragraph (5)(b) of Section 624.610, Florida Statutes, for the payment of the valid claims of its United States cedent insurers and their assigns and successors in interest to also maintain in a qualified United States financial institution a trust fund constituting a trustee amount at least equal to the collateral required in accordance with subsection (4) of this rule to secure the liabilities attributable to United States cedent insurers under reinsurance policies (contracts) entered into or renewed by such assuming insurer on or after the effective date of this rule or such other date as may be established in other states for cedent insurers domiciled in such states, but only when maintenance of such a trust fund serves to protect the interests of the public and the interests of insurer solvency.

(7) A ceding insurer may not take credit pursuant to this rule unless:

(a) The reinsurer has been determined, by order of the commissioner, to be an eligible reinsurer, pursuant to subsection (7) of this rule;

(b) The ceding insurer maintains satisfactory evidence that the eligible reinsurer meets the standards of solvency, including standards for capital adequacy, established by its domestic regulator;

(c) All reinsurance contracts between the ceding insurer and the eligible reinsurer must provide:

1. For an insolvency clause in conformance with Section 624.610(8), Florida Statutes;
2. For a service of process clause in conformance with Section 625.610(3)(f)1. and 2., Florida Statutes; and
3. For a submission to jurisdiction clause in conformance with Section 625.610(3)(f)1. and 2., Florida Statutes.

(8) Status as eligible reinsurer.

(a) Application for a determination as an eligible reinsurer under this rule shall be made by cover letter from the insurer requesting a finding of eligibility as a reinsurer pursuant to this rule. The cover letter shall be accompanied with the following:

1. Audited financial statements from inception or for the last 3 years, whichever is less, filed with its domiciliary regulator by the reinsurer or, in the case of a rated group, by the group, pursuant to or including a reconciliation to U.S. GAAP, U.S. Statutory Accounting Principles, or International Financial Property Standards (IFRS); the requirement for 3 years reconciliation shall be waived by the office if the commissioner determines that other provided financial information will be as useful in the determination of financial health of the reinsurer;
2. Documentation that the applicant submits to the jurisdiction of the United States courts, appoints an agent for service of process in Florida, and agrees to post 100%

collateral for its Florida liabilities if it resists enforcement of a valid and final judgment from a court in the United States, or if otherwise required by the Office pursuant to this rule;

3. A report that provides information to the office as to its ceded and ceding insurance; the information may be provided in the form of the NAIC Property and Casualty Annual Filing Blank Schedule F, or in any manner that provides the Office with the same information about its ceded and ceding insurance that is disclosed by the NAIC Property and Casualty Annual Filing Blank Schedule F;

4. A list of all disputed or overdue recoverables due to or claimed by ceding insurers, whether or not the claims are in litigation or arbitration;

5. A certification from the domiciliary regulator of the insurer that the company is in good standing and that the regulator will provide financial and operational information to the Office.

(b) The determination of eligibility will be made by order executed by the Commissioner.

(c) To become an eligible reinsurer, the reinsurer, at a minimum:

1. Shall hold surplus in excess of \$100 million;

2. Shall be authorized in its domiciliary jurisdiction to assume the kind or kinds of reinsurance ceded by the ceding insurer; and

3. Shall be domiciled in an eligible jurisdiction as defined in subsection (8).

(d) If the Commissioner determines, based upon the material submitted, and any other relevant information, that it is in the best interests of market stability and the solvency of ceding insurers, the Commissioner will find, by order, that the insurer is an eligible reinsurer and will set an amount of credit allowed for the reinsurer if lower than the amount set forth in subsection (4).

(e) Every eligible reinsurer shall file the following information annually with the Office, on the anniversary of the order granting it eligibility:

1. A statement certifying that there has been no change in the provisions of its domiciliary license or any of its financial strength ratings, or a statement describing such changes and the reasons therefore;

2. A copy of all financial statements filed with their domiciliary regulator;

3. Any change in its directors and officers;

4. An updated list of all disputed and overdue reinsurance claims regarding reinsurance assumed from U.S. domestic ceding insurers; and

5. Any other information that the Office may require to assure market stability and the solvency of ceding insurers.

(f) An eligible reinsurer must immediately advise the Office of any changes in its ratings assigned by rating agencies, or domiciliary license status.

(g) At any time, if the Commissioner determines that it is in the best interests of market stability and the solvency of ceding insurers, the Commissioner will withdraw, by order, any determination of an insurer as an eligible reinsurer or require the reinsurer to post additional collateral.

(h) If the rating of an eligible reinsurer rises above that used by the Commissioner in his or her determination of the credit allowed for the reinsurer, an affected party may petition the Commissioner for a redetermination of the credit allowed. If it is in the best interests of market stability and the solvency of ceding insurers, the Commissioner will raise the credit allowed for the reinsurer.

(9) Status as an eligible jurisdiction.

(a) The determination of a jurisdiction as an eligible jurisdiction is to be made by the Commissioner. No jurisdiction shall be determined to be an eligible jurisdiction unless:

1. The insurance regulatory body of the jurisdiction agrees that it will provide information requested by the Office regarding its eligible domestic reinsurers;

2. The Office has determined that the jurisdiction has a satisfactory structure and authority with regard to solvency regulation, acceptable financial and operating standards for reinsurers in the domiciliary jurisdiction, acceptable transparent financial reports filed in accordance with generally accepted accounting principles, and verifiable evidence of adequate and prompt enforcement of valid U.S. judgments or arbitration awards;

3. The Office has determined that the history of performance by reinsurers in the jurisdiction is such that the insuring public will be served by a finding of eligibility;

4. For non-US jurisdictions, the jurisdiction allows U.S. reinsurers access to the market of the domiciliary jurisdiction on terms and conditions that are at least as favorable as those provided in Florida law and regulations for unaccredited non-U.S. assuming insurers; and

5. There is no other documented information that it would not serve the best interests of the insuring public and the solvency of ceding insurers to make a finding of eligibility.

(b) If the NAIC issues findings that certain jurisdictions should be considered eligible jurisdictions, the Commissioner shall, if it would serve the best interests of the insuring public and the solvency of ceding insurers, make a determination that jurisdictions on the NAIC list are eligible jurisdictions.

(c) If the Commissioner determines that it is in the best interests of market stability and the solvency of ceding insurers, the Commissioner shall withdraw, by order, the determination of a jurisdiction as an eligible jurisdiction.

(10)(a) If the rating of an eligible reinsurer is below or falls below that required in subsection (4) for the respective amount of credit, the existing credit to the ceding insurer shall be adjusted accordingly. Notwithstanding the change or withdrawal of a eligible reinsurer's rating, the Commissioner, upon a determination that the interest of ensuring market

stability and the solvency of the ceding insurer requires it, shall, upon request by the ceding insurer, authorize the ceding insurer to continue to take credit for the reinsurance recoverable, or part thereof, relating to the rating change or withdrawal for some specified period of time following such change or withdrawal, unless the reinsurance recoverable is deemed uncollectible.

(b) If the ceding insurer's experience in collecting recoverables from any eligible reinsurer indicates that the credit to the ceding insurer should be lower, the ceding insurer shall notify the office of this.

(11) The ceding insurer shall give immediate notice to the Office and provide for the necessary increased reserves with respect to any reinsurance recoverables applicable, in the event:

(a) That obligations of an eligible reinsurer for which credit for reinsurance was taken under this rule are more than 90 days past due and not in dispute; or

(b) That there is any indication or evidence that any eligible reinsurer, with whom the ceding insurer has a contract, fails to substantially comply with the solvency requirements under the laws of its domiciliary jurisdiction.

(12) The Commissioner shall disallow all or a portion of the credit based on a review of the ceding insurer's reinsurance program, the financial condition of the eligible reinsurer, the eligible reinsurer's claim payment history, or any other relevant information when such action is in the best interests of market stability and the solvency of the ceding insurer. At any time, the Commissioner may request additional information from the eligible reinsurer. The failure of an eligible reinsurer to cooperate with the Office is grounds for the Commissioner to withdraw the status of the insurer as an eligible reinsurer or for the disallowance or reduction of the credit granted under this rule.

(13)(a) Upon the entry of an order of rehabilitation, liquidation, or conservation against the ceding insurer, pursuant to Chapter 631, Part I, Florida Statutes, or the equivalent law of another jurisdiction, an eligible reinsurer, within 30 days of the order, shall fund the entire amount that the ceding insurer has taken, as an asset or deduction from reserves, for reinsurance recoverable from the eligible reinsurer. The insurer may request a variance and waiver from this provision as provided by Section 120.542, Florida Statutes.

(b) If an eligible reinsurer fails to comply on a timely basis with paragraph (a) of this subsection, the Commissioner shall withdraw the reinsurer's eligibility under this rule.

(14) The Commissioner may, by order, determine that credit shall not be allowed to any insurer for reinsured risk pursuant to this rule if it appears to the Commissioner that granting of the credit to the ceding insurer would not be in the public interest or serve the best interests of the ceding insurer's solvency.

(15) Nothing in this rule prohibits a ceding insurer and a reinsurer from entering into agreements establishing collateral requirements in excess of those set forth in this rule.

Specific Authority 624.308, 624.610(14) FS. Law Implemented 624.307(1), 624.610 FS. History—New _____.

The **Financial Services Commission**, Office of Insurance Regulation announces a hearing to which all persons are invited.

DATE AND TIME: September 16, 2008, 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed amendments to Rules 69O-149.205, .206, .207, F.A.C., published on June 20, 2008 in Vol. 34, No. 25, of the Florida Administrative Weekly, No notice of change was published.

A copy of the agenda may be obtained by contacting: The Governor and Cabinet Website at <http://www.myflorida.com/myflorida/cabinet/mart.html>. The agenda should be available approximately one week before the cabinet meeting.

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

For more information, you may contact: Gerry Smith at E-mail gerry.smith@fldfs.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-149.205 Indemnity Standard Risk Rate.

(1) through (3) No change.

STANDARD HEALTH BENEFIT PLAN				
Age	Male	Female	County	Area Factor
0-17	\$1,382.09	\$1,382.09	Alachua	0.70
18	\$2,321.95	\$2,825.51	Baker	0.78
19	\$2,321.95	\$2,825.51	Bay	0.80
20	\$2,321.95	\$2,825.51	Bradford	0.82
21	\$2,321.95	\$2,825.51	Brevard	0.93
22	\$2,321.95	\$2,825.51	Broward	1.41
23	\$2,321.95	\$2,825.51	Calhoun	0.75
24	\$2,321.95	\$2,825.51	Charlotte	0.95
25	\$2,321.95	\$2,825.51	Citrus	0.72
26	\$2,402.43	\$2,939.73	Clay	0.80
27	\$2,485.69	\$3,058.57	Collier	0.93
28	\$2,571.85	\$3,182.21	Columbia	0.80
29	\$2,660.98	\$3,310.85	Dade	1.30
30	\$2,753.21	\$3,444.68	De Soto	0.74
31	\$2,848.63	\$3,583.93	Dixie	0.69
32	\$2,947.37	\$3,728.81	Duval	0.94
33	\$3,049.52	\$3,879.55	Escambia	0.77
34	\$3,155.21	\$4,036.38	Flagler	0.86

35	\$3,264.57	\$4,199.55	Franklin	0.75
36	\$3,384.66	\$4,340.95	Gadsden	0.75
37	\$3,509.17	\$4,487.12	Gilchrist	0.75
38	\$3,638.25	\$4,638.21	Glades	0.98
39	\$3,772.09	\$4,794.39	Gulf	0.76
40	\$3,910.85	\$4,955.83	Hamilton	0.77
41	\$4,054.71	\$5,122.70	Hardee	0.80
42	\$4,203.87	\$5,295.20	Hendry	0.97
43	\$4,358.51	\$5,473.50	Hernando	0.85
44	\$4,518.84	\$5,657.80	Highlands	0.71
45	\$4,685.07	\$5,848.31	Hillsborough	0.82
46	\$4,902.63	\$5,999.73	Holmes	0.75
47	\$5,130.30	\$6,155.08	Indian River	0.92
48	\$5,368.54	\$6,314.45	Jackson	0.77
49	\$5,617.84	\$6,477.94	Jefferson	0.75
50	\$5,878.72	\$6,645.67	Lafayette	0.78
51	\$6,151.72	\$6,817.74	Lake	0.90
52	\$6,437.39	\$6,994.26	Lee	0.97
53	\$6,736.33	\$7,175.36	Leon	0.79
54	\$7,049.15	\$7,361.14	Levy	0.80
55	\$7,376.49	\$7,551.74	Liberty	0.75
56	\$7,719.54	\$7,720.48	Madison	0.79
57	\$7,788.18	\$7,893.00	Manatee	0.91
58	\$8,002.56	\$8,069.37	Marion	0.77
59	\$8,222.84	\$8,249.69	Martin	0.94
60	\$8,449.19	\$8,434.03	Monroe	1.30
61	\$8,681.76	\$8,622.49	Nassau	0.85
62	\$8,920.74	\$8,815.16	Okaloosa	0.76
63	\$9,166.29	\$9,012.14	Okeechobee	0.97
64	\$9,418.61	\$9,213.52	Orange	0.90
65	\$9,677.87	\$9,419.40	Osceola	0.91
66	\$9,677.87	\$9,419.40	Palm Beach	1.00
67	\$9,677.87	\$9,419.40	Pasco	0.90
68	\$9,677.87	\$9,419.40	Pinellas	0.87
69	\$9,677.87	\$9,419.40	Polk	0.84
70	\$9,677.87	\$9,419.40	Putnam	0.81
71	\$9,677.87	\$9,419.40	St. Johns	0.77
72	\$9,677.87	\$9,419.40	St. Lucie	0.99
73	\$9,677.87	\$9,419.40	Santa Rosa	0.77
74	\$9,677.87	\$9,419.40	Sarasota	0.76
75	\$9,677.87	\$9,419.40	Seminole	0.92
76	\$9,677.87	\$9,419.40	Sumter	0.81
77	\$9,677.87	\$9,419.40	Suwannee	0.82
78	\$9,677.87	\$9,419.40	Taylor	0.79
79	\$9,677.87	\$9,419.40	Union	0.79
			Volusia	0.92
			Wakulla	0.75
			Walton	0.76
			Washington	0.76

39	\$2,869.28	\$3,752.60	Gulf	0.76
40	\$2,973.72	\$3,881.69	Hamilton	0.77
41	\$3,081.97	\$4,015.22	Hardee	0.80
42	\$3,194.15	\$4,153.34	Hendry	1.01
43	\$3,310.42	\$4,296.22	Hernando	0.85
44	\$3,430.92	\$4,444.01	Highlands	0.75
45	\$3,524.12	\$4,543.38	Hillsborough	0.86
46	\$3,692.58	\$4,657.42	Holmes	0.75
47	\$3,869.08	\$4,774.32	Indian River	0.97
48	\$4,054.02	\$4,894.16	Jackson	0.76
49	\$4,247.81	\$5,017.00	Jefferson	0.75
50	\$4,450.85	\$5,142.93	Lafayette	0.78
51	\$4,663.60	\$5,272.01	Lake	0.90
52	\$4,886.52	\$5,404.34	Lee	0.99
53	\$5,120.10	\$5,539.99	Leon	0.79
54	\$5,364.84	\$5,647.53	Levy	0.80
55	\$5,567.49	\$5,755.06	Liberty	0.75
56	\$5,743.43	\$5,897.79	Madison	0.79
57	\$5,924.92	\$6,044.05	Manatee	0.90
58	\$6,112.14	\$6,193.95	Marion	0.77
59	\$6,305.29	\$6,347.56	Martin	0.95
60	\$6,504.54	\$6,504.98	Monroe	1.37
61	\$6,710.08	\$6,666.30	Nassau	0.85
62	\$6,922.12	\$6,831.62	Okaloosa	0.72
63	\$7,140.86	\$7,001.05	Okeechobee	0.97
64	\$7,366.51	\$7,174.67	Orange	0.95
65	\$7,366.63	\$7,140.13	Osceola	0.92
66	\$7,366.63	\$7,140.13	Palm Beach	1.00
67	\$7,366.63	\$7,140.13	Pasco	0.90
68	\$7,366.63	\$7,140.13	Pinellas	0.87
69	\$7,366.63	\$7,140.13	Polk	0.84
70	\$7,366.63	\$7,140.13	Putnam	0.79
71	\$7,366.63	\$7,140.13	St. Johns	0.77
72	\$7,366.63	\$7,140.13	St. Lucie	0.99
73	\$7,366.63	\$7,140.13	Santa Rosa	0.77
74	\$7,366.63	\$7,140.13	Sarasota	0.76
75	\$7,366.63	\$7,140.13	Seminole	0.92
76	\$7,366.63	\$7,140.13	Sumter	0.80
77	\$7,366.63	\$7,140.13	Suwannee	0.82
78	\$7,366.63	\$7,140.13	Taylor	0.79
79	\$7,366.63	\$7,140.13	Union	0.79
			Volusia	0.88
			Wakulla	0.75
			Walton	0.76
			Washington	0.76

Specific Authority 624.308, 627.6675(3)(c) FS. Law Implemented 624.307(1), 627.6498(4), 627.6675(3), 641.3922(3) FS. History—New 3-2-00, Amended 4-2-01, 4-17-02, 1-20-03, Formerly 4-149.205, Amended 5-18-04, 5-22-05, 6-1-06, 8-23-07,_____.

690-149.206 Preferred Provider/Exclusive Provider Standard Risk Rates.
(1) through (4) No change.

0-17	\$1,224.24	\$1,224.24	Alachua	0.72
18	\$1,741.39	\$2,182.58	Baker	0.78
19	\$1,741.39	\$2,182.58	Bay	0.77
20	\$1,741.39	\$2,182.58	Bradford	0.82
21	\$1,741.39	\$2,182.58	Brevard	0.95
22	\$1,741.39	\$2,182.58	Broward	1.40
23	\$1,741.39	\$2,182.58	Calhoun	0.75
24	\$1,741.39	\$2,182.58	Charlotte	1.00
25	\$1,741.39	\$2,182.58	Citrus	0.69
26	\$1,809.30	\$2,274.25	Clay	0.81
27	\$1,879.86	\$2,369.77	Collier	0.93
28	\$1,953.18	\$2,469.30	Columbia	0.81
29	\$2,029.35	\$2,573.01	Dade	1.37
30	\$2,108.50	\$2,681.07	De Soto	0.74
31	\$2,190.73	\$2,792.68	Dixie	0.73
32	\$2,276.17	\$2,911.01	Duval	0.99
33	\$2,364.94	\$3,033.27	Escambia	0.77
34	\$2,425.93	\$3,160.67	Flagler	0.82
35	\$2,486.93	\$3,277.77	Franklin	0.75
36	\$2,577.45	\$3,390.52	Gadsden	0.75
37	\$2,671.27	\$3,507.15	Gilchrist	0.75
38	\$2,768.51	\$3,627.80	Glades	0.98

STANDARD HEALTH BENEFIT PLAN				
Age	Male	Female	County	Area Factor
0	\$2,269.71	\$2,205.88	Alachua	0.70
1	\$2,269.71	\$2,205.88	Baker	0.78
2	\$1,862.25	\$1,831.86	Bay	0.80
3	\$1,646.48	\$1,616.10	Bradford	0.82
4	\$1,524.94	\$1,464.16	Brevard	0.93
5	\$1,464.16	\$1,339.66	Broward	1.41
6	\$1,400.43	\$1,218.11	Calhoun	0.75
7	\$1,339.66	\$1,126.95	Charlotte	0.95
8	\$1,278.88	\$1,032.73	Citrus	0.72
9	\$1,248.50	\$1,032.73	Clay	0.80
10	\$1,278.88	\$1,063.12	Collier	0.93
11	\$1,309.27	\$1,126.95	Columbia	0.80

12	\$1,339.66	\$1,218.11
13	\$1,445.38	\$1,401.89
14	\$1,569.89	\$1,526.40
15	\$1,661.05	\$1,647.95
16	\$1,782.60	\$1,769.49
17	\$1,846.43	\$1,868.63
18	\$1,677.62	\$1,731.60
19	\$1,729.06	\$1,833.53
20	\$1,779.55	\$1,938.77
21	\$1,856.45	\$2,067.93
22	\$1,911.43	\$2,205.39
23	\$1,963.55	\$2,315.98
24	\$2,015.45	\$2,431.51
25	\$2,067.34	\$2,528.50
26	\$2,119.01	\$2,592.34
27	\$2,176.62	\$2,653.36
28	\$2,257.50	\$2,718.82
29	\$2,316.80	\$2,786.17
30	\$2,372.69	\$2,833.4
31	\$2,436.98	\$2,879.75
32	\$2,506.76	\$2,954.83
33	\$2,578.54	\$3,031.05
34	\$2,649.40	\$3,082.98
35	\$2,741.76	\$3,134.92
36	\$2,816.34	\$3,188.48
37	\$2,898.23	\$3,246.48
38	\$2,974.23	\$3,279.60
39	\$3,052.57	\$3,329.10
40	\$3,129.28	\$3,390.47
41	\$3,201.52	\$3,480.97
42	\$3,307.34	\$3,602.71
43	\$3,405.57	\$3,738.45
44	\$3,504.04	\$3,875.01
45	\$3,620.45	\$4,027.23
46	\$3,743.36	\$4,186.98
47	\$3,867.57	\$4,332.64
48	\$4,044.14	\$4,487.03
49	\$4,254.26	\$4,647.82
50	\$4,484.29	\$4,817.80
51	\$4,712.62	\$4,964.22
52	\$4,992.07	\$5,108.97
53	\$5,243.22	\$5,219.95
54	\$5,532.82	\$5,375.90
55	\$5,798.51	\$5,533.46
56	\$6,114.18	\$5,718.08
57	\$6,471.97	\$5,933.22
58	\$6,819.70	\$6,156.54
59	\$7,192.79	\$6,400.67
60	\$7,454.79	\$6,678.58
61	\$7,701.77	\$6,911.27
62	\$7,900.57	\$7,143.56
63	\$8,070.52	\$7,316.73
64	\$8,206.71	\$7,426.21
65	\$8,758.12	\$7,836.62
66	\$8,793.24	\$7,867.77
67	\$8,851.33	\$7,900.07
68	\$8,929.30	\$7,940.58
69	\$9,007.04	\$7,983.68
70	\$9,085.01	\$8,023.71
71	\$9,162.51	\$8,064.69
72	\$9,244.24	\$8,109.88
73	\$9,318.22	\$8,145.70
74	\$9,388.96	\$8,183.89
75	\$9,463.41	\$8,224.62
76	\$9,537.41	\$8,257.64
77	\$9,611.39	\$8,296.75
78	\$9,648.63	\$8,348.73
79	\$9,685.87	\$8,400.24

0	\$2,084.83	\$2,020.10
1	\$2,084.83	\$2,020.10
2	\$1,752.86	\$1,723.43

Dade	1.30
De Soto	0.74
Dixie	0.69
Duval	0.94
Escambia	0.77
Flagler	0.86
Franklin	0.75
Gadsden	0.75
Gilchrist	0.75
Glades	0.98
Gulf	0.76
Hamilton	0.77
Hardee	0.80
Hendry	0.97
Hernando	0.85
Highlands	0.71
Hillsborough	0.82
Holmes	0.75
Indian River	0.92
Jackson	0.77
Jefferson	0.75
Lafayette	0.78
Lake	0.90
Lee	0.97
Leon	0.79
Levy	0.80
Liberty	0.75
Madison	0.79
Manatee	0.91
Marion	0.77
Martin	0.94
Monroe	1.30
Nassau	0.85
Okaloosa	0.76
Okeechobee	0.97
Orange	0.90
Osceola	0.91
Palm Beach	1.00
Pasco	0.90
Pinellas	0.87
Polk	0.84
Putnam	0.81
St. Johns	0.77
St. Lucie	0.99
Santa Rosa	0.77
Sarasota	0.76
Seminole	0.92
Sumter	0.81
Suwannee	0.82
Taylor	0.79
Union	0.79
Volusia	0.92
Wakulla	0.75
Walton	0.76
Washington	0.76

Alachua	0.72
Baker	0.78
Bay	0.77

3	\$1,543.96	\$1,514.54
4	\$1,426.28	\$1,367.43
5	\$1,367.43	\$1,246.80
6	\$1,305.65	\$1,129.12
7	\$1,280.33	\$1,074.38
8	\$1,221.49	\$983.17
9	\$1,192.07	\$983.17
10	\$1,221.49	\$1,012.59
11	\$1,250.91	\$1,074.38
12	\$1,280.33	\$1,162.64
13	\$1,309.75	\$1,280.33
14	\$1,430.38	\$1,400.96
15	\$1,518.65	\$1,518.65
16	\$1,636.33	\$1,636.33
17	\$1,698.12	\$1,727.54
18	\$1,513.96	\$1,572.92
19	\$1,563.23	\$1,670.62
20	\$1,611.67	\$1,771.19
21	\$1,685.62	\$1,890.53
22	\$1,738.40	\$2,015.25
23	\$1,788.50	\$2,120.27
24	\$1,838.42	\$2,227.33
25	\$1,885.49	\$2,318.90
26	\$1,938.08	\$2,376.03
27	\$1,990.35	\$2,433.67
28	\$2,067.67	\$2,491.99
29	\$2,121.11	\$2,551.82
30	\$2,171.54	\$2,591.84
31	\$2,231.85	\$2,633.19
32	\$2,294.05	\$2,699.25
33	\$2,357.57	\$2,766.00
34	\$2,420.26	\$2,809.21
35	\$2,506.99	\$2,852.42
36	\$2,572.55	\$2,896.81
37	\$2,644.50	\$2,945.07
38	\$2,713.92	\$2,972.14
39	\$2,782.66	\$3,012.49
40	\$2,847.37	\$3,061.91
41	\$2,913.62	\$3,145.27
42	\$3,008.46	\$3,252.03
43	\$3,090.64	\$3,374.95
44	\$3,173.17	\$3,498.34
45	\$3,271.10	\$3,632.92
46	\$3,374.26	\$3,771.39
47	\$3,475.57	\$3,898.07
48	\$3,626.99	\$4,032.97
49	\$3,810.31	\$4,174.28
50	\$4,012.82	\$4,321.61
51	\$4,214.32	\$4,450.89
52	\$4,465.09	\$4,578.17
53	\$4,688.76	\$4,677.00
54	\$4,947.13	\$4,816.24
55	\$5,184.67	\$4,955.53
56	\$5,463.95	\$5,120.27
57	\$5,785.99	\$5,311.64
58	\$6,098.51	\$5,514.89
59	\$6,427.77	\$5,736.18
60	\$6,647.42	\$5,983.42
61	\$6,856.36	\$6,196.74
62	\$7,020.01	\$6,407.38
63	\$7,156.05	\$6,561.01
64	\$7,252.08	\$6,650.07
65	\$7,658.43	\$6,942.77
66	\$7,684.51	\$6,965.97
67	\$7,727.50	\$6,989.85
68	\$7,785.23	\$7,019.80
69	\$7,842.79	\$7,051.80
70	\$7,900.53	\$7,081.44
71	\$7,957.91	\$7,111.74
72	\$8,018.35	\$7,145.25
73	\$8,073.20	\$7,171.83
74	\$8,125.51	\$7,200.10

Bradford	0.82
Brevard	0.95
Broward	1.40
Calhoun	0.75
Charlotte	1.00
Citrus	0.69
Clay	0.81
Collier	0.93
Columbia	0.81
Dade	1.37
De Soto	0.74
Dixie	0.73
Duval	0.99
Escambia	0.77
Flagler	0.82
Franklin	0.75
Gadsden	0.75
Gilchrist	0.75
Glades	0.98
Gulf	0.76
Hamilton	0.77
Hardee	0.80
Hendry	1.01
Hernando	0.85
Highlands	0.75
Hillsborough	0.86
Holmes	0.75
Indian River	0.97
Jackson	0.76
Jefferson	0.75
Lafayette	0.78
Lake	0.90
Lee	0.99
Leon	0.79
Levy	0.80
Liberty	0.75
Madison	0.79
Manatee	0.90
Marion	0.77
Martin	0.95
Monroe	1.37
Nassau	0.85
Okaloosa	0.72
Okeechobee	0.97
Orange	0.95
Osceola	0.92
Palm Beach	1.00
Pasco	0.90
Pinellas	0.87
Polk	0.84
Putnam	0.79
St. Johns	0.77
St. Lucie	0.99
Santa Rosa	0.77
Sarasota	0.76
Seminole	0.92
Sumter	0.80
Suwannee	0.82
Taylor	0.79
Union	0.79
Volusia	0.88
Wakulla	0.75
Walton	0.76
Washington	0.76

75	\$8,180.54	\$7,230.24
76	\$8,235.39	\$7,254.79
77	\$8,290.24	\$7,283.73
78	\$8,347.67	\$7,322.17
79	\$8,345.26	\$7,360.43

Specific Authority 624.308, 627.6675(3)(c) FS. Law Implemented 624.307(1), 627.6498(4), 627.6675(3), 641.3922(3) FS. History--New 3-2-00, Amended 4-2-01, 4-17-02, 1-20-03, Formerly 4-149.205, Amended 5-18-04, 5-22-05, 6-1-06, 8-23-07, _____.

690-149.207 Health Maintenance Organization Standard Risk Rates.

(1) through (3) No change.

64	\$11,819.57	\$10,475.54	Pinellas	1.01
65	\$14,318.73	\$12,839.86	Polk	1.15
66	\$14,377.66	\$12,885.56	Putnam	1.01
67	\$14,436.21	\$12,930.98	St. Johns	1.06
68	\$14,494.23	\$12,975.97	St. Lucie	1.01
69	\$14,551.64	\$13,020.50	Santa Rosa	1.08
70	\$14,608.25	\$13,064.41	Sarasota	1.07
71	\$14,663.96	\$13,107.62	Seminole	0.97
72	\$14,718.64	\$13,150.03	Sumter	0.97
73	\$14,772.15	\$13,191.51	Suwannee	0.94
74	\$14,824.35	\$13,232.00	Taylor	0.90
75	\$14,875.09	\$13,271.34	Union	0.90
76	\$14,924.27	\$13,309.50	Volusia	1.00
77	\$14,971.75	\$13,346.31	Wakulla	0.90
78	\$15,017.41	\$13,381.72	Walton	1.07
79	\$15,061.10	\$13,415.60	Washington	0.90

STANDARD HEALTH BENEFIT PLAN				
Age	Male	Female	County	Area Factor
0	\$5,258.45	\$5,250.04	Alachua	1.04
1	\$2,968.48	\$2,960.07	Baker	1.06
2-6	\$2,909.90	\$2,901.49	Bay	0.90
7-12	\$2,822.45	\$2,814.04	Bradford	1.04
13-17	\$2,972.73	\$2,964.33	Brevard	0.94
18	\$2,549.95	\$4,120.85	Broward	1.00
19	\$2,570.16	\$4,301.90	Calhoun	0.90
20	\$2,610.13	\$4,382.36	Charlotte	0.99
21	\$2,630.36	\$4,472.30	Citrus	0.92
22	\$2,670.38	\$4,539.11	Clay	1.06
23	\$2,729.45	\$4,663.20	Collier	0.90
24	\$2,776.56	\$4,759.79	Columbia	1.04
25	\$2,819.35	\$4,883.42	Dade	1.00
26	\$2,899.75	\$5,051.05	De Soto	0.90
27	\$2,983.75	\$5,227.91	Dixie	1.04
28	\$3,047.19	\$5,290.86	Duval	1.06
29	\$3,150.59	\$5,242.98	Escambia	1.08
30	\$3,236.87	\$5,247.52	Flagler	0.90
31	\$3,279.13	\$5,177.31	Franklin	0.90
32	\$3,340.11	\$5,172.07	Gadsden	0.90
33	\$3,402.20	\$5,136.91	Gilchrist	1.05
34	\$3,444.91	\$5,106.34	Glades	0.90
35	\$3,532.78	\$5,128.20	Gulf	0.90
36	\$3,580.77	\$5,108.61	Hamilton	0.90
37	\$3,649.52	\$5,085.24	Hardee	0.84
38	\$3,748.38	\$5,099.53	Hendry	0.96
39	\$3,815.47	\$5,111.88	Hernando	1.03
40	\$3,923.62	\$5,139.24	Highlands	0.84
41	\$4,003.19	\$5,186.08	Hillsborough	1.01
42	\$4,102.20	\$5,276.71	Holmes	0.90
43	\$4,235.88	\$5,400.47	Indian River	0.90
44	\$4,359.59	\$5,523.74	Jackson	0.90
45	\$4,486.17	\$5,621.99	Jefferson	0.90
46	\$4,682.63	\$5,747.05	Lafayette	0.90
47	\$4,872.08	\$5,874.81	Lake	0.94
48	\$5,109.97	\$5,986.94	Lee	1.01
49	\$5,341.56	\$6,117.55	Leon	0.90
50	\$5,598.42	\$6,278.89	Levy	1.04
51	\$5,909.83	\$6,447.58	Liberty	0.90
52	\$6,253.14	\$6,612.37	Madison	0.90
53	\$6,590.04	\$6,778.15	Manatee	1.06
54	\$6,966.54	\$6,965.19	Marion	0.97
55	\$7,360.26	\$7,102.09	Martin	1.02
56	\$7,730.02	\$7,258.77	Monroe	0.90
57	\$8,099.29	\$7,390.68	Nassau	1.06
58	\$8,615.15	\$7,721.59	Okaloosa	1.05
59	\$9,149.91	\$8,070.04	Okeechobee	0.94
60	\$9,714.17	\$8,467.78	Orange	0.94
61	\$10,192.09	\$8,914.29	Osceola	0.96
62	\$10,667.92	\$9,373.20	Palm Beach	1.06
63	\$11,239.30	\$9,927.57	Pasco	1.01

0	\$4,549.06	\$4,540.08	Alachua	1.04
1	\$2,844.95	\$2,835.97	Baker	1.08
2-6	\$2,795.78	\$2,786.81	Bay	0.90
7-12	\$2,722.34	\$2,713.36	Bradford	1.04
13-17	\$2,853.04	\$3,396.75	Brevard	0.94
18	\$2,432.62	\$3,953.57	Broward	1.00
19	\$2,467.46	\$4,161.38	Calhoun	0.90
20	\$2,484.87	\$4,309.58	Charlotte	0.98
21	\$2,519.74	\$4,452.46	Citrus	0.88
22	\$2,537.83	\$4,586.82	Clay	1.08
23	\$2,555.92	\$4,720.44	Collier	0.90
24	\$2,636.28	\$4,824.84	Columbia	1.04
25	\$2,657.34	\$4,916.66	Dade	1.00
26	\$2,750.27	\$5,051.52	De Soto	0.90
27	\$2,814.76	\$5,178.93	Dixie	1.04
28	\$2,893.63	\$5,185.92	Duval	1.08
29	\$2,957.60	\$5,199.76	Escambia	1.07
30	\$3,057.35	\$5,207.63	Flagler	0.90
31	\$3,097.50	\$5,198.32	Franklin	0.90
32	\$3,154.83	\$5,195.85	Gadsden	0.90
33	\$3,195.81	\$5,114.57	Gilchrist	1.05
34	\$3,253.97	\$5,056.36	Glades	0.90
35	\$3,302.10	\$4,975.57	Gulf	0.90
36	\$3,382.08	\$4,973.32	Hamilton	0.90
37	\$3,465.24	\$4,900.54	Hardee	0.84
38	\$3,542.63	\$4,897.93	Hendry	0.94
39	\$3,623.88	\$4,910.68	Hernando	1.04
40	\$3,690.05	\$4,905.22	Highlands	0.84
41	\$3,767.50	\$4,954.19	Hillsborough	1.01
42	\$3,861.40	\$4,991.64	Holmes	0.90
43	\$3,968.29	\$5,109.03	Indian River	0.90
44	\$4,068.78	\$5,190.95	Jackson	0.90
45	\$4,205.16	\$5,284.01	Jefferson	0.90
46	\$4,370.20	\$5,396.17	Lafayette	0.90
47	\$4,555.28	\$5,517.31	Lake	0.94
48	\$4,769.26	\$5,626.02	Lee	1.01
49	\$4,978.66	\$5,737.04	Leon	0.90
50	\$5,231.67	\$5,895.35	Levy	1.04
51	\$5,520.59	\$6,063.06	Liberty	0.90
52	\$5,838.89	\$6,209.12	Madison	0.90
53	\$6,157.94	\$6,373.60	Manatee	1.04
54	\$6,515.14	\$6,536.05	Marion	0.94
55	\$6,907.68	\$6,669.55	Martin	1.03
56	\$7,237.73	\$6,783.55	Monroe	0.90
57	\$7,622.33	\$6,946.80	Nassau	1.08
58	\$8,065.46	\$7,219.43	Okaloosa	1.00
59	\$8,563.34	\$7,528.10	Okeechobee	0.94
60	\$9,071.45	\$7,848.00	Orange	0.94
61	\$9,484.04	\$8,252.49	Osceola	0.97
62	\$9,894.47	\$8,650.37	Palm Beach	1.05
63	\$10,399.58	\$9,142.07	Paseo	1.01
64	\$10,893.65	\$9,606.52	Pinellas	1.01
65	\$12,936.81	\$11,527.67	Polk	1.10
66	\$12,999.71	\$11,576.46	Putnam	1.01
67	\$13,062.20	\$11,624.93	St. Johns	1.06

68	\$13,124.13	\$11,672.96	St. Lucie	0.99
69	\$13,185.41	\$11,720.48	Santa Rosa	1.07
70	\$13,245.82	\$11,767.35	Sarasota	1.05
71	\$13,305.29	\$11,813.46	Seminole	0.99
72	\$13,363.66	\$11,858.73	Sumter	0.99
73	\$13,420.76	\$11,903.01	Suwannee	0.90
74	\$13,476.48	\$11,946.23	Taylor	0.90
75	\$13,530.64	\$11,988.22	Union	0.90
76	\$13,583.13	\$12,028.95	Volusia	1.03
77	\$13,633.80	\$12,068.24	Wakulla	0.90
78	\$13,682.54	\$12,106.03	Walton	1.05
79	\$13,729.17	\$12,142.19	Washington	0.90

Specific Authority 624.308, 627.6675(3)(c) FS. Law Implemented 624.307(1), 627.6498(4), 627.6675(3), 641.3922(3) FS. History–New 3-2-00, Amended 4-2-01, 4-17-02, 1-20-03, Formerly 4-149.205, Amended 5-18-04, 5-22-05, 6-1-06, 8-23-07,_____.

The **Financial Services Commission, Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: September 16, 2008, 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed amendments to Rule 690-203.210, Florida Administrative Code, published on June 13, 2008 in Vol. 34, No. 24, of the Florida Administrative Weekly. No notice of change was published.

A copy of the agenda may be obtained by contacting: The Governor and Cabinet Website at <http://www.myflorida.com/myflorida/cabinet/mart.html>. The agenda should be available approximately one week before the cabinet meeting.

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

For more information, you may contact: Annie Wang at email annie.wang@fldfs.com

690-203.210 Forms Incorporated by Reference.

(1) The following forms are incorporated herein by reference to implement the provisions of Chapter 636, Part II, Florida Statutes:

(a) through (b) No change.

(c) OIR-A1-1671, Annual Report – Discount Medical Plan Organizations (06/08).

(2) No change.

Specific Authority 624.424(1)(c), 636.232 FS. Law Implemented 636.204, 636.218, 636.220, 636.226, 636.228, 636.234, 636.236 FS. History–New 5-22-05, Amended _____.

The **Financial Services Commission** announces a hearing to which all persons are invited.

DATES AND TIMES: September 16, 2008, 9:00 a.m., during a regular meeting of the Financial Services Commission; Corresponding Meeting of the Cabinet Aides, September 10, 2008, 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on Rules 69V-40.003 and 69V-40.025, Florida Administrative Code, published on June 13, 2008, in Vol. 34, No. 24, of the F.A.W. No changes have been made to the proposed rules. The proposed rules require the electronic filing of forms, fees, and reports through the Office of Financial Regulation’s Regulatory Enforcement And Licensing (REAL) System. The proposed rules apply to forms and fees required to be filed by mortgage brokers, mortgage lenders, mortgage brokerage businesses, and mortgage business schools under Chapter 494, F.S. The rules also require applicants for a mortgage broker license to schedule their appointment to take the mortgage broker examination through the REAL System. A waiver from these requirements is provided for persons demonstrating a technological or financial hardship.

A copy of the agenda may be obtained by contacting: Governor and Cabinet Website at <http://www.myflorida.com/myflorida/cabinet/mart.html>. The agenda should be available approximately one week before the cabinet meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Andrea Moreland, Office of Financial Regulation, (850)410-9601 or andrea.moreland@flofr.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Andrea Moreland, Office of Financial Regulation at (850)410-9601 or andrea.moreland@flofr.com.

FLORIDA TELECOMMUNICATIONS RELAY, INC.

The **Florida Telecommunications Relay, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, August 11, 2008, 1:00 p.m.

PLACE: 1820 E. Park Avenue, Suite 101, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: A regular meeting of the Board of Directors.

The meeting is subject to cancellation for lack of a quorum or unavailability of an interpreter.

A copy of the agenda may be obtained by contacting: Mr. James Forstall, Executive Director, 1820 E. Park Avenue, Suite 101, Tallahassee, FL 32301.

CENTER FOR INDEPENDENT LIVING IN CENTRAL FLORIDA, INC.

The **Center for Independent Living in Central Florida, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, August 12, 2008, 4:00 p.m.

PLACE: Center for Independent Living in Central Florida, Inc., 720 North Denning Drive, Winter Park, FL 32789

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board Meeting.

A copy of the agenda may be obtained by contacting: Luana Kutz at (407)623-1070 or lkutz@cilorlando.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. 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).

ENTERPRISE FLORIDA, INC.

The **Enterprise Florida, Inc.**, Rural Working Group announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, August 19, 2008, 1:00 p.m. – 3:00 p.m.

PLACE: Marriott Sawgrass, 1000 PGA Tour Boulevard, Ponte Vedra Beach, FL 32082, (904)285-7777

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

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: Ellen Stalnaker at (407)625-1924. 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 **Enterprise Florida, Inc.**, Marketing Working Group announces a public meeting to which all persons are invited.

DATE AND TIME: August 19, 2008, 3:00 p.m. – 4:30 p.m.

PLACE: Marriott Sawgrass, 1000 PGA Tour Boulevard, Ponte Vedra Beach, FL 32082, (904)285-7777

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

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: Ellen Stalnaker at (407)615-1924. 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 **Enterprise Florida, Inc.**, Stakeholders Council announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 20, 2008, 8:30 a.m. – 11:30 a.m.

PLACE: Marriott Sawgrass, 1000 PGA Tour Boulevard, Ponte Vedra Beach, FL 32082, (904)285-7777

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

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: Ellen Stalnaker at (407)625-1924. 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 **Enterprise Florida, Inc.**, Urban Working Group announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 20, 2008, 12:00 Noon – 2:00 p.m.

PLACE: Marriott Sawgrass, 1000 PGA Tour Boulevard, Ponte Vedra Beach, FL 32082, (904)285-7777

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

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: Ellen Stalnaker at (407)625-1924. 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 **Enterprise Florida, Inc.**, Technology, Entrepreneurship and Capital Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 20, 2008, 1:00 p.m. – 2:30 p.m.

PLACE: Marriott Sawgrass, 1000 PGA Tour Boulevard, Ponte Vedra Beach, FL 32082, (904)285-7777

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

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: Ellen Stalnaker at (407)625-1924. 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 **Enterprise Florida, Inc.**, Global Commerce and Investment Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 20, 2008, 2:30 p.m. – 4:00 p.m.

PLACE: Marriott Sawgrass, 1000 PGA Tour Boulevard, Ponte Vedra Beach, FL 32082, (904)285-7777

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

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: Ellen Stalnaker at (407)625-1924. 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 **Enterprise Florida, Inc.**, Defense and Space Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 20, 2008, 2:30 p.m. – 4:00 p.m.

PLACE: Marriott Sawgrass, 1000 PGA Tour Boulevard, Ponte Vedra Beach, FL 32082, (904)285-7777

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

The **Enterprise Florida, Inc.**, Florida Life Sciences Council announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 20, 2008, 3:00 p.m. – 4:30 p.m.

PLACE: Marriott Sawgrass, 1000 PGA Tour Boulevard, Ponte Vedra Beach, FL 32082, (904)285-7777

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

The **Enterprise Florida, Inc.**, Legislative Policy Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 20, 2008, 4:00 p.m. – 6:00 p.m.

PLACE: Marriott Sawgrass, 1000 PGA Tour Boulevard, Ponte Vedra Beach, FL 32082, (904)285-7777

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

The **Enterprise Florida, Inc.**, Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, August 21, 2008, 8:30 a.m. – 12:30 p.m.

PLACE: Marriott Sawgrass, 1000 PGA Tour Boulevard, Ponte Vedra Beach, FL 32082, (904)285-7777

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

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: Ellen Stalnaker at (407)625-1924. 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).

SOUTHWEST FLORIDA LIBRARY NETWORK

The **Southwest Florida Library Network** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, August 12, 2008, 3:00 p.m.

PLACE: Southwest Florida Library Network office, 12751 Westlinks Drive, Building III, Unit 7, Fort Myers, Florida 33913

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Board of Directors of the Southwest Florida Library Network.

A copy of the agenda may be obtained by contacting: Sondra Taylor-Furbee at staylorf@fgcu.edu or Luly Castro at lcastro@fgcu.edu.

TREASURE COAST EDUCATION AND RESEARCH DEVELOPMENT AUTHORITY

The Construction, Development and Infrastructure Committee of the **Treasure Coast Education, Research and Development Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: August 14, 2008, 12:00 Noon

PLACE: Room 100, University of Florida Indian River Research and Education Center, 2199 South Rock Road, Fort Pierce, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Minutes of previous meeting and other such business as the Committee may deem appropriate.

A copy of the agenda may be obtained by contacting: Treasure Coast Education, Research and Development Authority at (772)467-3107.

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: Treasure Coast Education, Research and Development Authority at (772)467-3107. 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 **Treasure Coast Education, Research and Development Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: August 14, 2008, 1:30 p.m.

PLACE: Room 219 West, University of Florida Indian River Research and Education Center, 2199 South Rock Road, Fort Pierce, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Minutes of previous meeting, committee reports and such other business as the Authority may deem appropriate.

A copy of the agenda may be obtained by contacting: Authority at (772)467-3107.

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: Authority at (772)467-3107. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC.

The **Florida Workers' Compensation Joint Underwriting Association, Inc.** (FWCJUA), Reinsurance Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 19, 2008, 10:00 a.m.

PLACE: To participate in the teleconference meeting, please contact Kathy Coyne at (941)378-7408

GENERAL SUBJECT MATTER TO BE CONSIDERED: The agenda topics shall include the 2009 reinsurance program goals and market strategy as well as commutation matters.

A copy of the agenda may be obtained by contacting: Kathy Coyne at (941)378-7408 or from the FWCJUA's website: www.fwcjua.com.

The **Florida Workers' Compensation Joint Underwriting Association, Inc.** (FWCJUA), Producer Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 20, 2008, 10:00 a.m.

PLACE: To participate in the teleconference meeting, please contact Kathy Coyne at (941)378-7408

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda items shall include the Agency Producer Agreement.

A copy of the agenda may be obtained by contacting: Kathy Coyne at (941)378-7408 or from the FWCJUA's website: www.fwcjua.com.

The **Florida Workers' Compensation Joint Underwriting Association, Inc.** (FWCJUA), Audit Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 21, 2008, 10:00 a.m.

PLACE: To participate in the teleconference meeting, please contact Kathy Coyne at (941)378-7408

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda items shall include the Audit Committee Charter procedures checklist and the financial auditor appointment process.

A copy of the agenda may be obtained by contacting: Kathy Coyne at (941)378-7408 or from the FWCJUA's website: www.fwcjua.com.

The **Florida Workers' Compensation Joint Underwriting Association, Inc.** (FWCJUA), Rates & Forms Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 26, 2008, 10:00 a.m.

PLACE: To participate in the teleconference meetings, please contact Kathy Coyne at (941)378-7408

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda topics shall include review of rates, rating plans and policy forms and associated matters to include application forms, the Operations Manual, and forms associated with agency authorization process; return of premium dividend; and the NCCI affiliation agreement.

A copy of the agenda may be obtained by contacting: Kathy Coyne at (941)378-7408 or from the FWCJUA's website: www.fwcjua.com.

The **Florida Workers' Compensation Joint Underwriting Association, Inc.** (FWCJUA), Operations Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 28, 2008, 10:00 a.m.

PLACE: To participate in the teleconference meeting, please contact Kathleen Coyne at (941)378-7408

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda topics shall include a legislative update; 2009 business plan & forecast preliminary outline; disaster recovery matters; and document management and retention matters.

A copy of the agenda may be obtained by contacting: Kathy Coyne, at (941)378-7408 or from the FWCJUA's website: www.fwcjua.com.

The **Florida Workers' Compensation Joint Underwriting Association, Inc.** (FWCJUA), Investment Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 29, 2008, 10:00 a.m.

PLACE: To participate in the teleconference meeting, please contact Kathy Coyne at (941)378-7408

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda topics shall include the approval of minutes; Investment Custody and Investment Management Agreements; and a compliance review of the current investment portfolio.

A copy of the agenda may be obtained by contacting: Kathy Coyne at (941)378-7408 or from the FWCJUA's website: www.fwcjua.com.

The **Florida Workers' Compensation Joint Underwriting Association, Inc.** (FWCJUA), Executive Compensation Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 2, 2008, 10:00 a.m.

PLACE: To participate in the teleconference meeting, please contact Kathy Coyne at (941)378-7408

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda topics shall include a review of executive compensation and benefits.

A copy of the agenda may be obtained by contacting: Kathy Coyne at (941)378-7408 or from the FWCJUA's website: www.fwcjua.com.

FLORIDA SELF-INSURERS GUARANTY ASSOCIATION, INC.

The **Florida Self-Insurers Guaranty Association, Inc.** (FSIGA) announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, August 19, 2008, 3:00 p.m.

PLACE: Orlando World Center Marriott, 8701 World Center Drive, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Directors will meet to discuss general business of the Association.

A copy of the agenda may be obtained by contacting: Brian Gee, Executive Director, Florida Self-Insurers Guaranty Association, Inc., 1427 E. Piedmont Drive, 2nd Floor, Tallahassee, FL 32308, (850)222-1882.

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.

FLORIDA ATLANTIC RESEARCH AND DEVELOPMENT AUTHORITY

The **Florida Atlantic Research and Development Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday August 20, 2008, 8:00 a.m.

PLACE: 3701 FAU Blvd., Incubator Conference Room, Suite 210, Boca Raton, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Scheduled meeting for general business.

A copy of the agenda may be obtained by contacting: Scott Ellington at (561)350-0927, scott@research-park.org.

SOIL AND WATER CONSERVATION DISTRICTS

The **Palm Beach Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATE AND TIME: August 26, 2008, 8:00 a.m.

PLACE: USDA Service Center, 750 S. Military Trail, Suite H, West Palm Beach, FL 33415

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Laura at (561)683-2285, ext. 3.

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: Omelio or Laura at (561)683-2285, ext. 3. 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: Laura at (561)683-2285, ext. 3.

FLORIDA AUTOMOBILE JOINT UNDERWRITING ASSOCIATION

The **Florida Automobile Joint Underwriting Association** announces a public meeting to which all persons are invited.

DATES AND TIME: September 4-5, 2008, TBA

PLACE: York Offices, Sanlando Center, 2170 State Road 434, Longwood, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review Servicing Provider performance in claim handling and any other matters that may come before the committee.

A copy of the agenda may be obtained by contacting: Lisa Stoutamire, 1425 Piedmont Drive East, #201A, Tallahassee, FL, (850)681-2003, loutamire@fajua.org.

FLORIDA SPORTS FOUNDATION

The **Florida Sports Foundation** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, September 12, 2008, 10:00 a.m.

PLACE: Hyatt Hotel-Orlando International Airport, Orlando, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly Board of Directors meeting to review and discuss budgets, programs, and projects; affecting operation of the FL Sports Foundation.

A copy of the agenda may be obtained by contacting: www.info@flsports.com.

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.

Section VII
Notices of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN THAT the Florida Building Commission has received the petition for declaratory statement from Anthony C. Apfelbeck, Fire Marshal/Building Official, City of Altamonte Springs, on July 18, 2008, regarding whether Rule 9B-3.0472, F.A.C., applies to alterations and additions on existing structures, and if so, whether it requires the installation of carbon monoxide detectors in the complete existing structure, or just in the addition or altered area, and whether the detectors must be hard-wired with a battery back up. The petitioner also seeks clarification of the rule's application to repairs and changes in occupancy. It has been assigned the number DCA08-DEC-207.

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 Florida Building Commission has received the petition for declaratory statement from Tom Hardiman, Executive Director, Modular Building Institute, on July 21, 2008, and subsequently amended on July 24, 2008. Petitioner seeks clarification of whether the execution date of a contract may be used for the purpose of determining which version of the code applies to a manufactured building under Section 105.3, Florida Building Code, Building Volume (2004 as amended) where a company has a fully executed contract for projects with previously approved building plans but for which construction is anticipated to occur after the implementation of the 2007 Florida Building Code. If it may, Petitioner asks how long can the manufacturer may construct buildings under that contract. It has been assigned the number DCA08-DEC-209.

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 Florida Building Commission has received the petition for declaratory statement from Luke Ismert, Sales Manager, on behalf of Schier Products, on July 18, 2008, regarding whether Section 1003.3.4, Florida Building Code, Plumbing Volume (2004 as amended) allows the use in public sewer systems of grease interceptors that are less than 750 gallons in liquid capacity, conform to PDI G101/ASME A112.14.3, and have a grease

retention capacity that is at least equal to or greater than a 750 pre-cast interceptor. It has been assigned the number DCA08-DEC-208.

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 Florida Building Commission has received the petition for declaratory statement from Jason Padgett, on behalf of Millwork Information and Training, on July 28, 2008, regarding whether a product whose Certification Agency Certificate has expired is still approved for use in the State of Florida if the manufacturer has not changed how the product is produced. It has been assigned the number DCA08-DEC-212.

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 Florida Building Commission has received the petition for declaratory statement from Joseph Valencia, on behalf of Zyscovich Architects, on July 21, 2008, regarding whether the portion of the stage floor on the audience side of the proscenium wall, known as the "thrust," should be included when calculating the floor area of a stage, as defined in Section 410.2, Florida Building Code, Building Volume (2004 as amended). It has been assigned the number DCA08-DEC-210.

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.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT the Division of Florida Land Sales, Condominiums, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by Clarcona Resort Condominium Association, Inc., Docket No.: 2008029536 on May 16, 2008. The following is a summary of the agency's declination of the petition:

The Division declined to issue an order because the petition sought an advisory opinion based on hypothetical questions and concerns acts that have already occurred.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Lake Howell Arms Condominium Association, Inc., Docket No. 2008035277. The petition seeks the agency's opinion as to the applicability of Chapter 718, Florida Statutes, as it applies to the petitioner.

Whether Section 718.113(2)(a), Florida Statutes, preclude Lake Howell Arms Condominium Association, Inc. from requiring a unit owner to remove an unauthorized garage enclosure and preclude it from denying other owners' requests to make material alterations to the common elements where similar changes have previously been made.

A copy of the Petition for Declaratory Statement may be obtained by contacting: the Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT the Division of Pari-Mutuel Wagering, Department of Business and Professional Regulation, has received the petition for declaratory statement from Petitioner BALLY TECHNOLOGIES, on July 22, 2008, in DBPR Case No. 2008041076 (DS 2008-051). The petition seeks the agency's opinion as to the applicability of Chapter 551, F.S., and Chapter 61D-14, F.A.C., as it applies to the petitioner.

The Petitioner seeks a determination of compliance with Chapter 551, F.S., and Chapter 61D-14, F.A.C., as it relates to a slot machine that it intends to offer to the public for slot machine gaming which incorporates a visual presentation of Keno, and displays winning and losing outcomes using the same computer and processing technology as that employed in

slot machine equipment approved for play in the State pursuant to Chapter 551, F.S., and Chapter 61D-14, F.A.C., subsection 61D-14.022(2), F.A.C., specifically prohibits the use of a slot machine game if that game operates a program of play that replicates a game that is prohibited under Section 849.08, F.S., unless the slot machine game contains a player skill component and is not based on a banking game. Any person whose substantial interests may be affected by a declaratory statement on the subject matter of the Petition may file a petition to intervene within 14 days of the publication of this notice.

A copy 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, (850)921-0342.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN THAT the Board of Nursing has received the petition for declaratory statement from Johanna M. Thompson, RN. The petition seeks the agency's opinion as to the applicability of Florida Statutes as it applies to the petitioner.

Specifically, the Petitioner requests that the Board issue a Declaratory Statement determining whether it is within the statutory limits of scope of practice for a Registered Nurse to administer a cardiac stress test in a hospital setting when a supervising physician is physically present in the hospital, but may or may not be in the stress lab. This petition will be considered at the October 2008 meeting of the Board.

NOTICE IS HEREBY GIVEN THAT on July 22, 2008, the Board of Pharmacy has received the petition for declaratory statement from Samuel Jones III, Pharm.D. The petition seeks the agency's opinion as to the applicability of Rules 64B16-27.700, 64B16-27.400 and 64B16-27.420, Florida Administrative Code, and Sections 465.003(13) and 465.014, Florida Statutes, as it applies to the petitioner.

The petition seeks the Board's interpretation of Rules 64B16-27.700, 64B16-27.400 and 64B16-27.420, Florida Administrative Code, and Sections 465.003(13) and 465.014, Florida Statutes, concerning the practice of compounding by pharmacy technicians.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Rebecca Poston, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3255.

FINANCIAL SERVICES COMMISSION

NOTICE IS HEREBY GIVEN THAT the Department of Financial Services, Division of State Fire Marshal has received the petition for declaratory statement from Anthony C. Apfelbeck, Fire Official with the City of Altamonte Springs, FL, on or about July 14, 2008. The petition seeks the agency's opinion as to the applicability of interpretation of Sections 718.112, 633.0215, F.S., and Fire Prevention Code 31.3.4.1.1, as it applies to the petitioner.

Capistrano Condominiums has indicated that they have voted to "forgo retrofitting a fire alarm system and/or engineered life safety system of any kind."

A copy of the Petition for Declaratory Statement may be obtained by contacting: Lesley Mendelson, Assistant General Counsel, 200 East Gaines Street, Tallahassee, Florida 32399-0340, (850)413-3604, or (850)413-4238, Fax (850)922-1235 or (850)488-0697 (please advise if you would like it mailed or faxed to you and please include your phone number on your request in case any question arises), or by e-mailing your request to Lesley.Mendelson@myflorida.cfo.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:

Florida Democratic Party vs. Department of State, Division of Elections; Case No.: 08-3485RP; Rule No.: 1S-2.027

Center for Education Advocacy, Inc., Rosemary N. Palmer and Donna Lorman vs. State Board of Education and Department of Education; Case No.: 08-3496RP; Rule Nos.: 6A-6.03028, 6A-6.0331, 6A-6.03311, 6A-6.03312, 6A-6.03411

National Road Safety Foundation, Inc. and PBD, Inc. vs. St. Johns River Water Management District; Case No.: 08-3311RX; Rule No.: 40C-4.091(1)

Nabil Khalil vs. Board of Pharmacy; Case No.: 08-3298RX; Rule No.: 64B16-26.2031

Hadya Alameddine vs. Board of Pharmacy; Case No.: 08-3347RX; Rule No.: 64B16-26.2031

Balaji Lakshminarayanan vs. Board of Pharmacy; Case No.: 08-3488RX; Rule No.: 64B16-26.2031

Anand Narayanan vs. Board of Pharmacy; Case No.: 08-3510RX; Rule No.: 64B16-26.2031

Donna S. Biggins vs. Department of Health, Division of Environmental Health; Case No.: 08-3174RP; Rule Nos.: 64E-6.005, 64E-6.015

Florida Insurance Council, National Association of Mutual Insurance Companies, and American Insurance Association vs. Financial Services Commission and Office of Insurance Regulation; Case No.: 08-3295RP; Rule No.: 69N-121.066

America's Health Insurance Plans, Inc.'s and Florida Insurance Council vs. Financial Services Commission and Office of Insurance Regulation; Case No.: 08-3297RP; Rule Nos.: 69O-149.003, 69O-149.005, 69O-149.007

Emmett and Linda Hildreth vs. Florida Fish and Wildlife Conservation Commission; Case No.: 08-3130RU

Ronald G. Davis, M.D. and Pediatric Neurology vs. Agency for Health Care Administration; Case No.: 08-3261RU

Robert Dixon, Bradley Beckett, Jeffrey Callahan, Michael Diapoules, Bill Griffin, John Handlen, Matthew Honan, Scott Huffman, Joseph Kostygan, Daniel Lund, Samuel Mahoney, Daniel McCarthy, Merom Michael Mammem, Robert Phillips, Dustin Reagle, Et. Al. vs. Department of Management Services, Division of Retirement; Case No.: 08-3627RU

Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:

America's Health Insurance Plans, Inc.'s and Florida Insurance Council vs. Financial Services Commission and Office of Insurance Regulation; Case No.: 08-3297RP; Rule Nos.: 69O-149.003, 69O-149.005, 69O-149.007; Voluntarily Dismissed

Kaleb Underwood vs. Criminal Justice Standards and Training Commission; Case No.: 08-1648RX; Voluntarily Dismissed

William R. Muldrow vs. Florida Department of Community Affairs, Division of Housing and Community Development and the Florida Building Commission; Case No.: 07-5126RU; 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

Notice of Bid

The University of Florida, Purchasing & Disbursement Services will receive sealed bids for the following: ITB09SVF-112, Jennings Electrical Primary Distribution Renovations, estimated budget: \$500,000, to be opened September 9, 2008, 2:00 p.m., in 101 Elmore Hall, Radio Road, Gainesville, FL. Scope of work: Demolition, utility sitework, concrete, waterproofing, asphalt paving, primary electrical service with transformers, emergency power generation, automatic transfer switches, medium voltage work, low voltage work, panelboards and service metering. Mandatory Pre-Bid Meeting will be held August 26, 2008, 10:00 a.m., in Jennings Annex Rm J1-125 Conference Room, Museum Road, Gainesville, FL. Questions should be directed to: James Keller, jameskeller@ufl.edu or (352)392-1331. 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.

NOTICE TO PROFESSIONAL CONSULTANTS:

The University of Florida Board of Trustees announces that Professional Services in the discipline of architecture will be required for the project listed below:

Project: UF-280, UF Research Center at Lake Nona

The project consists of a new Research and Conference Facility for UF programs located at Lake Nona adjacent to the Burnham Institute site in Orlando, Florida. The facility will be a four story 100,000 GSF and include conference center, research, office, and administrative support space to facilitate the UF mission at Lake Nona.

The Burnham Institute is establishing a major science center at Lake Nona focusing on biomedical research, technology development and drug design. This project will be part of a multi-use development being created to facilitate collaboration between the University of Florida, Burnham Institute, University of Central Florida, and other entities.

The estimated construction budget is approximately \$44,000,000.00. The project will be delivered using the Construction Manager at Risk method. Minimum SILVER LEED (Leadership in Energy and Environmental Design) certification by the U.S. Green Building Council is mandatory. The selected firm will provide programming, design, construction documents and construction administration services for the referenced project. Blanket professional liability insurance will be required for this project in the amount of \$3,000,000 and will be provided as a part of Basic Services. Plans and specifications for University of Florida projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes.

Applicants will be evaluated on the basis of their past performance, experience, personnel, design ability, references, workload, and responses to questions posed both in the shortlist and interview phases. The Selection Committee may reject all proposals and stop the selection process at any time.

At the time of application, the applicant and its landscape architectural and engineering consultants must possess current design licenses from the appropriate governing board and be properly registered to practice its profession in the State of Florida. If the applicant is a corporation, must be chartered by the Florida Department of State to operate in Florida.

Applicants desiring to provide professional services for the project shall submit a proposal only after thoroughly reviewing the facilities program, Project Fact Sheet, and other background information. The proposal shall be limited to 40 single-sided, consecutively-numbered pages OR 20 double-sided, consecutively-numbered pages and shall include:

1. A Letter of Application that concisely illustrates the applicant's understanding of the scope of services, design intent, and other goals and considerations as outlined in the Project Fact Sheet and facilities program.
2. A completed, project-specific "Professional Qualifications Supplement" (PQS) proposal with signed certification. Applications on any other form will not be considered.
3. Resumes, LEED accreditation, and other pertinent credentials for all proposed staff (applicant and consultants).

4. Proof of the applicant's corporate status in Florida (if applicable) and copies of current licenses for applicant and all engineering and landscape architecture consultants from the appropriate governing board.
5. Proof of the applicant's and all engineering consultants' ability to be insured for the level of professional liability coverage demanded for this project.

As required by Section 287.133, Florida Statutes, an applicant 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 professional must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Unsigned proposals or proposals containing expired or invalid licenses will be disqualified. Submittal materials will not be returned.

The project-specific PQS form, instructions, Project Fact Sheet, facilities program, UF Design Services Guide, UF Design and Construction Standards, standard University of Florida Owner-Professional agreement, and other project and process information can be found on the Facilities Planning & Construction website.

Finalists may be provided with supplemental interview requirements and criteria as needed.

Provide the number of copies prescribed in the Project Fact Sheet. Submittals must be received in the Facilities Planning and Construction office by 3:00 p.m. (Local Time), Monday, September 8, 2008. Facsimile (FAX) submittals are not acceptable and will not be considered.

Facilities Planning and Construction
232 Stadium / P. O. Box 115050
Gainesville, FL 32611-5050
Telephone: (352)392-1256
FAX: (352)392-6378
Internet: www.facilities.ufl.edu

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: FAC30055-08
 Purchasing Agent: B.J. Lewis, Facilities
 Mandatory Pre Bid: 8/26/08 Tuesday at 2:00 p.m.
 Location: Central Utility Plant
 Woodward and Learning Way
 Public Bid Opening: 9/9/08 Tuesday at 2:00 p.m.
 Location: FSU-Facilities Maintenance
 969 Learning Way
 125 Mendenhall, Building A
 Tallahassee, Florida 32306-4150
 Facilities Maintenance Purchasing
 Bid Documents: Replace Condensate Polisher System
 at Florida State University, Tallahassee
 FL.
 Architect/Engineer: Mark Sawicki, FSU
 969 Learning Way
 125 Mendenhall Bldg. A
 Tallahassee, Florida 32306
 msawicki@admin.fsu.edu
 Contact Person: Purchasing Agent, B.J. Lewis,
 blewis@admin.fsu.edu

NOTICE TO DESIGN BUILDERS

The University of Central Florida, announces that Design Build services will be required for the project listed below:

Project No. RP-1

The project consists is to oversee the construction of a multi-layered security system for a 100 +/- acre complex consisting of eight buildings.

The combined project cost will be approximately \$9,100,000 depending on approval of funding for planning and construction. There will be one Design/Build contract for this project.

FORM OF PROPOSALS

It is the University’s intention to have professionals in the discipline of design build to submit proposals for this project.

This facility will be the in the early planning phase in the fiscal year 2007-08. The selected Design Build firm will provide program verification, design, construction documents, and administration for the referenced project. Blanket professional liability for the design builder will be required for this project in the amount of \$1,000,000 and will be provided as a part of Basic Services.

Five (5) bound copies of the required proposal data shall be submitted to: Mr. Peter Newman, Facilities Planning, 4000 Central Florida Blvd., Post Office Box 163020, Orlando, FL 32816-3020. Submittals must be received by 5:00 p.m. (Local Time), September 19, 2008. Facsimile (FAX) submittals are not acceptable and will not be considered. Late submissions will not be accepted.

The committee members have elected not to meet with proposed firms.

INSTRUCTIONS FOR THE DESIGN BUILD FIRM

Design Build firms desiring to apply for consideration must include a letter of application and should have attached:

1. The most recent version of the Florida Board of Education “Professional Qualifications Supplement” (PQS) dated 7/03, completed by the applicant. Do not alter the PQS form.
2. A copy of the firms current Professional Registration Certificates from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.
3. The most recent version of the Florida Board of Education “Revised Construction Manager Qualifications Supplement” (CMQS) dated 02/02. Do not alter the CMQS form.

Applications that do not comply with all instructions may be disqualified. Application materials will not be returned.

Selection of finalist for interviews will be made on the basis of the Design Builder’s qualifications, including experience and ability; past experience; bonding capacity; cost estimating; qualification of the firm’s personnel, staff and consultants; include minority business enterprise participation. Finalists will be provided with a description of the final interview topics. The Selection Committee may reject all proposals and stop the selection process at any time.

The plans and specifications for Florida Board of Education 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 \$15,000.00 in connection with this project for a period of 36 months from the date of placement on the convicted vendor list.

Carefully review the Design Build contract and General Conditions Document. Submitting a proposal for this project constitutes complete agreement with and acceptance of the terms and conditions contained within these documents. These documents can be found on our website at www.fp.ucf.edu with the advertisement.

INSTRUCTIONS FOR DESIGN BUILDERS

All applicants must be licensed to practice as general contractors in the State of Florida at the time of application. Corporations must be registered to operate in the State of Florida by the Department of State, Division of Corporations, at the time of application. As required by Section 287.133, Florida Statutes, a construction management firm may not

submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected construction management firm must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

DESIGN BUILD CONTRACT

The contract for Design Build will consist of two phases. Phase one will consist of the development of construction documents and the development of a Guaranteed Maximum Price (GMP) at 50% Construction Documents. If the GMP is accepted, phase two, the construction phase, will be implemented. In phase two of the contract, the Design Builder becomes the single point of responsibility for performance of the design and construction of the project and shall publicly bid trade contracts. Failure to negotiate an acceptable GMP within the time provided in the agreement may result in the termination of the Design Builder's contract.

PROJECT FACT SHEET

Project Fact Sheet contains the selection criteria which is the primary basis for determining the shortlist. The Project Fact Sheet, Professional Qualifications Supplement forms, Construction Manager Qualifications Supplement forms, descriptive project information, and selection criteria may be obtained by contacting: Ms. Gina Seabrook, University of Central Florida, Phone (407)823-2166, Fax (407)823-5141, Email: gseabroo@mail.ucf.edu, Web site: www.fp.ucf.edu.

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."

EXPRESSWAY AUTHORITIES

PROFESSIONAL ENGINEERING CONSULTANT SYSTEMWIDE PRODUCTION MANAGEMENT CONSULTANT LETTER OF INTEREST – LOI 000561

The Orlando-Orange County Expressway Authority requires the services of a Professional Engineering Consultant to serve as the Orlando-Orange County Expressway Authority's Systemwide Production Management Consultant (SPMC).

Letters of Interest will be received in the office of the Orlando-Orange County Expressway Authority, 4974 ORL Tower Road, Orlando, Florida 32807, 2:00 p.m. (Orlando local time), August 22, 2008. LOI's will be opened immediately after the deadline for submission.

Shortlist consideration will be given to only those firms who are qualified pursuant to law, and as determined by the Authority, based on information provided by the firms, and who have been pre-qualified by FDOT to perform the indicated Types of Work.

MAJOR TYPES OF WORK: Consultants shall be pre-qualified by FDOT in the following work groups: 3.2, Major Highway Design; 3.3, Controlled Access Highway Design; 4.2, Major Bridge Design; 7, Traffic Operations. The SPMC shall perform these major types of work with its own personnel. Use of subconsultants to perform major types of work will not be allowed.

ADDITIONAL TYPES OF WORK REQUIRED: Consultants may use pre-qualified subconsultants for the following work groups: 6.3, Intelligent Transportation Systems Analysis Design & Implementation; 8, Survey and Mapping; 9, Soil Exploration, Material Testing and Foundations; 9.4, Foundation Studies; 14, Architecture;

A copy of the complete LOI requirements may be obtained through Demandstar by visiting www.demandstar.com or www.expresswayauthority.com.

The Orlando-Orange County Expressway Authority reserves the right to postpone, to reject any and all responses, in whole or in part. All proposers must certify that they are not on the Comptroller General's list of ineligible contractors. All responses must remain in effect for sixty (60) days from the date of LOI opening unless otherwise specified.

The Orlando-Orange County Expressway Authority solicits and encourages M/WBE participation. The Orlando-Orange County Expressway Authority reserves the right to postpone, to accept or reject any and all submissions, in whole or in part.

MDX PROCUREMENT/CONTRACT NO.: RFP-09-03

MDX WORK PROGRAM NO.: 87409.020

MDX PROJECT/SERVICE TITLE: DESIGN ENGINEERING SERVICES FOR STATE ROAD 874 (DON SHULA EXPRESSWAY) ROADWAY MODIFICATIONS FROM SOUTH OF SOUTHWEST 88TH STREET (KENDALL DRIVE) TO SOUTH OF STATE ROAD 826 (PALMETTO EXPRESSWAY)/STATE ROAD 874 INTERCHANGE.

The Miami-Dade Expressway Authority is seeking Professional Services from a Consultant that has the necessary qualifications and experience to provide Design Engineering Services for State Road 874 (Don Shula Expressway) Roadway Modifications From South of Southwest 88th Street (Kendall Drive) to South of State Road 826 (Palmetto Expressway)/State Road 874 Interchange. The general scope of services required from the Consultant consists of, but is not limited to, preparation of a set of plans to be used by the Contractor to build the Project, and by MDX to ensure the Project is built as designed and to specifications. MDX notifies all Proposers and individuals that it requires and encourages

small, minority and women-owned businesses to have full opportunity to submit a response to any Solicitation Document issued by MDX. In accordance with its Small Business Participation Policy, available on MDX's website, MDX requires satisfaction of fifteen percent (15%) small business participation requirement in this procurement. For copies of the RFQ with complete information on pre-qualification requirements, the scope of services as well as submittal requirements, please log onto our web site at www.mdx-way.com or call MDX Procurement Office at (305)637-3277. Please note: In order to download any MDX solicitations, you must register as a Vendor. The Vendor Registration can only be done through MDX's website. The deadline for submitting a Proposal is September 9, 2008 by 2:00 p.m. (Eastern Time). A Pre-Proposal Conference is scheduled for August 8, 2008, 10:00 a.m. at the MDX Headquarters Building. Attendance to the Pre-Proposal Conference is NOT mandatory however, everyone is encouraged to attend.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

NOTICE OF INVITATION TO BID BID NO. BDC 11-08/09

The Department of Environmental Protection, Division of Recreation and Parks, Bureau of Design and Construction is soliciting formal competitive bids for the project listed below:

PROJECT NAME: Guana River Boat Storage Building

SCOPE OF WORK: The contractor shall provide the necessary labor, supervision, equipment and materials to permit, fabricate, and construct new construction and modifications for the Guana-Tolomato-Matanzas National Estuarine Research Reserve's new Boat Storage Building. Building "A" is new construction which consists of a four (4) bay 60 foot x 30 foot metal building. Modifications consist of water, sewer, and fencing. Contractor shall build to compliance with the 2004 Florida Building Code, Revised.

PARK LOCATION: Guana-Tolomato-Matanzas, National Estuarine Research Reserve, 505 Guana River Road, Ponte Vedra Beach, FL 32082 (St. Johns County)

PROJECT MANAGER: Henri Burton, Coastal and Aquatic Managed Areas, Douglas Building, 3900 Commonwealth Blvd., MS 235, Tallahassee, Florida 32399-3000, (850)245-2105, Fax: (850)245-2110, email henri.burton@dep.state.fl.us.

FUNDING is through a Grant from the National Oceanic and Atmospheric Administration and state matching funds. Federal and state construction laws apply.

MINORITY BUSINESS REQUIREMENT: The Department of Environmental Protection supports diversity in its Procurement Program and requests that all sub-contracting opportunities afforded by this bid embrace diversity enthusiastically. The award of sub-contracts should reflect the full diversity of the citizens of the State of Florida. The Department will be glad to furnish a list of Minority Owned Firms that could be offered sub-contracting opportunities.

PREQUALIFICATION: When the total Bid including Alternates exceeds \$200,000, each Bidder whose field is governed by Chapter 399, 455, 489 or 633, Florida Statutes, for licensure or certification, must submit the following prequalification data of their eligibility to submit bids 240 hours (10 days) PRIOR TO the Bid Opening date, unless the Bidder has been previously qualified by the Department of Environmental Protection for the current biennium (July 1-June 30) of odd numbered years in accordance with subsection 60D-5.004(2), F.A.C., as evidenced by a letter from DEP to the Bidder, which letter shall be presented to DEP upon request. If the Department requires clarification or additional information, Bidder shall submit such information by 120 hours (5 days) prior to Bid Opening. Material submitted after those deadlines shall disqualify the Bidder.

INSTRUCTIONS: Any firm desiring plans and bid specifications for this project may obtain a copy by writing the address or calling the telephone number below. Compact Disk (CD) containing the plans and specifications will be available on August 8, 2008 at: Douglas Building, Room 432, 3900 Commonwealth Blvd. MS 235, Tallahassee, FL 32399-3000, Attention: Henri Burton, Project Manager, Telephone: (850)245-2105, Fax: (850)245-2110.

ADA REQUIREMENTS: Any person with a qualified disability shall not be denied equal access and effective communication regarding any bid/proposal documents or the attendance at any related meeting or bid/proposal opening. If accommodations are needed because of disability, please contact Michael Renard with the Bureau of Design and Construction at (850)488-5372 at least five (5) workdays prior to openings. If you are hearing or speech impaired, please contact the Florida Relay Services by calling 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

BID SUBMITTAL DUE DATE: No later than 3:30 p.m. (ET), Tuesday, September 9, 2008 to the below address: Florida Department of Environmental Protection, Bureau of Design and Construction, 3540 Thomasville Road, Tallahassee, Florida 32309, Attention: Michael Renard, Construction Projects Administer, Bureau of Design and Construction, (850)488-3572. The Department reserves the right to reject any or all bids.

BID POSTING DATE: No later than 2:00 p.m. (ET), Wednesday, September 17, 2008, unless extended by the Department for good cause.

NOTICE OF RIGHTS; Notice of Intent to Protest the Bid Specifications must be filed with (received by) the Agency Clerk, Lea Crandall, Department of Environmental Protection, Office of General Counsel, MS 35, 3900 Commonwealth Blvd., Tallahassee FL 32399-3000, (850)245-2242, Fax (850)245-2303, lea.crandall@dep.state.fl.us during the 72-hour period after Bid Specifications are posted on the Vendor Bid System. Failure to file a Notice of Intent to Protest or a formal, written Protest in accordance with Chapter 28-110, F.A.C., within ten days after the 72-hour period ends, as prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of your right to an administrative hearing on the Bid Specifications under Chapter 120, Florida Statutes. Rules for bid protests can be found in Sections 120.569 and 120.57, F.S., and Chapter 28-110, Florida Administrative Code. A bid protester shall comply with these statutes and rules.

DEPARTMENT OF HEALTH

NOTICE TO PROFESSIONAL CONSULTANTS PUBLIC ANNOUNCEMENT FOR PROFESSIONAL SERVICES FOR ARCHITECTURE-ENGINEERING

The State of Florida, Department of Health, Division of Administration, Bureau of General Services, Office of Design and Construction, announces that professional services are required for the project listed below. Applications being sent via the U. S. Mail or via overnight express service shall be sent to: Jim Chandonia, Senior Architect, Florida Department of Health, Office of Design and Construction, 4052 Bald Cypress Way, BIN #B06, Tallahassee, Florida 32399-1734, (850)245-4444, ext. 3168, Facsimile (850)412-1421.

PROJECT NUMBER: 99327200

PROJECT NAME: JACKSON COUNTY HEALTH DEPARTMENT – REPLACEMENT FACILITY

SERVICES TO BE PROVIDED: Architecture-Engineering
ESTIMATED CONSTRUCTION BUDGET: \$8,260,000.00

SAMAS NO: 64-20-2-122001-64200700-00-084093-09

RESPONSE DUE DATE: 4:00 p.m. (EDT), August 29, 2008

INSTRUCTIONS: Submit three (3) bound copies of the following information: *

1. Table of contents
2. Letter of interest
3. A copy of the current Department of Health Professional Qualifications Supplement (PQS) Form DBC5112 Revised 7/1/04. A copy can be obtained by calling (850)245-4066.
4. A copy of the firm’s current Florida Professional License registration. (Proper registration at the time of application is required.

5. (CORPORATIONS ONLY) Current Corporate Certificate providing evidence of validation date and designation of professional or professionals qualifying the corporation to practice Architecture and/or Engineering.
6. Completed Standard Form 330
*In Article 19, Relevant Projects, and Article 23, Project Owner’s Information, list only projects designed, under construction, and/or completed within the past five (5) years.
7. A stamped self-addressed if the applicant would like a Notice of Selection result.

* All applicants are urged to limit their submittal content to fifty (50) pages, excluding front and back covers and any section dividers. However, this is not a mandatory requirement.

EVALUATION: All proposals submitted shall become the property of the Department of Health. The submitted proposals will be placed on file and not returned. Any proposals that do not comply with the above instructions as set forth and/or do not include the required qualification data will be considered improper and disqualify the applicant. Proposals submitted by qualified firms shall be evaluated in accordance with Chapter 60D-2, Florida Administrative Code and Section 287.055, Florida Statutes.

SHORTLIST SELECTION PROCESS: From the proposals received, the department shall shortlist a minimum of three (3) firms.

ADVERTISEMENT FOR BIDS

PROPOSALS ARE REQUESTED FROM QUALIFIED GENERAL CONTRACTORS BY THE STATE OF FLORIDA, DEPARTMENT OF HEALTH HERINAFTER REFERRED TO AS OWNER, FOR THE CONSTRUCTION OF:

PROJECT NO: DOH 70717100

PROJECT NAME: NORTHSIDE CLINIC RECONFIGURATION

LOCATION: Escambia County Health Department, 8390 N. Palafox Street, Pensacola, FL 32533

FOR: State of Florida, Department of Health

PUBLIC ENTITY CRIME INFORMATION STATEMENT: A person or affiliate who has been placed on the convicted vendor list following a conviction for a public entity crime may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity in excess of the threshold amount provided in Section 287.017, F.S., for Category Two for a period of 36 months from the date of being placed on the convicted vendor list.

PERFORMANCE BOND AND LABOR AND MATERIAL PAYMENT BOND: If the construction contract award amount is \$100,000.00 or less, a Performance Bond and a Labor And Material Payment Bond are not required.

Sealed bids will be received, publicly opened and read aloud on:

DATE AND TIME: September 4, 2008, Until 2:00 p.m. (Local Time)

PLACE: Escambia County Health Department, 1295 West Fairfield Drive, Pensacola, FL 32501

PROPOSAL: Bids must be submitted in full in accordance with the requirements of the Drawings, Specifications, Bidding Conditions and Contractual Conditions, which may be examined and obtained from:

ARCHITECT-ENGINEER: Bay Design Associates Architects, P.L. 720 Bayfront Parkway Suite 200, Pensacola, FL 32502 (Attn.: Mr. Walter J. Smith), (850)432-0706, extension 101.

CONTRACT AWARD: The Bid Tabulation and Notice of Award Recommendation will be posted at 2:30 p.m. (Local Time), September 4, 2008, at the location where the bids were opened. In the event that the Bid Tabulation and Notice of Award Recommendation cannot be posted in this manner, then all bidders will be notified by certified United States Mail, return receipt requested. If no protest is filed per Section B-21 of the Instructions To Bidders, "Bid Protests, Points of Entry", the contract will be awarded to the qualified, responsive low bidder in accordance with Chapter 60D-5, F.A.C., by the Owner.

The qualified, responsive low bidder will be required to be registered with MyFloridaMarketPlace before a contract can be executed. However, they will be exempt from the one percent fee.

FLORIDA HOUSING FINANCE CORPORATION

Request for Proposals 2008-06-Auditing Services

The Florida Housing Finance Corporation invites all qualified certified public accounting firms wishing to provide auditing services in accordance with the terms and conditions of RFP 2008-06, to submit proposals for consideration. Proposals shall be accepted until 2:00 p.m. (Eastern Time), Wednesday, September 3, 2008, to the Attention: Robin L. Grantham, Contracts Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. For questions or additional information, please contact Robin Grantham at (850)488-4197 or robin.grantham@floridahousing.org. To obtain a copy of the Request for Proposals, which outlines selection criteria and offeror's responsibilities, please submit your request to the attention of Robin L. Grantham, or you can download the Request for Proposals from the Florida Housing Finance Corporation web site at <http://www.floridahousing.org/Home/BusinessLegal/Solicitations/RequestForProposals.htm>.

Any modifications that occur to the Request for Proposals will be posted at the web site and may result in an extension of the deadline.

FISH AND WILDLIFE CONSERVATION COMMISSION

NOTICE TO PROFESSIONAL CONSULTANTS

FOR PROFESSIONAL SERVICES FOR ENGINEERING

The Florida Fish and Wildlife Conservation Commission (FWC) announce that professional services in the discipline of civil engineering with specific expertise in geotechnical engineering will be required for the project listed below:

PROJECT NUMBER: FWC RFSOQ 08/09-16

PROJECT NAME: Lake Marion Dredging Feasibility Study

PROJECT LOCATION: Polk County, Florida

SERVICES TO BE PROVIDED: The Design Professional is expected to schedule services and study phases (preliminary and final), request additional services (such as soil borings, surveys, testing, etc....) as necessary to achieve his responsibilities.

RESPONSE DUE DATE: September 9, 2008, 3:00 P.M. (EDT)

To request a complete Request for Statement of Qualifications (RFSOQ), download from the Vendor Bid System (VBS) web site, http://vbs.dms.state.fl.us/vbs/main_menu or contact the Commission Engineer:

Mahmoud Madkour, Ph.D., P.E.

Division of Habitat and Species Conservation

620 South Meridian Street

Tallahassee, Florida 32399-1600

Tel: (850)488-5531

Fax: (850)921-1750

email: mahmoud.madkour@myfwc.com

MID-FLORIDA AREA AGENCY ON AGING

Community Care for the Elderly

REQUEST FOR PROPOSALS Competitive sealed proposals will be received by the Mid-Florida Area Agency on Aging dba Elder Options until 4:00 p.m., October 8, 2008, for the designation of the Community Care for the Elderly Lead Agency, including the provision of an array of home and community based services to frail older persons residing in Hamilton County. The Community Care for the Elderly program is administered pursuant to provisions of Chapter 430, F.S. The proposal package and application instructions may be obtained from Elder Options offices on August 15, 2008 or thereafter. Elder Options' office is located at 5700 S. W. 34 Street, Ste. 22, Gainesville, FL. A bidders conference will be conducted concerning this Request for Proposals at 2:00 p.m., August 22, 2008. Interested parties are encouraged to attend the bidders conference at the following location: Hamilton County Administration Building 207 N. E. 1 Street, Jasper,

Florida. Elder Options reserves the right to reject any and all proposals. Correspondence concerning this Request for Proposals should be addressed to: Mr. David Huckabee, Director of Program Operations Elder Options, 5700 S. W. 34 Street, Suite 222, Gainesville, Florida 32608, (352)378-6649.

Title IIIB, IIIC-1, IIIC-2 and IIIE of the Older Americans Act REQUEST FOR PROPOSALS Competitive sealed proposals will be received by the Mid-Florida Area Agency on Aging dba Elder Options until 4:00 p.m., October 8, 2008, for the designation of the provider of services under Titles IIIB, IIIC-1, IIIC-2, and IIIE of the Older Americans Act, including the provision of an array of home and community based services to frail older persons residing in Hamilton County. The proposal package and application instructions may be obtained from Elder Options offices on August 15, 2008 or thereafter. Elder Options' office is located at 5700 S. W. 34 Street, Ste. 22, Gainesville, FL. A bidders conference will be conducted concerning this Request for Proposals at 2:00 p.m., August 22, 2008. Interested parties are encouraged to attend the bidders conference at the following location: Hamilton County Administration Building, 207 N. E. 1 Street, Jasper, Florida. Elder Options reserves the right to reject any and all proposals. Correspondence concerning this Request for Proposals should be addressed to: Mr. David Huckabee, Director of Program Operations Elder Options, 5700 S. W. 34 Street, Suite 222, Gainesville, Florida 32608, (352)378-6649.

EARLY LEARNING COALITION OF PALM BEACH COUNTY, INC.

INVITATION TO NEGOTIATE

COMPETITIVE SEALED REPLIES will be accepted by the Early Learning Coalition of Palm Beach County, Inc., for Quality Support Services. The Invitation to Negotiate (ITN), released on Friday, August 8, 2008, can be obtained from the Coalition's website address which is shown below, the State of Florida Vendor Bid System at http://vbs.dms.state.fl.us/vbs/main_menu or by contacting: Vivian Blackmon-Taylor, Director of Early Care and Education at the address and/or phone number listed below. Notices of Intent to Submit a Reply must be received by the Coalition no later than 5:00 p.m., Thursday, August 21, 2008, by fax, mail, e-mail or in person at the contact information for Vivian Blackmon-Taylor shown below. Thereafter, sealed replies will be received until 10:00 a.m. (EDT), Monday, September 15, 2008, 2300 High Ridge Road, Boynton Beach, Florida 33426. ITN specifications are available on the Coalition's website: www.elcpalmbeach.org or by contacting: Vivian Blackmon-Taylor at the address indicated above, by phone at (561)214-7423, by Fax (561)214-7450 or by e-mail at vivian.blackmon-taylor@elcpalmbeach.org. Reference Solicitation Number ELCPCB 2009-1.

FLORIDA SHERIFFS ASSOCIATION

BID ANNOUNCEMENT

BID NUMBER: 08-16-0908
BID TITLE: PURSUIT, ADMINISTRATIVE NON-PURSUIT, UTILITY VEHICLES, TRUCKS & VANS, & OTHER FLEET EQUIPMENT
ADVERTISEMENT DATES: AUGUST 1, 2008 and AUGUST 8, 2008
PRE-BID CONFERENCE: AUGUST 14, 2008, 8:30 a.m.
PRE-BID CONFERENCE TO BE HELD AT: MARION COUNTY SHERIFF'S OFFICE
 JAIL MULTI-PURPOSE ROOM
 692 N. W. 30TH AVENUE
 OCALA, FL 34475-5608
REPLIES DUE: SEPTEMBER 8, 2008, 12:00 NOON
BID OPENING TO BE HELD AT: FLORIDA SHERIFF'S ASSOCIATION
 COOPERATIVE BID
 COORDINATOR'S OFFICE
 TEMPORARY LOCATION:
 1983 CENTRE POINTE BLVD.,
 SUITE 101 (32308)
 P. O. BOX 12519
 TALLAHASSEE, FL 32317-2519

BIDS MUST BE SUBMITTED ELECTRONICALLY THROUGH THE FLORIDA SHERIFFS ASSOCIATION'S VEHICLE BID AWARD SYSTEM. SOLICITATION DOCUMENTS AND SPECIFICATIONS CAN BE ACCESSED THROUGH [HTTP://VEBA.FLSHERIFFS.ORG](http://VEBA.FLSHERIFFS.ORG). VENDORS WHO WISH TO PARTICIPATE IN THIS INVITATION TO BID MUST CONTACT LYNN MEEK WITH THE FLORIDA SHERIFFS ASSOCIATION AT LMEEK@FLSHERIFFS.ORG OR (850)877-2165. YOU WILL BE REQUIRED TO HAVE A USER NAME AND GENERIC PASSWORD BEFORE YOU CAN LOG ON TO THE VEBA SITE.

**Section XII
 Miscellaneous**

DEPARTMENT OF STATE

**State Aid to Libraries Grant Guidelines
 and Applications Available**

Grant applications and guidelines are available for the State Aid to Libraries Grant, administered by the Florida Department of State, State Library and Archives of Florida. Grant guidelines and application packets for State Aid to Libraries grants are available on the State Library and

Archives' Web page at <http://dhis.dos.state.fl.us/bld/grants/forms/Stateaidforms.html>. The guidelines and application packet may also be requested by mail from: Grants Office, State Library and Archives of Florida, R. A. Gray Building, M.S. 9-D, 500 South Bronough Street, Tallahassee, FL 32399-0250, (850)245-6620, Fax (850)245-6643.

The completed application must be mailed to the address indicated above and postmarked on or before the October 1, 2008 application date.

DEPARTMENT OF EDUCATION

The Department of Education received a Petition to Challenge Proposed Rules (as listed below) in the case of: Center for Education Advocacy, Inc., Rosemary N. Palmer, and Donna Lorman vs. State Board of Education and Department of Education, DOAH Case No. 08-3496RP. The Petitioners requested an administrative determination as to whether Rules 6A-6.03028, 6A-6.0331, 6A-6.03311, 6A-6.03312 and 6A-6.03411, F.A.C., as published by the Florida Department of Education in the Florida Administrative Weekly on May 23, 2008, Vol. 34, No. 21, and as corrected May 30, 2008, Vol. 34, No. 22 are an invalid exercise of delegated legislative authority.

A copy of the Petition is available by contacting: Lynn Abbott, Agency Clerk, Department of Education at lynn.abbott@fldoe.org.

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE OF INTENT TO FIND PUBLIC SCHOOLS INTERLOCAL AGREEMENT CONSISTENT WITH SECTION 163.3177(2) AND (3), FLORIDA STATUTES DCA DOCKET NO. 53-01

The Department gives notice of its intent to find the Public Schools Interlocal Agreement ("Agreement") executed between the Polk County School Board and each of the following local governments: Cities of Davenport, Fort Meade, Mulberry, Polk City, pursuant to Section 163.3177, F.S., to be consistent with the minimum requirements of Sections 163.3177(2) and (3), F.S.

The Agreement is available for public inspection Monday through Friday, except for legal holidays, during normal business hours, at the Central Florida Regional Planning Council, 555 East Church Street, Bartow, Florida 33830.

Any affected person, as defined in Section 163.3177(3)(b), F.S., has a right to petition for an administrative hearing to challenge the proposed agency determination that the Agreement is consistent with the minimum requirements of Section 163.3177(2), F.S. The petition must be filed within twenty-one (21) days after publication of this notice in the Florida Administrative Weekly, and must include all of the information and contents described in Uniform Rule 28-106.201, F.A.C. The petition must be filed

with the Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, and a copy mailed or delivered to Hillsborough County School Board, City of Tampa. Failure to timely file a petition shall constitute a waiver of any right to request an administrative proceeding as a petitioner under Sections 120.569 and 120.57, F.S. If a petition is filed, the purpose of the administrative hearing will be to present evidence and testimony and forward a recommended order to the Department. If no petition is filed, this Notice of Intent shall become final agency action.

If a petition is filed, other affected persons may petition for leave to intervene in the proceeding. A petition for intervention must be filed at least twenty (20) days before the final hearing and must include all of the information and contents described in Uniform Rule 28-106.205, F.A.C. A petition for leave to intervene shall be filed at the Division of Administrative Hearings, Department of Management Services, 1230 Apalachee Parkway, Tallahassee, Florida 32399-1550. Failure to petition to intervene within the allowed time frame constitutes a waiver of any right such a person has to request a hearing under Sections 120.569 and 120.57, F.S., or to participate in the administrative hearing.

If a formal or informal proceeding is commenced as described above, any party to that proceeding may suggest mediation under Section 120.573, F.S. Mediation is not available as of right, and will not occur unless all parties agree to participate in the mediation. Choosing mediation does not affect the right to an administrative hearing.

Mike McDaniel, Chief
Office of Comprehensive Planning
2555 Shumard Oak Boulevard
Tallahassee, Florida 32399-2100

NOTICE OF INTENT TO FIND PUBLIC SCHOOLS INTERLOCAL AGREEMENT CONSISTENT WITH SECTION 163.3177(2) AND (3), FLORIDA STATUTES DCA DOCKET NO. 60-01

The Department gives notice of its intent to find the Public Schools Interlocal Agreement ("Agreement") entered into by Sumter County, Bushnell, Center Hill, Coleman, Webster, Wildwood and the Sumter County School Board, pursuant to Section 163.3177, F.S., to be consistent with the minimum requirements of Sections 163.3177(2) and (3), F.S.

The Agreement is available for public inspection Monday through Friday, except for legal holidays, during normal business hours, at the Sumter County, Planning and Development, 910 North Main Street, Suite 301, Bushnell, Florida 33513.

Any affected person, as defined in Section 163.3177(3)(b), F.S., has a right to petition for an administrative hearing to challenge the proposed agency

determination that the Agreement is consistent with the minimum requirements of Section 163.31777(2) and (3), F.S. The petition must be filed within twenty-one (21) days after publication of this notice in the Florida Administrative Weekly, and must include all of the information and contents described in Uniform Rule 28-106.201, F.A.C. The petition must be filed with: Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, and a copy mailed or delivered to Sumter County, Bushnell, Center Hill, Coleman, Webster, Wildwood and the Sumter County School Board. Failure to timely file a petition shall constitute a waiver of any right to request an administrative proceeding as a petitioner under Sections 120.569 and 120.57, F.S. If a petition is filed, the purpose of the administrative hearing will be to present evidence and testimony and forward a recommended order to the Department. If no petition is filed, this Notice of Intent shall become final agency action.

If a petition is filed, other affected persons may petition for leave to intervene in the proceeding. A petition for intervention must be filed at least twenty (20) days before the final hearing and must include all of the information and contents described in Uniform Rule 28-106.205, F.A.C. A petition for leave to intervene shall be filed at: Division of Administrative Hearings, Department of Management Services, 1230 Apalachee Parkway, Tallahassee, Florida 32399-3060. Failure to petition to intervene within the allowed time frame constitutes a waiver of any right such a person has to request a hearing under Sections 120.569 and 120.57, F.S., or to participate in the administrative hearing.

If a formal or informal proceeding is commenced as described above, any party to that proceeding may suggest mediation under Section 120.573, F.S. Mediation is not available as of right, and will not occur unless all parties agree to participate in the mediation. Choosing mediation does not affect the right to an administrative hearing.

Mike McDaniel, Chief
Office of Comprehensive Planning
2555 Shumard Oak Boulevard
Tallahassee, Florida 32399-2100

NOTICE OF INTENT TO FIND PUBLIC SCHOOLS
INTERLOCAL AGREEMENT CONSISTENT WITH
SECTION 163.31777(2) AND (3), FLORIDA STATUTES
DCA DOCKET NO. 29-03

The Department gives notice of its intent to find the Public Schools Interlocal Agreement (“Agreement”) executed between the Hillsborough County School Board and each of the following local governments: City of Tampa, pursuant to Section 163.31777, F.S., to be consistent with the minimum requirements of Sections 163.31777(2) and (3), F.S.

The Agreement is available for public inspection Monday through Friday, except for legal holidays, during normal business hours, at: Hillsborough County, 601 East Kennedy, 18th Floor, Tampa, Florida 33601.

Any affected person, as defined in Section 163.31777(3)(b), F.S., has a right to petition for an administrative hearing to challenge the proposed agency determination that the Agreement is consistent with the minimum requirements of Section 163.31777(2), F.S. The petition must be filed within twenty-one (21) days after publication of this notice in the Florida Administrative Weekly, and must include all of the information and contents described in Uniform Rule 28-106.201, F.A.C. The petition must be filed with the Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, and a copy mailed or delivered to Hillsborough County School Board, City of Tampa. Failure to timely file a petition shall constitute a waiver of any right to request an administrative proceeding as a petitioner under Sections 120.569 and 120.57, F.S. If a petition is filed, the purpose of the administrative hearing will be to present evidence and testimony and forward a recommended order to the Department. If no petition is filed, this Notice of Intent shall become final agency action.

If a petition is filed, other affected persons may petition for leave to intervene in the proceeding. A petition for intervention must be filed at least twenty (20) days before the final hearing and must include all of the information and contents described in Uniform Rule 28-106.205, F.A.C. A petition for leave to intervene shall be filed at: Division of Administrative Hearings, Department of Management Services, 1230 Apalachee Parkway, Tallahassee, Florida 32399-1550. Failure to petition to intervene within the allowed time frame constitutes a waiver of any right such a person has to request a hearing under Sections 120.569 and 120.57, F.S., or to participate in the administrative hearing.

If a formal or informal proceeding is commenced as described above, any party to that proceeding may suggest mediation under Section 120.573, F.S. Mediation is not available as of right, and will not occur unless all parties agree to participate in the mediation. Choosing mediation does not affect the right to an administrative hearing.

Mike McDaniel, Chief
Office of Comprehensive Planning
2555 Shumard Oak Boulevard
Tallahassee, Florida 32399-2100

Final Order No.: DCA 08-OR-213

In re: LAND DEVELOPMENT
REGULATIONS ADOPTED BY
CITY OF KEY WEST
ORDINANCE NO. 08-05

FINAL ORDER

The Department of Community Affairs (the "Department") hereby issues its Final Order, pursuant to Section 380.05(6) and (11), Florida Statutes, (2007), approving a land development regulation adopted by a local government within the City of Key West Area of Critical State Concern as set forth below.

FINDINGS OF FACT

1. The City of Key West is a designated area of critical state concern.
2. On June 23, 2008 the Department received for review City of Key West Ordinance No. 08-05, which was adopted by the City of Key West City Commission on May 20, 2008, ("Ord. 08-05"). The purpose of Ord. 08-05 is to amend: Chapter 6 "Amusements and Entertainment;" Chapter 18 "Businesses," Sections 18-28 and 18-60; Chapter 30 "Fire Prevention and Protection," Section 30-9; Chapter 54 "Planning and Development," Sections 54-82, 54-124, and 54-160; and provide for the review and determination of certain appeals and variance requests to be administered by the City Commission.
3. Ord. 08-05 is consistent with the City's Comprehensive Plan.

CONCLUSIONS OF LAW

4. The Department is required to approve or reject land development regulations that are adopted by any local government in an area of critical state concern based upon consistency with the Principles for Guiding Development applicable to that area of critical state concern. Section 380.05(6) and 380.05(11), Florida Statutes, (2007).
5. The City of Key West is an Area of Critical State Concern. Section 380.05, Florida Statutes (2007) and Rule 28-36.001, Fla. Admin. Code.
6. "Land development regulations" include local zoning, subdivision, building, and other regulations controlling the development of land. Section 380.031(8), Florida Statutes (2007). The regulations adopted by Ord. 08-05 are land development regulations.
7. All land development regulations enacted, amended, or rescinded within an area of critical state concern must be consistent with the principles for guiding development for the particular area (the "Principles"). Section 380.05(6), Florida Statutes; see Rathkamp v. Department of Community Affairs, 21 F.A.L.R. 1902 (Dec. 4, 1998), aff'd., 740 So. 2d 1209 (Fla. 3d DCA 1999). The

Principles for the City of Key West Area of Critical State Concern are set forth in subsection 28-36.003(1), Florida Administration Code.

8. Ord. 08-05 promotes and furthers the following Principles in subsection 28-36.003(1), F.A.C.:
 - (a) To strengthen local government capabilities for managing land use and development.
 - (h) To protect the public health, safety, welfare and economy of the City of Key West, and the maintenance of Key West as a unique Florida resource.
10. Ord. 08-05 is not inconsistent with the remaining Principles. Ord. 08-05 is consistent with the Principles for Guiding Development as a whole.

WHEREFORE, IT IS ORDERED that Ord. 08-05 is found to be consistent with the Principles for Guiding Development of the City of Key West Area of Critical State Concern, and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is filed as described below.

DONE AND ORDERED in Tallahassee, Florida.

/s/ _____
CHARLES GAUTHIER, AICP
Director, Division of Community Planning
Department of Community Affairs
2555 Shumard Oak Boulevard
Tallahassee, Florida 32399-2100

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY'S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR PETITION REQUESTING AN ADMINISTRATIVE PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT'S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED PURSUANT TO SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA ADMINISTRATIVE CODE. IN AN INFORMAL ADMINISTRATIVE PROCEEDING, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT'S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A

WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, TO CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, TO SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND TO FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

IF YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY CLERK OF THE DEPARTMENT OF COMMUNITY AFFAIRS A WRITTEN PLEADING ENTITLED, "PETITION FOR ADMINISTRATIVE PROCEEDINGS" WITHIN 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY THE AGENCY CLERK, IN THE DEPARTMENT'S OFFICE OF GENERAL COUNSEL, 2555 SHUMARD OAK BOULEVARD, TALLAHASSEE, FLORIDA 32399-2100.

THE PETITION MUST MEET THE FILING REQUIREMENTS IN SUBSECTION 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH SUBSECTION 28-106.201(2), FLORIDA ADMINISTRATIVE CODE.

A PERSON WHO HAS FILED A PETITION MAY REQUEST MEDIATION. A REQUEST FOR MEDIATION MUST INCLUDE THE INFORMATION REQUIRED BY RULE 28-106.402, FLORIDA ADMINISTRATIVE CODE. CHOOSING MEDIATION DOES NOT AFFECT THE RIGHT TO AN ADMINISTRATIVE HEARING.

YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the persons listed below by the method indicated this 29th day of July, 2008.

/s/ _____
 Paula Ford, Agency Clerk

By U.S. Mail:
 The Honorable Morgan McPherson
 Mayor, City of Key West
 P. O. Box 1409
 Key West, Florida 33041

Cheryl Smith
 Clerk to the City Commission
 P. O. Box 1409
 Key West, Florida 33041

Amy Kimball-Murley, AICP
 Planning Director
 City of Key West
 P. O. Box 1409
 Key West, Florida 33041

Larry Erskine
 City Attorney
 P. O. Box 1409
 Key West, FL 33041

By Hand Delivery or Interagency Mail:
 Rebecca Jetton, ACSC Administrator, DCA Tallahassee
 Richard E. Shine, Assistant General Counsel, DCA Tallahassee

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Notice of Publication for a New Point
 Franchise Motor Vehicle Dealer in a County of More
 than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Verucci Motorcycles, LLC, intends to allow the establishment of A Plus Cars d/b/a In Deco, as a dealership for the sale of motorcycles manufactured by Chongqing Lifan Industry Group (CHOL) at 1641 Northwest 27 Avenue, Miami (Dade County), Florida 33125, on or after July 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of A Plus Cars d/b/a In Deco are dealer operator(s): Carlos Vargas, 1641 Northwest 27 Avenue, Miami, Florida 33125 and Frank Vargas, 1641 Northwest 27 Avenue,

Miami, Florida 33125; principal investor(s): Carlos Vargas, 1641 Northwest 27 Avenue, Miami, Florida 33125 and Frank Vargas, 1641 Northwest 27 Avenue, Miami, Florida 33125.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Joyce Haddad, General Manager, Verucci Motorcycles, LLC, 7836 Northwest 46 Street, Miami, Florida 33166.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Lance Powersports, Inc., intends to allow the establishment of Action Powersports, as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 503 Laurel Road East, Nokomis (Sarasota County), Florida 34275, on or after July 17, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Action Powersports are dealer operator(s): William B. Sparkman, 503 Laurel Road East, Nokomis, Florida 34275; principal investor(s): William B. Sparkman, 503 Laurel Road East, Nokomis, Florida 34275.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be

submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Gene Chang, Lance Powersports, Inc., 5200 Ontario Mills Parkway, Suite 100, Ontario, California 91764.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Carter Brothers Manufacturing Co., Inc., intends to allow the establishment of All About Scooters, LLC d/b/a All About Scooters, as a dealership for the sale of motorcycles manufactured by Sanyang Industry Co. Ltd. (SANY) at 2045 North Monroe Street, Tallahassee (Leon County), Florida 32302, on or after July 18, 2008.

The name and address of the dealer operator(s) and principal investor(s) of All About Scooters, LLC d/b/a All About Scooters are dealer operator(s): Susan D. Smith, 756 Rhoden Cove Road, Tallahassee, Florida 32312; principal investor(s): Susan D. Smith 756 Rhoden Cove 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, 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: Jack Mullinax, Carter Brothers Manufacturing Co., Inc., 1871 Highway 231, Brundidge, Alabama 36010.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving

the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Verucci Motorcycles, LLC, intends to allow the establishment of Bad Boys Scooter Bike Shop, LLC, as a dealership for the sale of motorcycles manufactured by Chongqing Lifan Industry Group (CHOL) at 7111 Hardin Avenue, Miami Beach (Dade County), Florida 33141, on or after July 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Bad Boys Scooter Bike Shop, LLC are dealer operator(s): Max Gonzalez, 7111 Hardin Avenue, Miami Beach, Florida 33141; principal investor(s): Max Gonzalez, 7111 Hardin Avenue, Miami Beach, Florida 33141.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Joyce Haddad, General Manager, Verucci Motorcycles, LLC, 7836 Northwest 46 Street, Miami, Florida 33166.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Red Streak Motors, Inc., intends to allow the establishment of CBS Liquidators, LLC d/b/a Desk N More, as a dealership for the sale of motorcycles manufactured by

Shanghai Meitian Motorcycle Co. Ltd. (MEIT) at 4678 South Tamiami Trail, Port Charlotte (Charlotte County), Florida 33980, on or after July 22, 2008.

The name and address of the dealer operator(s) and principal investor(s) of CBS Liquidators, LLC d/b/a Desk N More are dealer operator(s): Chris Sorensen, 4678 South Tamiami Trail, Port Charlotte, Florida 33980; principal investor(s): Chris Sorensen, 4678 South Tamiami Trail, Port Charlotte, Florida 33980.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Bev Fox, President, Red Streak Motors, Inc., 418 Maple Street, Marlborough, Massachusetts 01752.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Red Streak Motors, Inc., intends to allow the establishment of CBS Liquidators, LLC d/b/a Desk N More, as a dealership for the sale of motorcycles manufactured by Shanghai Shenke Motorcycle Co. Ltd. (SHEN) at 4678 South Tamiami Trail, Port Charlotte (Charlotte County), Florida 33980, on or after July 22, 2008.

The name and address of the dealer operator(s) and principal investor(s) of CBS Liquidators, LLC d/b/a Desk N More are dealer operator(s): Chris Sorensen, 4678 South Tamiami Trail, Port Charlotte, Florida 33980; principal investor(s): Chris Sorensen, 4678 South Tamiami Trail, Port Charlotte, Florida 33980.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Bev Fox, President, Red Streak Motors, Inc., 418 Maple Street, Marlborough, Massachusetts 01752.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Zongshen, Inc., intends to allow the establishment of Central Auto Brokers, Inc., as a dealership for the sale of motorcycles manufactured by Zongshen Industrial Group (ZONG) at 4065 54th Avenue, North, St. Petersburg (Pinellas County), Florida 33714, on or after September 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Central Auto Brokers, Inc. are dealer operator(s): Michael Binns, 4065 54th Avenue, North, St. Petersburg, Florida 33714; principal investor(s): Michael Binns, 4065 54th Avenue, North, St. Petersburg, Florida 33714.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Rose Perez, Zongshen, Inc., 3511 Northwest 113th Court, Miami, Florida 33178.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that JH Global Services, Inc., intends to allow the establishment of Classy Cycles, Inc., as a dealership for the sale of Star Neighborhood Electric Vehicles (STAR) at 13416 Front Beach Road, Panama City (Bay County), Florida 32407, on or after July 22, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Classy Cycles, Inc. are dealer operator(s): Rick Roof, 13416 Front Beach Road, Panama City, Florida 32407; principal investor(s): Colleen Swab, 13416 Front Beach Road, Panama City, Florida 32407.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Jane Zhang, CEO, JH Global Services, Inc., 52 Pelham Davis Circle, Greenville, South Carolina 29615.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Lambretta International, LLC, intends to allow the establishment of Cycles & More, Inc., as a dealership for the

sale of motorcycles manufactured by HerChee Industrial Co. Ltd. (HERH) at 5797 South Ridgewood Avenue, Port Orange (Volusia County), Florida 32127, on or after July 18, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Cycles & More, Inc. are dealer operator(s): Jeanne Ciriello, 5797 South Ridgewood Avenue, Port Orange, Florida 32127; principal investor(s): Jeanne Ciriello, 5797 South Ridgewood Avenue, Port Orange, Florida 32127.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Caroline Khurana, Lambretta International, LLC, 14339 Lake City Way Northeast, Seattle, Washington 98125.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Tom Fay, Vice President, MotoFino USA, Inc., 2167 Gordon Highway, Augusta, Georgia 30909.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Piaggio Group Americas, Inc., intends to allow the establishment of Gator North, Inc. d/b/a Gator Harley-Davidson, as a dealership for the sale of Piaggio motorcycles (PIAG) at 1745 US Highway 441, Leesburg (Lake County), Florida 34748, on or after July 18, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Gator North, Inc. d/b/a Gator Harley-Davidson are dealer operator(s): John Malik, Sr., 1745 U.S. Highway 441, Leesburg, Florida 34748 and John Malik, Jr., 1745 U.S. Highway 441, Leesburg, Florida 34748; principal investor(s): John Malik, Sr., 1745 U.S. Highway 441, Leesburg, Florida 34748.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that MotoFino USA, Inc., intends to allow the establishment of Dorsch, Inc. d/b/a Fun Bike Center Motorsports, as a dealership for the sale of motorcycles manufactured by MotoFino USA, Inc. (MOTF) at 1845 East Memorial Boulevard, Lakeland (Polk County), Florida 33801, on or after July 22, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Dorsch, Inc. d/b/a Fun Bike Center Motorsports are dealer operator(s): Daniel J. Dorsch, 1845 East Memorial Boulevard, Lakeland, Florida 33801; principal investor(s): Daniel J. Dorsch, 1845 East Memorial Boulevard, Lakeland, Florida 33801.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

A copy of such petition or complaint must also be sent by U.S. Mail to: Angellina Fraser-Lubin, Piaggio Group Americas, Inc., 140 East 45th Street, 17th Floor, New York, New York 10017.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Piaggio Group Americas, Inc., intends to allow the establishment of Gator North, Inc. d/b/a Gator Harley-Davidson, as a dealership for the sale of Vespa motorcycles (VESP) at 1745 US Highway 441, Leesburg (Lake County), Florida 34748, on or after July 18, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Gator North, Inc. d/b/a Gator Harley-Davidson are dealer operator(s): John Malik, Sr., 1745 U.S. Highway 441, Leesburg, Florida 34748 and John Malik, Jr., 1745 U.S. Highway 441, Leesburg, Florida 34748; principal investor(s): John Malik, Sr., 1745 U.S. Highway 441, Leesburg, Florida 34748.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Angellina Fraser-Lubin, Piaggio Group Americas, Inc., 140 East 45th Street, 17th Floor, New York, New York 10017.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that X-Power Motorsports, intends to allow the establishment of Gold Mark Enterprises, as a dealership for the sale of motorcycles manufactured by Jiangsu Linhai Power Machinery Group (LINH) at 7006 South Tamiami Trail, Sarasota (Sarasota County), Florida 34231, on or after July 28, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Gold Mark Enterprises are dealer operator(s): Ron Newmark, 7443 Shauna Court, Sarasota, Florida 34231; principal investor(s): Ron Newmark, 7443 Shauna Court, Sarasota, Florida 34231.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Ronald Ho, President, X-Power Motorsports, 225 Horizon Drive, Suwanee, Georgia 30024.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Moto Dealer Import, LLC, intends to allow the establishment of Country Comfort, Inc. d/b/a Lakeland Motorcycle & ATV, as a dealership for the sale of motorcycles manufactured by Shanghai JMSTAR Motorcycle Co. Ltd. (JMST) at 3705 U.S. Highway 98 South, Suite 1, Lakeland (Polk County), Florida 33812, on or after July 25, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Country Comfort, Inc. d/b/a Lakeland Motorcycle & ATV are dealer operator(s): Mike Highsmith,

3705 U.S. Highway 98 South, Suite 1, Lakeland, Florida 33812; principal investor(s): Mike Highsmith, 3705 U.S. Highway 98 South, Suite 1, Lakeland, Florida 33812.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Jack Lin, President, Moto Dealer Import, LLC, 4998-B, South Royal Atlanta Drive, Tucker, Georgia 30084.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Michael Yuen, Vice President, Kinroad, LP, 1135 West Trinity Mills, Suite 100, Carrollton, Texas 75006.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that MVP Enterprises, Inc., intends to allow the establishment of Mad Dog Scooters, Inc. d/b/a Mad Dog Motorsports, as a dealership for the sale of motorcycles manufactured by Guangzhou Panyu Huanan Motors Industry Co. Ltd. (GUNG) at 4400 10th Avenue North, Lake Worth (Palm Beach County), Florida 33461, on or after August 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Mad Dog Scooters, Inc. d/b/a Mad Dog Motorsports are dealer operator(s): Sal Napoli, 4400 10th Avenue North, Lake Worth, Florida 33461; principal investor(s): Sal Napoli, 4400 10th Avenue North, Lake Worth, Florida 33461.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Marlow L. Miller III, MVP Enterprises, Inc., 501 Davis Road, Elgin, Illinois 60123.

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

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, notice is given that Kinroad, LP, intends to allow the establishment of M & S Scooters, LLC, as a dealership for the sale of motorcycles manufactured by Kinroad Xintian Motorcycle Manufacturing Co. Ltd. (KNRD) at 14673 US 301 South, Starke (Bradford County), Florida 32091, on or after July 23, 2008.

The name and address of the dealer operator(s) and principal investor(s) of M & S Scooters, LLC are dealer operator(s): Mahmoud Montaser, 14673 U.S. 301 South, Starke, Florida 32091; principal investor(s): Mahmoud Montaser, 14673 U.S. 301 South, Starke, Florida 32091.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License

the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that SunL Group, Inc., intends to allow the establishment of Mod 1 Motorsports, Inc., as a dealership for the sale of motorcycles manufactured by Astronautical Bashan Motorcycle Manufacture Co. Ltd. (BASH) at 5050 Seminole Boulevard, Seminole (Pinellas County), Florida 33708, on or after July 23, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Mod 1 Motorsports, Inc. are dealer operator(s): James Quin, 5050 Seminole Boulevard, Seminole, Florida 33708; principal investor(s): James Quin, 5050 Seminole Boulevard, Seminole, Florida 33708.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Mei Zhou, President, SunL Group, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that SunL Group, Inc., intends to allow the establishment of Mod 1 Motorsports, Inc., as a dealership for the sale of motorcycles manufactured by Chuanl Motorcycle

Manufacturing Co. Ltd. (CHUA) at 5050 Seminole Boulevard, Seminole (Pinellas County), Florida 33708, on or after July 23, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Mod 1 Motorsports, Inc. are dealer operator(s): James Quin, 5050 Seminole Boulevard, Seminole, Florida 33708; principal investor(s): James Quin, 5050 Seminole Boulevard, Seminole, Florida 33708.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Mei Zhou, President, SunL Group, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that SunL Group, Inc., intends to allow the establishment of Mod 1 Motorsports, Inc., as a dealership for the sale of motorcycles manufactured by Shanghai JMSTAR Motorcycle Manufacture Co. Ltd. (JMST) at 5050 Seminole Boulevard, Seminole (Pinellas County), Florida 33708, on or after July 23, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Mod 1 Motorsports, Inc. are dealer operator(s): James Quin, 5050 Seminole Boulevard, Seminole, Florida 33708; principal investor(s): James Quin, 5050 Seminole Boulevard, Seminole, Florida 33708.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

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A copy of such petition or complaint must also be sent by U.S. Mail to: Mei Zhou, President, SunL Group, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that SunL Group, Inc., intends to allow the establishment of Mod 1 Motorsports, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Kangdi Vehicles Co. Ltd. (KANG) at 5050 Seminole Boulevard, Seminole (Pinellas County), Florida 33708, on or after July 23, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Mod 1 Motorsports, Inc. are dealer operator(s): James Quin, 5050 Seminole Boulevard, Seminole, Florida 33708; principal investor(s): James Quin, 5050 Seminole Boulevard, Seminole, Florida 33708.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

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A copy of such petition or complaint must also be sent by U.S. Mail to: Mei Zhou, President, SunL Group, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that SunL Group, Inc., intends to allow the establishment of Mod 1 Motorsports, Inc., as a dealership for the sale of motorcycles manufactured by Shanghai Meitian Motorcycle Co. Ltd. (MEIT) at 5050 Seminole Boulevard, Seminole (Pinellas County), Florida 33708, on or after July 23, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Mod 1 Motorsports, Inc. are dealer operator(s): James Quin, 5050 Seminole Boulevard, Seminole, Florida 33708; principal investor(s): James Quin, 5050 Seminole Boulevard, Seminole, Florida 33708.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

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A copy of such petition or complaint must also be sent by U.S. Mail to: Mei Zhou, President, SunL Group, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that SunL Group, Inc., intends to allow the establishment of Mod 1 Motorsports, Inc., as a dealership for the sale of

motorcycles manufactured by Zhejiang Mengdeli Electric Co. Ltd. (MENG) at 5050 Seminole Boulevard, Seminole (Pinellas County), Florida 33708, on or after July 23, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Mod 1 Motorsports, Inc. are dealer operator(s): James Quin, 5050 Seminole Boulevard, Seminole, Florida 33708; principal investor(s): James Quin, 5050 Seminole Boulevard, Seminole, Florida 33708.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Mei Zhou, President, SunL Group, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that SunL Group, Inc., intends to allow the establishment of Mod 1 Motorsports, Inc., as a dealership for the sale of motorcycles manufactured by China Qingqi Group Co. Ltd. (QING) at 5050 Seminole Boulevard, Seminole (Pinellas County), Florida 33708, on or after July 23, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Mod 1 Motorsports, Inc. are dealer operator(s): James Quin, 5050 Seminole Boulevard, Seminole, Florida 33708; principal investor(s): James Quin, 5050 Seminole Boulevard, Seminole, Florida 33708.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Mei Zhou, President, SunL Group, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that SunL Group, Inc., intends to allow the establishment of Mod 1 Motorsports, Inc., as a dealership for the sale of motorcycles manufactured by Shanghai Shenke Motorcycle Co. Ltd. (SHEN) at 5050 Seminole Boulevard, Seminole (Pinellas County), Florida 33708, on or after July 23, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Mod 1 Motorsports, Inc. are dealer operator(s): James Quin, 5050 Seminole Boulevard, Seminole, Florida 33708; principal investor(s): James Quin, 5050 Seminole Boulevard, Seminole, Florida 33708.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Mei Zhou, President, SunL Group, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving

the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that JMSTAR Powersports, Inc., intends to allow the establishment of Mopeds and More, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Xingyue Vehicle Co. Ltd. (ZXYV) at 1802 North Woodland Boulevard, Deland (Volusia County), Florida 32720, on or after July 28, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Mopeds and More, Inc. are dealer operator(s): Brian Martin, 1802 North Woodland Boulevard, Deland, Florida 32720; principal investor(s): Brian Martin, 1802 North Woodland Boulevard, Deland, Florida 32720.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Yenong Xie, President, JMSTAR Powersports, Inc., 1479 Sunset Way, Weston, Florida 33327.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that JMSTAR Powersports, Inc., intends to allow the establishment of Mopeds and More, Inc., as a dealership for the sale of motorcycles manufactured by Shanghai Honling Motorcycle Corp. (HONL) at 6191 South Pine Avenue, Ocala (Marion County), Florida 34480, on or after July 28, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Mopeds and More, Inc. are dealer operator(s): Brian Martin, 6191 South Pine Avenue, Ocala, Florida 34480; principal investor(s): Brian Martin, 6191 South Pine Avenue, Ocala, Florida 34480.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Yenong Xie, President, JMSTAR Powersports, Inc., 1479 Sunset Way, Weston, Florida 33327.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that JMSTAR Powersports, Inc., intends to allow the establishment of Mopeds and More, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Xingyue Vehicle Co. Ltd. (ZXYV) at 6191 South Pine Avenue, Ocala (Marion County), Florida 34480, on or after July 28, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Mopeds and More, Inc. are dealer operator(s): Brian Martin, 6191 South Pine Avenue, Ocala, Florida 34480; principal investor(s): Brian Martin, 6191 South Pine Avenue, Ocala, Florida 34480.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be

submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Yenong Xie, President, JMSTAR Powersports, Inc., 1479 Sunset Way, Weston, Florida 33327.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that JMSTAR Powersports, Inc., intends to allow the establishment of Mopeds and More, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Xingyue Vehicle Co. Ltd. (ZXYV) at 1802 North Woodland Boulevard, Deland (Volusia County), Florida 32720, on or after July 28, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Mopeds and More, Inc. are dealer operator(s): Brian Martin, 1802 North Woodland Boulevard, Deland, Florida 32720; principal investor(s): Brian Martin, 1802 North Woodland Boulevard, Deland, Florida 32720.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Yenong Xie, President, JMSTAR Powersports, Inc., 1479 Sunset Way, Weston, Florida 33327.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving

the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that QLink, L.P., intends to allow the establishment of Motoneca USA Corp., as a dealership for the sale of motorcycles manufactured by Chunfeng Holding Group Co. Ltd. (CFHG) at 2395 Tamiami Trail East, Naples (Collier County), Florida 34112, on or after July 18, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Motoneca USA, Inc. are dealer operator(s): Carlos Facciolo, 2395 Tamiami Trail East, Naples, Florida 34112; principal investor(s): Carlos Facciolo, 2395 Tamiami Trail East, Naples, Florida 34112.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Johnny Tai, Vice President, QLink, L.P., 4055 Corporate Drive, Suite 200, Grapevine, Texas 76051.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that QLink, L.P., intends to allow the establishment of Motoneca USA Corp., as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 2395 Tamiami Trail East, Naples (Collier County), Florida 34112, on or after July 18, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Motoneca USA, Inc. are dealer operator(s): Carlos Facciolo, 2395 Tamiami Trail East, Naples, Florida 34112; principal investor(s): Carlos Facciolo, 2395 Tamiami Trail East, Naples, Florida 34112.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Johnny Tai, Vice President, QLink, L.P., 4055 Corporate Drive, Suite 200, Grapevine, Texas 76051.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Zongshen, Inc., intends to allow the establishment of Moto Neca USA Corp., as a dealership for the sale of motorcycles manufactured by Zongshen Industrial Group (ZONG) at 2395 Tamiami Trail East, Naples (Collier County), Florida 34112, on or after September 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Moto Neca USA Corp. are dealer operator(s): Carlos Facciolo, 2395 Tamiami Trail East, Naples, Florida 34112; principal investor(s): Carlos Facciolo, 2395 Tamiami Trail East, Naples, Florida 34112.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be

submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Rose Perez, Zongshen, Inc., 3511 Northwest 113th Court, Miami, Florida 33178.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Red Streak Motors, Inc., intends to allow the establishment of New Earth Scooters, LLC, as a dealership for the sale of motorcycles manufactured by Shanghai Meitian Motorcycle Co. Ltd. (MEIT) at 825 Southeast Monterey Road, Stuart (Martin County), Florida 34994, on or after July 22, 2008.

The name and address of the dealer operator(s) and principal investor(s) of New Earth Scooters, LLC are dealer operator(s): Bob Szladek, 825 Southeast Monterey Road, Stuart, Florida 34994; principal investor(s): Bob Szladek, 825 Southeast Monterey Road, Stuart, Florida 34994.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, 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: Bev Fox, President, Red Streak Motors, Inc. 418 Maple Street, Marlborough, Massachusetts 01752.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving

the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Power Sports Factory, Inc., intends to allow the establishment of New Earth Scooters, LLC, as a dealership for the sale of motorcycles manufactured by Qiannjiang Motorcycle Group Corp. (QINJ) at 825 Southeast Monterey Road, Suite 1, Stuart (Martin County), Florida 34994, on or after July 28, 2008.

The name and address of the dealer operator(s) and principal investor(s) of New Earth Scooters, LLC are dealer operator(s): Bob Szladek, 825 Monterey Road, Stuart, Florida 34994; principal investor(s): Robert Long, 47 Westgate Drive, Sparta, New Jersey 07871 and Luz Alicea, 47 Westgate Drive, Sparta, New Jersey 07871.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Brett Moorer, Vice President, Power Sports Factory, Inc., 6950 Central Highway, Pennsauken, New Jersey 08109.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Red Streak Motors, Inc., intends to allow the establishment of New Earth Scooters, LLC, as a dealership for the sale of motorcycles manufactured by Shanghai Shenke

Motorcycle Co. (SHEN) at 825 Southeast Monterey Road, Stuart (Martin County), Florida 34994, on or after July 22, 2008.

The name and address of the dealer operator(s) and principal investor(s) of New Earth Scooters, LLC are dealer operator(s): Bob Szladek, 825 Southeast Monterey Road, Stuart, Florida 34994; principal investor(s): Bob Szladek, 825 Southeast Monterey Road, Stuart, Florida 34994.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, 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: Bev Fox, President, Red Streak Motors, Inc., 418 Maple Street, Marlborough, Massachusetts 01752.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Verucci Motorcycles, LLC, intends to allow the establishment of O & P Technologies, Inc. d/b/a Planet Bikes, as a dealership for the sale of motorcycles manufactured by Chongqing Lifan Industry Group (CHOL) at 15160 Southwest 136 Street, Unit #2 and #3, Miami (Dade County), Florida 33196, on or after July 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of O & P Technologies, Inc. d/b/a Planet Bikes are dealer operator(s): Oscar Rodriguez, 15160 Southwest 136 Street, Unit #2 and #3, Miami, Florida 33196; principal investor(s): Oscar Rodriguez, 15160 Southwest 136th Street, Unit #2 and #3, Miami, Florida 33196.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Joyce Haddad, General Manager, Verucci Motorcycles, LLC, 7836 Northwest 46 Street, Miami, Florida 33166.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that X-Power Motorsports, intends to allow the establishment of Putnam City Motors, Inc. d/b/a PC Motors, as a dealership for the sale of motorcycles manufactured by Jiangsu Linhai Power Machinery Group (LINH) at 7033 Beach Boulevard, Jacksonville (Duval County), Florida 32216, on or after July 10, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Putnam City Motors, Inc. d/b/a PC Motors are dealer operator(s): Claudia Biltoc, 7033 Beach Boulevard, Jacksonville, Florida 32216; principal investor(s): Claudia Biltoc, 7033 Beach Boulevard, Jacksonville, Florida 32216.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be

submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Ronald Ho, President, X-Power Motorsports, 225 Horizon Drive, Suwanee, Georgia 30024.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that X-Power Motorsports, intends to allow the establishment of RPM Motorcycles, Inc., as a dealership for the sale of motorcycles manufactured by Jiangsu Linhai Power Machinery Group (LINH) at 518 Southeast 2nd Street, Gainesville (Alachua County), Florida 32601, on or after July 28, 2008.

The name and address of the dealer operator(s) and principal investor(s) of RPM Motorcycles, Inc. are dealer operator(s): Mark J. Kradolier, 110 Southeast 7th Avenue, High Springs, Florida 32643; principal investor(s): Mark J. Kradolier, 110 Southeast 7th Avenue, High Springs, Florida 32643.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Ronald Ho, President, X-Power Motorsports, 225 Horizon Drive, Suwanee, Georgia 30024.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Piaggio Group Americas, Inc., intends to allow the establishment of Register Chevrolet Oldsmobile, Inc. d/b/a Register Chevrolet, Inc., as a dealership for the sale of Vespa motorcycles (VESP) at 14240 Cortez Boulevard, Brooksville, (Hernando County), Florida 34613, on or after July 18, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Register Chevrolet Oldsmobile, Inc. d/b/a Register Chevrolet, Inc. are dealer operator(s): Max Register, 14240 Cortez Boulevard, Brooksville, Florida 34613; principal investor(s): Max Register, 14240 Cortez Boulevard, Brooksville, Florida 34613.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Angellina Fraser-Lubin, Piaggio Group Americas, Inc., 140 East 45th Street, 17th Floor, New York, New York 10017.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving

the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Peace Industry Group, Inc., intends to allow the establishment of Ride Green, Inc., as a dealership for the sale of motorcycles manufactured by Astronautical Bashan Motorcycle Manufacture Co. Ltd. (BASH) at 5686 Youngquist Road, Suite 113, Fort Myers (Lee County), Florida 33912, on or after July 31, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Ride Green, Inc. are dealer operator(s): Channcey Solinger, 5621 Harborage Drive, Fort Myers, Florida 33098; principal investor(s): Channcey Solinger, 5621 Harborage Drive, Fort Myers, Florida 33098 and Kyle Lee, 5621 Harborage Drive, Fort Myers, Florida 33098.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Lily Ji, Peace Industry Group, Inc., 6600 B. Jimmy Carter Boulevard, Norcross, Georgia 30071.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Titan Imports, Inc. d/b/a US Titan, Inc., intends to allow the establishment of Scooter Depot, LLC, as a dealership for the sale of motorcycles manufactured by Kaitong Motorcycle Manufacture Co. Ltd. (KAIT) at 250 East Lake Mary Boulevard, Sanford (Seminole County), Florida 32773, on or after July 20, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Scooter Depot, LLC are dealer operator(s): Alan Norris, 250 East Lake Mary Boulevard, Sanford, Florida 32773; principal investor(s): Alan Norris, 250 East Lake Mary Boulevard, Sanford, Florida 32773.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Hongjie Zhang, Titan Imports, Inc. d/b/a US Titan, Inc., 8630 Rochester Avenue, Rancho Cucamonga, California 91730.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that BMS Motorsports, Inc., intends to allow the establishment of Scooter Depot, LLC, as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 250 East Lake Mary Boulevard, Sanford (Seminole County), Florida 32773, on or after July 22, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Scooter Depot, LLC are dealer operator(s): Alan Norris, 250 East Lake Mary Boulevard, Sanford, Florida 32773; principal investor(s): Alan Norris, 250 East Lake Mary Boulevard, Sanford, Florida 32773.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Patrick Kim, President, BMS Motorsports, Inc., 1201 Jellick Avenue, City of Industry, California 91748.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Carter Brothers Manufacturing Co., Inc., intends to allow the establishment of Soarin Scooters, LLC d/b/a Soarin Scooters, as a dealership for the sale of motorcycles manufactured by Sanyang Industry Co. Ltd. (SANY) at 9318 East Colonial Drive, A-4, Orlando (Orange County), Florida 32817, on or after July 21, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Soarin Scoters, LLC d/b/a Soarin Scooters are dealer operator(s): Sam Eppy, 3687 Oakdale Circle 205, Orlando, Florida 32765; principal investor(s): Sam Eppy, 3687 Oakdale Circle 205, Orlando, Florida 32765.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Jack Mullinax, Carter Brothers Manufacturing Co., Inc., 1871 Highway 231, Brundidge, Alabama 36010.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Lance Powersports, Inc., intends to allow the establishment of Sunstate Powersports, LLC, as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 825 Mason Avenue, Daytona Beach (Volusia County), Florida 32117, on or after July 20, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Sunstate Powersports, LLC are dealer operator(s): Siegfried Kientoff, 825 Mason Avenue, Daytona Beach, Florida 32117; principal investor(s): Siegfried Kientoff, 825 Mason Avenue, Daytona Beach, Florida 32117.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License

Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Gene Chang, Lance Powersports, Inc., 5200 Ontario Mills Parkway, Suite 100, Ontario, California 91764.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Verucci Motorcycles, LLC, intends to allow the establishment of Titanic Tools and ATVS, Inc., as a dealership for the sale of motorcycles manufactured by Chongqing Lifan Industry Group (CHOL) at 117 South Montclair Avenue, Brandon (Hillsborough County), Florida 33570, on or after July 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Titanic Tools and ATVS, Inc. are dealer operator(s): Angel Smith, 117 South Montclair Avenue, Brandon, Florida 33570 and Brian Benard, 117 South Montclair Avenue, Brandon, Florida 33570; principal investor(s): Angel Smith, 117 South Montclair Avenue, Brandon, Florida 33570 and Brian Benard, 117 South Montclair Avenue, Brandon, Florida 33570.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Joyce Haddad, General Manager, Verucci Motorcycles, LLC, 7836 Northwest 46 Street, Miami, Florida 33166.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Diablo Performance, LLC, intends to allow the establishment of Travanna Management, Inc. d/b/a KC Cycle Sports, as a dealership for the sale of motorcycles manufactured by Diablo Performance, LLC (DIBL) at 313 Commerce Center Drive, St. Cloud (Osceola County), Florida 34769, on or after August 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Travanna Management, Inc. d/b/a KC Cycle Sports are dealer operator(s): Chad Smith, 313 Commerce Center Drive, St. Cloud, Florida 34769; principal investor(s): Chad Smith, 313 Commerce Center Drive, St. Cloud, Florida 34769.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Mark Evans, Diablo Performance, LLC, 2955 Temple Trail, Winter Park, Florida 32789.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving

the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Lambretta International, LLC, intends to allow the establishment of Wala 2 Corporation d/b/a Scooter Jax , as a dealership for the sale of motorcycles manufactured by HerChee Industrial Co. Ltd.(HERH) at 1636 Hendricks Avenue, Jacksonville (Duval County), Florida 32207, on or after July 18, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Wala 2 Corporation d/b/a Scooter Jax are dealer operator(s): Thomas Bolc, 935 North Grandview Avenue, Daytona Beach, Florida 32118; principal investor(s): Thomas Bolc, 935 North Grandview Avenue, Daytona Beach, Florida 32118.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Caroline Khurana, Lambretta International, LLC, 14339 Lake City Way Northeast, Seattle, Washington 98125.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that X-Power Motorsports, intends to allow the establishment of Westcoast Motorcycles & Watercraft, Inc. d/b/a Westcoast Motorsports, as a dealership for the sale of motorcycles manufactured by Jiangsu Linhai Power Machinery Group (LINH) at 1855 Boy Scout Drive, Fort Myers (Lee County), Florida 33907, on or after July 9, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Westcoast Motorcycles & Watercraft, Inc. d/b/a Westcoast Motorsports are dealer operator(s): Jeffrey Scott Fischer, 12271 Towne Lake Drive, Fort Myers, Florida 33913; principal investor(s): Jeffrey Scott Fischer, 12271 Towne Lake Drive, Fort Myers, Florida 33913.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Ronald Ho, President, X-Power Motorsports, 225 Horizon Drive, Suwanee, Georgia 30024.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that X-Power Motorsports, intends to allow the establishment of Wild Hogs Scooters and Motorsports, LLC, as a dealership for the sale of motorcycles manufactured by

Jiangsu Linhai Power Machinery Group (LINH) at 3311 West Lake Mary Boulevard, Lake Mary (Seminole County), Florida 32746, on or after July 28, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Wild Hogs Scooters and Motorsports, LLC are dealer operator(s): Jason Rupp, 8181 Via Bonita Street, Sanford, Florida 32771; principal investor(s): Jason Rupp, 8181 Via Bonita Street, Sanford, Florida 32771.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Ronald Ho, President, X-Power Motorsports, 225 Horizon Drive, Suwanee, Georgia 30024.

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."

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

FLORIDA STATE CLEARINGHOUSE

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, comments 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

Request for Public Comments on Florida's WIC Program
The WIC Program (the Special Supplemental Nutrition Program for Women, Infants, and Children) is soliciting comments and suggestions about its program and how service delivery can be improved to better meet the clients' needs. WIC is federally funded by the United States Department of Agriculture, and serves low- and moderate-income pregnant, breastfeeding, and postpartum women; infants; and children up to age 5. The program provides a combination of nutritious

foods, nutrition education, breastfeeding support, and referrals for health care. WIC is available in all 67 counties in Florida. If you have any comments or suggestions, please direct them to Cheryl Miller, Department of Health, WIC and Nutrition Services, BIN #A-16, 4052 Bald Cypress Way, Tallahassee, FL 32399-1726, Fax: (850)922-3936. Your feedback is essential and is appreciated before August 22, 2008. In accordance with Federal law and U.S. Department of Agriculture policy, this institution is prohibited from discriminating on the basis of race, color, national origin, sex, age, or disability. To file a complaint of discrimination, write USDA, Director, Office of Civil Rights, 1400 Independence Avenue, S. W., Washington, D.C. 20250-9410 or call 1(800)795-3272 (Voice) or (202)720-6382 (TTY). USDA is an equal opportunity provider and employer.

Section XIII
Index to Rules Filed During Preceding Week

**ARULES FILED BETWEEN July 21, 2008
 and July 25, 2008**

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF STATE

Division of Elections

1S-2.034	7/24/08	8/13/08	34/24	
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REGIONAL PLANNING COUNCILS

Withlacoochee Regional Planning Council

29E-1.004	7/22/08	8/11/08	34/10	
29E-1.005	7/22/08	8/11/08	34/10	
29E-1.006	7/22/08	8/11/08	34/10	34/23
29E-1.007	7/22/08	8/11/08	34/10	
29E-1.008	7/22/08	8/11/08	34/10	
29E-1.009	7/22/08	8/11/08	34/10	
29E-1.010	7/22/08	8/11/08	34/10	
29E-1.011	7/22/08	8/11/08	34/10	
29E-1.0121	7/22/08	8/11/08	34/10	
29E-1.013	7/22/08	8/11/08	34/10	
29E-1.014	7/22/08	8/11/08	34/10	
29E-1.016	7/22/08	8/11/08	34/10	

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

40C-1.003	7/23/08	8/12/08	34/22	
40C-1.010	7/23/08	8/12/08	34/22	
40C-2.101	7/23/08	8/12/08	34/22	

DEPARTMENT OF ELDER AFFAIRS

Administration of Federal Aging Programs

58A-2.002	7/22/08	8/11/08	33/48	
58A-2.003	7/22/08	8/11/08	33/48	34/9
58A-2.005	7/22/08	8/11/08	33/48	34/9
58A-2.010	7/22/08	8/11/08	33/48	34/9
58A-2.012	7/22/08	8/11/08	33/48	34/9
58A-2.014	7/22/08	8/11/08	33/48	
58A-2.0232	7/22/08	8/11/08	33/48	34/9

DEPARTMENT OF MANAGEMENT SERVICES

Agency for Workforce Innovation

60BB-3.011	7/25/08	8/14/08	32/50	33/23
60BB-3.012	7/25/08	8/14/08	32/50	33/23
60BB-3.013	7/25/08	8/14/08	32/50	33/23
60BB-3.015	7/25/08	8/14/08	32/50	33/23
60BB-3.016	7/25/08	8/14/08	32/50	33/23
60BB-3.017	7/25/08	8/14/08	32/50	33/23

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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60BB-3.018	7/25/08	8/14/08	32/50	33/23
60BB-3.019	7/25/08	8/14/08	32/50	33/23
60BB-3.020	7/25/08	8/14/08	32/50	33/23
60BB-3.021	7/25/08	8/14/08	32/50	33/23
60BB-3.022	7/25/08	8/14/08	32/50	33/23
60BB-3.024	7/25/08	8/14/08	32/50	33/23
60BB-3.028	7/25/08	8/14/08	32/50	33/23
60BB-3.029	7/25/08	8/14/08	32/50	33/23

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

61C-1.001	7/23/08	8/12/08	34/20	
61C-1.004	7/23/08	8/12/08	34/20	
61C-3.001	7/23/08	8/12/08	34/20	
61C-4.010	7/23/08	8/12/08	34/20	
61C-4.0161	7/23/08	8/12/08	34/20	
61C-4.023	7/23/08	8/12/08	34/20	

Electrical Contractors' Licensing Board

61G6-10.0015	7/22/08	8/11/08	34/18
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DEPARTMENT OF HEALTH

Board of Clinical Social Work, Marriage and Family

64B4-5.006	7/24/08	8/13/08	34/22	
64B4-6.002	7/24/08	8/13/08	34/22	
64B4-6.0025	7/24/08	8/13/08	34/22	
64B4-6.004	7/24/08	8/13/08	34/22	
64B4-10.003	7/24/08	8/13/08	34/22	

Board of Nursing

64B9-15.005	7/21/08	8/10/08	34/24
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Board of Nursing Home Administrators

64B10-11.011	7/24/08	8/13/08	34/18
64B10-14.004	7/21/08	8/10/08	34/21

Board of Orthotists and Prosthetists

64B14-4.110	7/24/08	8/13/08	34/18
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Board of Athletic Training

64B33-2.001	7/23/08	8/12/08	34/25	
64B33-2.003	7/23/08	8/12/08	34/25	
64B33-3.001	7/23/08	8/12/08	34/25	

Section XIV
List of Rules Affected

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	5C-29.003	34/25		
	5C-29.004	34/25		
	5C-29.005	34/25		
	5C-29.006	34/25		
	5C-29.007	34/25		
	5C-29.008	34/25		
	5E-2.028	34/29		
	5E-4.003	34/32		
	5E-4.0041	34/32		
	5E-9.028	34/17		34/27
	5E-14.102	34/14	34/29	
	5E-14.105	34/14	34/29	
		34/32		
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	5E-14.110			34/14 34/29
	5E-14.111			34/14 34/29
	5E-14.112			34/14 34/29
	5E-14.117			33/7
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1SER08-3			34/26	
1SER08-4			34/29	
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1S-2.034	34/24		34/32	
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4-154.525	29/16	29/25		
4-211.031	27/44			
4-228.055	26/35			
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4A-62.002	29/44	29/46		
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				5H-19.004 34/14 34/27
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Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
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5I-7.002	34/32			6A-7.0422	34/21		34/29
5I-7.003	34/32			6A-7.0424	34/21		34/29
5I-7.004	34/32			6A-10.040	34/20		34/29
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5I-7.006	34/32			6A-20.003	34/29		
5I-7.007	34/32			6A-20.007	34/29		
5I-7.008	34/32			6A-20.012	34/29		
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5I-7.010	34/32			6A-20.019	34/29		
5I-7.011	34/32			6A-20.023	34/29		
5I-7.012	34/32			6A-20.027	34/29		
5I-7.013	34/32			6A-20.038	34/29		
5I-7.014	34/32			6A-22.001	34/20		
5L-1.003	34/21		34/30	6A-22.002	34/20		
5L-1.007	34/21		34/30	6A-22.003	34/20		
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5L-1.008	34/21		34/30	6A-22.006	34/20		
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5M-9.005	34/31			6B-4.010	33/10		
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6A-1.0071	34/29			6L-1.006	28/12		
6A-1.0453	34/29			6L-1.007	28/12		
6A-1.0551	34/29			6L-1.008	28/12		
6A-1.06421	33/45			6L-1.009	28/12		
6A-1.087	34/29			6L-1.010	28/12		
6A-1.09401	34/29			6L-1.011	28/12		
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6A-4.0021	34/21		34/29				
6A-4.00821	34/21		34/29				
6A-4.0251	32/3	32/5					
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6A-6.03311	34/21			9B-13.0061	34/15		
6A-6.03312	34/21			9B-65.020	34/27		
6A-6.03314	34/21			9B-65.021	34/27		
6A-6.0333	34/21			9B-65.022	34/27		
6A-6.0334	34/21			9B-65.023	34/27		
6A-6.03411	34/21			9B-65.024	34/27		
6A-6.05271	34/29	34/32		9B-65.025	34/27		
6A-6.0571	34/20		34/29	9J-5	32/32c		

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
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10-11.007	33/32				32/2c		
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11D-8.012	33/50c			14-10.0043	34/32		
11D-8.013	33/50c			14-10.007(2)(b)	34/15c		
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12A-1.043	34/12	34/26		14-40.023	34/25		
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12A-1.056	34/23			14-51.010	34/17		34/25
12A-1.071	33/41			14-51.011	34/17		34/25
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12A-1.097	33/41			14-51.061	34/17		34/25
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12BER08-15			34/26	14-86.001	34/18		
12BER08-16			34/26	14-86.002	34/18		
12BER08-17			34/26	14-86.003	34/18		
12B-6.001	34/20	34/32		14-86.004	34/18		
12B-6.0015	34/20	34/32		14-86.005	34/18		
	34/20			14-86.006	34/18		
12B-6.0021	34/16			14-86.007	34/10		
12B-6.005	34/20	34/32		14-86.008	34/18		
12B-6.0051	34/20			14-90.004	34/17		34/25
12B-6.008	34/20			14-90.0041	34/17		34/25
12DER08-7			34/14	14-90.006	34/17		34/25
12DER08-8			34/14	14-90.007	34/17		34/25
12DER08-9			34/14	14-91.007	33/42		
12DER08-10			34/14	HIGHWAY SAFETY AND MOTOR VEHICLES			
12DER08-11			34/14	15C-7.005	33/8c		
12DER08-12			34/14	15C-16.001	34/18	34/30	
12DER08-13			34/24	15C-16.002	34/18	34/30	
12DER08-18			34/28	15C-16.003	34/18	34/30	
12DER08-19			34/29	15C-16.004	34/18		
12DER08-20			34/31	BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND			
			34/31	18-2.017	33/22		
12DER08-21			34/31	18-2.018	33/22		
12DER08-22			34/31				
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				33-104.203	34/22		34/31
19-8.010	34/27			33-108.101	34/12	34/23	34/30
19-11.002	34/32			33-203.201	34/27		
19-11.004	34/32			33-501.301	34/30		
19-11.006	34/32			33-501.302	34/13		
19-11.007	34/32			33-503.001	34/30		
19-11.008	34/32			33-601.502(1)(d)	34/23c		34/25d
19-11.009	34/32			33-601.502(2)	34/23c		34/25d
19B-4.005	34/13		34/27	33-601.602	34/32		
19B-16.005	34/13		34/27	33-601.733	34/27		
CITRUS				33-602.001	34/9		
				33-602.210		28/19	34/31
20ER08-2			34/27			28/21	34/31
20ER08-3			34/27			32/2	34/31
20ER08-4			34/27		34/17		34/31
20ER08-5			34/27	33-602.220	34/17		34/25
20ER08-6			34/27	33-602.222	34/17		34/25
20-3.002	34/14		34/25	WATER MANAGEMENT DISTRICTS			
PUBLIC SERVICE COMMISSION				40B-1.901	34/3	34/16	34/27
						34/18	34/27
25-56.034	32/32c			40B-3.3020	33/16		
25-56.0341	32/32c			40B-3.3030	33/16		
25-56.0342	32/32c			40B-3.3040	33/16		
25-56.0343	32/32c			40B-4.1140	34/30		
25-56.064	32/32c			40B-4.3020	34/13	34/21	34/27
25-56.078	32/32c			40C-1.003	34/22		34/32
25-56.115	32/32c			40C-1.010	34/22		34/32
EXECUTIVE OFFICE OF THE GOVERNOR				40C-2.091	33/23		
				40C-2.101	34/22		34/32
27M-3.001	34/9	34/26		40C-2.231	33/23		
27M-3.002	34/9	34/26		40C-4.091	34/29		
27M-3.003	34/9	34/18		40D-1.1010	34/21		
		34/26		40D-1.1024	34/21		
REGIONAL PLANNING COUNCILS				40D-1.603	34/21		
				40D-1.659	34/25		
29E-1.004	34/10		34/32	40D-2.091	22/48		
29E-1.005	34/10		34/32		34/21		34/29
29E-1.006	34/10	34/23	34/32		34/21		
29E-1.007	34/10		34/32	40D-2.101	34/21		
29E-1.008	34/10		34/32	40D-2.301	22/48		
29E-1.009	34/10		34/32	40D-2.381	34/21		34/29
29E-1.010	34/10		34/32	40D-2.401	34/21		34/29
29E-1.011	34/10		34/32	40D-3.021	34/25		
29E-1.0121	34/10		34/32	40D-3.037	34/25		
29E-1.013	34/10		34/32	40D-3.038	34/25		
29E-1.014	34/10		34/32	40D-3.101	34/25		
29E-1.016	34/10		34/32	40D-3.301	34/25		
CORRECTIONS				40D-3.411	34/25		
				40D-3.531	34/25		
33-102.201	34/20		34/28	40D-4.021	34/6		
33-104.201	34/22		34/31	40D-4.041	34/6		
				40D-4.051	34/6		

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40D-4.091	22/48			53ER08-45			34/30
	34/9		34/25	53ER08-46			34/30
40D-4.101	34/21			53ER08-47			34/30
40D-40.040	34/21			53ER08-48			34/30
40D-40.112	34/21			53ER08-49			34/32
40E-2.091	34/27			53ER08-50			34/32
40E-8.421	34/27						
40E-20.091	34/27						
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				55-11.002	34/11		
				55-11.003	34/11		
42AA-1.002	34/11		34	55-11.005	34/11		
42AAA-1.002	34/16			55-11.008	34/11		
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49C-1.013	34/29			55-11.011	34/11		
49E-1.001	34/16			55-11.012	34/11		
49E-1.002	34/16			55A-5.012	34/11		
49E-1.003	34/16						
49E-1.004	34/16						
49E-1.005	34/16			58A-1.001	34/21		
49E-1.006	34/16			58A-1.002	34/21		
49E-1.007	34/16			58A-1.003	34/21		
49E-1.008	34/16			58A-1.004	34/21		
49E-1.009	34/16			58A-1.005	34/21		
49E-1.010	34/16			58A-1.0051	34/21		
				58A-1.006	34/21		
				58A-1.007	34/21	34/31	
				58A-1.008	34/21		
				58A-1.009	34/21		34/31w
				58A-1.010	34/21	34/31	
				58A-2.002	33/48		34/32
53ER07-75			34/1	58A-2.003	33/48	34/9	34/32
53ER07-76			34/1	58A-2.005	33/48	34/9	34/32
53ER08-20			34/15			34/25	34/32
53ER08-21			34/15	58A-2.010	33/48	34/9	34/32
53ER08-22			34/15	58A-2.012	33/48	34/9	34/32
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53ER08-26			34/20			34/25	34/32
53ER08-27			34/20	58A-3.2085	33/50c		
53ER08-28			34/20	58A-5.0191	34/13	34/19	34/26
53ER08-29			34/21	58A-5.035	34/13	34/19	34/26
53ER08-30			34/22	58C-1.001	34/21		
53ER08-31			34/22	58C-1.002	34/21		
53ER08-32			34/22	58C-1.003	34/21	34/31	
53ER08-33			34/22	58C-1.004	34/21		34/31w
53ER08-34			34/22	58C-1.005	34/21		
53ER08-35			34/24	58C-1.007	34/21	34/31	
53ER08-36			34/24	58C-1.008	34/21		
53ER08-37			34/24	58C-1.009	34/21		34/31w
53ER08-38			34/26	58D-1.001	34/21		
53ER08-39			34/26	58D-1.002	34/21	34/31	
53ER08-40			34/28	58D-1.003	34/21	34/31	
53ER08-41			34/28	58D-1.004	34/21	34/31	
53ER08-42			34/28	58D-1.005	34/21		
53ER08-43			34/28				
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VETERANS' AFFAIRS

ELDER AFFAIRS

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58D-1.006	34/21	34/31		59G-4.055	34/24		
58D-1.007	34/21			59G-4.070	34/25	34/29	
58D-1.009	34/21		34/31w			34/32	
58G-4.070	33/50c			59G-4.100	34/24		
	33/50c			59G-4.250	34/29		
58H-1.001	34/21			59G-4.320	34/25		
58H-1.002	34/21			59G-6.010	34/11		
58H-1.003	34/21				34/23c		
58H-1.004	34/21			59G-6.020	34/23c		
58H-1.005	34/21			59G-13.080	34/6	34/13	
58H-1.006	34/21			59G-13.081	34/6		
58H-1.007	34/21				34/15c		
58H-1.008	34/21				34/26		
58H-1.009	34/21	34/31		59G-13.082	34/6		
58H-1.010	34/21		34/31w	59G-13.083	34/6	34/13	
AGENCY FOR HEALTH CARE ADMINISTRATION					34/15c		
					34/23c		
59-1	29/35c			59G-13.084	34/6		
59A-3.2085	33/11				34/15c		
	33/39	33/46			34/26		
		34/14		59G-13.091	34/15		34/30
		34/19		59G-20.381	33/36		
59A-4.103	34/20		34/32w	MANAGEMENT SERVICES			
59A-4.106	34/20		34/32w				
59A-4.107	34/20		34/32w	60BB-3.011	32/50	33/23	34/32
59A-4.1075	34/20		34/32w			33/33	34/32
59A-4.108	34/20		34/32w	60BB-3.012	32/50	33/23	34/32
59A-4.109	34/20		34/32w			33/33	34/32
59A-4.110	34/20		34/32w	60BB-3.013	32/50	33/23	34/32
59A-4.112	34/20		34/32w			33/33	34/32
59A-4.118	34/20		34/32w			33/44	34/32
59A-4.122	34/20		34/32w			34/25	34/32
59A-4.123	34/20		34/32w	60BB-3.015	32/50	33/23	34/32
59A-4.1235	34/20		34/32w			33/33	34/32
59A-4.126	34/20		34/32w			33/44	34/32
59A-4.128	34/20		34/32w	60BB-3.016	32/50	33/23	34/32
59A-4.1285	34/20		34/32w			33/33	34/32
59A-4.1288	34/20		34/32w			34/25	34/32
59A-4.1295	34/20		34/32w	60BB-3.017	32/50	33/23	34/32
59A-4.130	34/20		34/32w			33/33	34/32
59A-4.133	34/20		34/32w			34/25	34/32
59A-4.134	34/20		34/32w	60BB-3.018	32/50	33/23	34/32
59A-4.150	34/20		34/32w			33/33	34/32
	34/20		34/32w	60BB-3.019	32/50	33/23	34/32
59A-4.165	34/20		34/32w			33/33	34/32
59A-4.166	34/20		34/32w	60BB-3.020	32/50	33/23	34/32
59A-9.034	34/14	34/20	34/28			33/33	34/32
59C-1.002	33/23			60BB-3.021	32/50	33/23	34/32
	33/36c					33/33	34/32
	33/36c			60BB-3.022	32/50	33/23	34/32
59GER08-1			34/15			33/33	34/32
59GER08-2			34/28	60BB-3.024	32/50	33/23	34/32
59GER08-3			34/28			33/33	34/32
59G-4.002	34/24					33/44	34/32
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60BB-3.028	32/50	33/23	34/32	61A-1.01010	34/3		
		33/33	34/32	61A-1.01011	34/3		
60BB-3.029	32/50	33/23	34/32	61A-1.01012	34/3		
		33/33	34/32	61A-1.01013	34/3		
		33/44	34/32		34/12c		
		34/25	34/32	61A-1.01014	34/3		
60BB-9.121	34/24		34/28w		34/12c		
	34/28			61A-1.01015	34/3		
60FF-1.001	33/52	34/19	34/25		34/12c		
60FF-1.002	33/52	34/19	34/25	61A-1.01018	34/3		
60FF-1.003	33/52	34/19	34/25		34/12c		
60FF-1.004	33/52	34/19	34/25	61A-1.0102	34/4		
60FF-1.005	33/52	34/19	34/25		34/12c		
60FF-1.006	33/52	34/19	34/25	61A-1.01022	34/3		
60FF-1.007	33/52	34/19	34/25	61A-1.01024	34/3		
60FF-1.008	33/52	34/19	34/25		34/12c		
60FF-1.009	33/52	34/19	34/25	61A-1.0103	34/3		
60FF-1.010	33/52	34/19	34/25		34/12c		
60FF-1.011	33/52	34/19	34/25	61A-1.0104	34/3		
60FF-1.012	33/52	34/19	34/25		34/12c		
60FF-1.013	33/52	34/19	34/25	61A-1.0105	34/3		
60FF-1.014	33/52	34/19	34/25	61A-1.0106	34/3		
60FF-2.001	33/52	34/19	34/25		34/12c		
60FF-2.002	33/52	34/19	34/25	61A-1.0107	34/3		
60FF-2.003	33/52	34/19	34/25		34/12c		
60FF-2.004	33/52	34/19	34/25	61A-1.0108	34/3		
60FF-2.005	33/52	34/19	34/25		34/12c		
60FF-2.006	33/52	34/19	34/25	61A-1.0109	34/3		
60FF-2.007	33/52	34/19	34/25		34/12c		
60FF-3.001	33/52	34/19	34/25		34/12c		
60FF-3.002	33/52	34/19	34/25	61A-5.0105	33/29	33/46	
60FF-3.003	33/52	34/19	34/25	61A-5.747	33/29	33/46	
60FF-3.004	33/52	34/19	34/25	61A-10.001	32/3	33/29	
60FF-3.005	33/52	34/19	34/25	61A-10.002	32/3	33/29	
60FF-3.006	33/52	34/19	34/25	61A-10.0021	32/3	33/29	
60FF-3.007	33/52	34/19	34/25			34/24	
60FF-3.008	33/52	34/19	34/25	61A-10.0022	32/3	33/29	
60FF-3.009	33/52	34/19	34/25	61A-10.005	32/3	33/29	
60FF-3.010	33/52	34/19	34/25	61A-10.006	32/3	33/29	
60FF-3.011	33/52	34/19	34/25	61A-10.007	32/3	33/29	
60FF-5.002	34/28			61A-10.008	32/3	33/29	
60FF-5.003	34/28			61A-10.009	32/3	33/29	
60L-35.007	34/2	34/2		61A-10.0091	32/3	33/29	
		34/19		61A-10.010	32/3	33/29	
60S-1.0004(5)(d),(3)	34/25c			61A-10.011	32/3	33/29	
60Y-1	32/2c			61A-10.0111	32/3	33/29	
	32/2c			61A-10.0112	32/3	33/29	
				61A-10.012	32/3	33/29	
				61A-10.013	32/3	33/29	
				61A-10.014	32/3	33/29	
				61A-10.015	32/3	33/29	
				61A-10.016	32/3	33/29	
				61A-10.017	32/3	33/29	
				61A-10.018	32/3	33/29	
				61A-10.0181	33/29	33/29	
				61A-10.020	32/3	33/29	
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61A-1.010	34/3						
	34/12c						
	34/12c						
61A-1.010(1)	33/2c						
61A-1.0101	34/3						
	34/12c						

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61A-10.021	32/3	33/29		61D-11.009	34/11	34/27	
61A-10.026	32/3	33/29		61D-11.011	34/11		
61A-10.027	32/3	33/29		61D-11.012(5)(d)	34/15c		34/25x
61A-10.031	32/3	33/29		61D-11.013	34/11	34/27	
61A-10.050	32/3	33/29		61D-11.014	34/11	34/27	
61A-10.051	32/3	33/29		61D-11.0145	34/11	34/27	
61A-10.052	32/3	33/29		61D-11.0149	34/11		
61A-10.053	32/3	33/29		61D-11.015	34/11		
61A-10.054	32/3	33/29		61D-11.016	34/11	34/27	
61A-10.055	32/3	33/29		61D-11.017	34/11		34/26
61A-10.080	32/3	33/29		61D-11.0175	34/11	34/27	
61A-10.081	32/3	33/29		61D-11.018	34/11	34/27	
		34/24		61D-11.019	34/11	34/27	
61A-10.082	32/3	33/29		61D-11.020	34/11		
		34/24		61D-11.021	34/11		
61A-10.083	32/3	33/29		61D-11.022	34/11		
61A-10.084	32/3	33/29		61D-11.023	34/11		34/26
61A-10.085	32/3	33/29		61D-11.024	34/11		
61B-3.0001	34/32			61D-11.025	34/11	34/27	
61B-3.001	34/32			61D-11.0251	34/11		
61B-3.008	34/32			61D-11.0275	34/11		
61B-5.0022	34/32			61D-11.0279	34/11	34/27	
61B-5.0026	34/32			61D-12.001	34/11	34/17	34/26
61B-5.003	34/32					34/20	34/26
61B-6.001	34/32			61G1-21.003	33/27	33/43	
61B-6.004	34/32			61G1-24.002	33/27	33/43	
61B-6.006	34/32			61G2-2.006	33/47		
61B-6.010	34/32			61G3-16.010	34/29		
61B-7.011	34/32			61G4-12.011	34/27		
61B-9.0011	34/32			61G4-15.001	34/10		
61B-9.003	34/32			61G4-15.028	34/10		
61B-9.032	34/32			61G4-15.029	34/10		
61B-9.036	34/32			61G4-15.032	34/14	34/19	
61B-13.003	34/32			61G4-16.001	34/12		34/25
61B-13.011	34/32			61G4-16.0021	34/22		
61B-13.102	34/32			61G4-21.005	34/7	34/19	
61B-24.006	34/15		34/28			34/27	
	34/32			61G6-5.0061	33/35	34/18	
61B-76.003	34/20		34/30	61G6-5.008	34/18		34/31
61B-76.005	34/20		34/30	61G6-10.0015	34/18		34/32
61C-1.001	34/20		34/32	61G6-10.0065	33/35	34/18	
61C-1.004	34/20		34/32	61G7-10.0014	34/18		34/28
61C-3.001	34/20		34/32	61G7-33.0065	30/16		
61C-4.010	34/20		34/32	61G9-9.001	31/6		
61C-4.0161	34/20		34/32	61G15-19.004	34/32		
61C-4.023	34/20		34/32	61G15-30.001	34/11		
61D-11.001	34/11	34/27		61G15-30.002	34/11		
61D-11.002	34/11			61G15-30.003	34/11		
61D-11.0025	34/11	34/27		61G15-30.007	34/11		
61D-11.003	34/11			61G15-30.009	34/11		
61D-11.004	34/11	34/27		61G15-30.010	34/11		
61D-11.005	34/11			61G15-32.001	34/11		
61D-11.006	34/11	34/27		61G15-32.002	34/11		
61D-11.007	34/11	34/27		61G15-32.003	34/11		
61D-11.008	34/11			61G15-32.008	34/11		

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61G15-33.001	34/11						
61G15-33.002	34/11						
61G15-33.003	34/11			62-160.110	34/26		
61G15-33.004	34/11			62-160.120	34/26		
61G15-33.005	34/11			62-160.210	34/26		
61G15-33.006	34/11			62-160.220	34/26		
61G15-33.007	34/11			62-160.240	34/26		
61G15-33.008	34/11			62-160.300	34/26		
61G15-33.010	34/11			62-160.320	34/26		
61G15-34.001	34/11			62-160.330	34/26		
61G15-34.002	34/11			62-160.340	34/26		
61G15-34.003	34/11			62-160.400	34/26		
61G15-34.007	34/11			62-160.405	34/26		
61G16-5.004	33/11	33/24	34/32w	62-160.650	34/26		
61G17-6.003	34/23			62-160.670	34/26		
61G17-6.004	34/23			62-160.700	34/26		
61G19-7.0015	34/19			62-160.800	34/26		
61G19-7.002	34/19			62-204.200	34/25		
61G19-9.001	34/11	34/19	34/26	62-204.400	34/25		
61H1-22.006	33/46			62-204.800	34/22		34/28
61H1-22.007	33/46				34/25		
61H1-22.008	33/46			62-210.200	34/25		
61H1-27.002	34/32			62-210.300	34/25		
61J1-3.001	28/41	28/43		62-210.310	34/25		
		28/46		62-210.350	34/25		
61J1-3.002	28/41	28/43		62-210.370	34/19		34/26
		28/46		62-210.900	34/19		34/26
61J1-4.005	28/41	28/43			34/25		
61J1-7.004	28/41	28/43		62-212.300	34/25		
61J1-7.005	28/41	28/43		62-212.400	34/25		
		28/46		62-212.720	34/25		
61J1-11.009	32/37			62-213.900	34/25		
61J2-1.011	34/25			62-256.300	34/25		
61J2-1.014	34/25			62-256.700	34/25		
61J2-2.027	34/25			62-257.301	34/25		
61J2-2.029	34/25			62-257.900	34/25		
61J2-3.010	34/25			62-285.420	34/21	34/30	
61J2-5.014	32/14	33/2		62-296.100	34/25		
		33/12		62-296.320	34/25		
		33/36		62-296.470	32/45c		
		34/3			34/25		
61J2-17.012	28/3	28/17		62-296.508	34/25		
61M-1.001	34/20	34/31		62-304.300	34/32		
61M-1.002	34/20	34/31		62-304.305	34/32		
61M-1.003	34/20			62-304.505	34/16	34/23	
61M-1.004	34/20			62-304.510	29/25		
61M-1.005	34/20		34/31w	62-304.810	34/32		
61M-1.006	34/20			62-305.100	34/32		
61M-1.007	34/20	34/31		62-305.200	34/32		
61M-1.008	34/20	34/31		62-305.300	34/32		
				62-305.400	34/32		
				62-305.900	34/32		

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62-520.200	34/26			63E-7.008	34/22		
62-520.300	34/26			63E-7.009	34/22		
62-520.310	34/26			63E-7.010	34/31		
62-520.410	34/26			63E-7.011	34/31		
62-520.420	34/26			63E-7.012	34/22		
62-520.470	34/26			63E-7.013	34/22		
62-520.500	34/26			63E-7.016	34/22		
62-520.510	34/26			63G-1.001	34/25		34/30w
62-520.520	34/26			63G-1.002	34/25		34/30w
62-520.600	34/26			63G-1.003	34/25		34/30w
62-520.700	34/26			63G-1.004	34/25		34/30w
62-520.900	34/26			63G-1.005	34/25		34/30w
62-522.200	34/26			63G-1.006	34/25		34/30w
62-522.300	34/26			63G-1.007	34/25		34/30w
62-522.400	34/26			63G-1.008	34/25		34/30w
62-528.200	34/26			63G-1.009	34/25		34/30w
62-600.120	33/50c		34/25d				
62-730.170	34/6						
62-730.171	34/31						
62-730.182	34/31						
62-730.900	34/31			64-1	30/29c		
62-761.300(1)(a)	34/6c		34/28d	64A-1.205	33/22c		
62B-33.002	34/17		34/28	64A-3.012	33/51		
62B-33.002	33/50c			64A-58.004	33/51		
(18)(43)(60)				64A-58.0081	33/51		
62B-33.005	33/50c			64A-58.0082	33/51		
(1)(a),(1),(2)				64A-60.002	33/51		
62B-33.0051	34/17		34/28	64B-1.005	34/4	34/28	
62B-33.0051	33/50c			64B-1.009	25/39	26/1	
(1)(a),(2)(c)				64B-3.005	34/17		34/25
62B-33.0051	33/50c			64B-9.001	34/21		34/30
(1)(a),(2)(d)				64B-9.002	34/31		
62B-56	34/23c			64B1-7.0015	33/44		
62B-56.010	34/17			64B4-5.006	34/22		34/32
62B-56.020	34/17			64B4-6.002	34/22		34/32
62B-56.030	34/17			64B4-6.0025	34/22		34/32
62B-56.040	34/17			64B4-6.004	34/22		34/32
62B-56.050	34/17			64B4-7.008	34/15		34/28
62B-56.060	34/17			64B4-10.003	34/22		34/32
62B-56.070	34/17			64B5-15.010	27/30		
62B-56.080	34/17			64B7-25.001	33/48	34/19	
62B-56.090	34/17				34/25c		
62B-56.100	34/17			64B7-26.002	33/50		
62B-56.110	34/17			64B8-1.007	34/11		34/25
62B-56.120	34/17			64B8-9.008	34/23c		
62B-56.130	34/17			64B9-2.002	32/19		34/30w
62B-56.140	34/17			64B9-4.002	34/12		
62B-56.150	34/17			64B9-4.015	34/12		34/27
62B-56.160	34/17			64B9-7.001	34/14		
62B-56.900	34/17			64B9-9.015	32/24	32/51	
				64B9-15.005	34/24		34/32
				64B9-15.009	34/18		34/31
				64B9-17.001	33/8c		
				64B9-17.002	33/8c		
				64B10-11.001	34/12		
				64B10-11.011	34/18		34/32
63E-7.001	34/22						
63E-7.002	34/22	34/28					
63E-7.004	34/22						
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64B10-14.004	34/21		34/32	64E-2.002	34/24		34/32w
64B10-16.001	33/34	34/12		64E-2.003	34/24		34/32w
64B10-16.002	34/12			64E-2.018	34/20		34/27
64B11-5.001	34/20		34/30	64E-2.030	34/24		
64B11-5.0065	34/16		34/25	64E-2.0321	34/24		
64B12-8.020	34/15		34/25	64E-14.002	33/29	34/23	
64B12-8.021	34/15		34/25			34/32	
64B12-15.001	34/20		34/30	64E-14.003	33/29	34/23	
64B12-15.003	34/20		34/30			34/32	
64B13-4.001	34/20			64E-14.004	33/29	34/32	
64B13-15.009	34/20		34/28	64E-14.005	33/29		
64B13-18.002	34/18		34/25	64E-14.006	33/29	34/32	
64B14-4.001	34/18			64E-14.007	33/29		
64B14-4.100	34/18			64E-14.009	33/29	34/32	
64B14-4.110	34/18		34/32	64E-14.0095	33/29		
64B15-12.003	33/39			64E-14.010	33/29		
64B15-19.008	34/22		34/30	64E-14.013	33/29		
64B16-26.2031	34/28c			64E-14.015	33/29		
	34/28c			64E-14.016	33/29	33/38	
	34/28c					34/23	
	34/28c					34/32	
	34/28c			64E-14.017	33/29		
	34/28c			64E-14.018	33/29		
	34/28c			64E-14.020	33/29		
	34/28c			64E-14.021	33/29		
	34/28c			64E-14.023	33/29		
	34/28c			64E-14.024	33/29		
64B16-26.600	33/21			64F-12.012	33/31		34/29w
64B16-26.601	33/21			64F-12.018	34/32		
64B16-27.700	30/50	33/45		64H-2.002	34/17		
64B16-28.850	34/18		34/25	64I-6.001	34/10	34/19	34/27
64B17-5.001	34/26			64I-6.002	34/10	34/19	34/27
64B17-8.002	34/26			64V-1.011	34/30		
64B18-17.005	34/32			64V-1.015	34/30		
64B18-23.001	34/32			CHILDREN AND FAMILY SERVICES			
64B18-24.001	34/8	34/28					
64B19-11.006	34/21		34/31	65-1	30/6c		
64B19-12.0075	34/16				30/9c		
64B20-2.003	34/15				30/15c		
64B24-3.018	34/16		34/25		32/2c		
64B32-4.002	34/18		34/30		32/2c		
64B33-2.001	34/25		34/32				
64B33-2.003	34/25		34/32	65A-1.205	34/20	34/31	
64B33-3.001	34/25		34/32	65A-1.301	33/33	34/17	34/25
64D-3.028	34/26			65A-1.400	31/27c		
64D-3.029	34/26			65A-1.601	28/11	28/23	
64D-3.030	34/26					28/31	
64D-3.031	34/26					28/41	
64D-3.040	34/26			65A-1.704	33/33	34/17	34/25
64D-3.041	34/26			65A-1.705	33/33	34/17	34/25
64D-3.046	34/18	34/20	34/30		34/19	34/30	
	34/26		34/29w	65A-1.711	34/19	34/30	
64D-4.002	34/27		34/32w	65A-1.900	34/10	34/23	
64D-4.003	34/27		34/32w	65A-1.900(2)(a)	34/23c		
64D-4.005	34/27		34/32w		34/28c		
64E-2.001	34/24		34/32w	65A-4.208	34/19	34/30	

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65A-4.213	25/32			65C-16.003	34/23		
65A-4.216	25/32			65C-16.004	34/23		
65A-15.005	32/9			65C-16.005	34/23		
65A-15.0095	26/4			65C-16.007	34/23		
65A-15.062	32/9			65C-16.008	32/4		
65B-27.017	32/9				34/23		
65C-5.001	32/29	32/37		65C-16.009	34/23		
65C-5.002	32/29	32/37		65C-16.010	34/23		
65C-5.003	32/29	32/37		65C-16.011	34/23		
65C-5.004	32/29	32/37		65C-16.012	34/23		
65C-5.005	32/29	32/37		65C-16.013	34/23		
65C-5.006	32/29	32/37		65C-16.014	34/23		
65C-5.007	32/29	32/37		65C-16.015	34/23		
65C-5.008	32/29	32/37		65C-16.016	34/23		
65C-5.009	32/29	32/37		65C-16.017	34/23		
65C-5.010	32/29	32/37		65C-16.018	34/23		
65C-5.011	32/29	32/37		65C-21.001	23/20		
65C-15.001	32/48	33/20	34/27w	65C-22.007	29/9		
65C-15.002	32/48	33/20	34/27w	65E-2.003	26/20	26/28	
65C-15.003	32/48	33/20	34/27w	65E-9.001	34/16	34/20	
65C-15.0035	32/48	33/20	34/27w			34/22	
65C-15.004	32/48	33/20	34/27w	65E-9.002	34/16	34/20	
65C-15.005	32/48	33/20	34/27w			34/22	
65C-15.006	32/48		34/27w			34/25	
65C-15.010	32/48	33/20	34/27w			34/30	
65C-15.011	32/48	33/20	34/27w	65E-9.003	34/16	34/20	
65C-15.012	32/48	33/20	34/27w			34/22	
65C-15.013	32/48	33/20	34/27w			34/25	
65C-15.014	32/48	33/20	34/27w			34/30	
65C-15.015	32/48	33/20	34/27w	65E-9.005	34/16	34/20	
65C-15.016	32/48	33/20	34/27w			34/22	
65C-15.017	32/48	33/20	34/27w			34/25	
65C-15.018	32/48	33/20	34/27w			34/30	
65C-15.019	32/48	33/20	34/27w	65E-9.006	34/16	34/20	
65C-15.020	32/48	33/20	34/27w			34/22	
65C-15.021	32/48	33/20	34/27w			34/25	
65C-15.022	32/48		34/27w			34/30	
65C-15.023	32/48		34/27w	65E-9.007	34/16	34/20	
65C-15.024	32/48		34/27w			34/22	
65C-15.025	32/48		34/27w	65E-9.008	34/16	34/20	
65C-15.026	32/48		34/27w			34/22	
65C-15.027	32/48	33/20	34/27w	65E-9.009	34/16	34/20	
65C-15.028	32/48		34/27w	65E-9.011	34/16	34/22	
65C-15.029	32/48	33/20	34/27w			34/25	
65C-15.030	32/48		34/27w			34/30	
65C-15.031	32/48	33/20	34/27w	65E-9.012	34/16	34/22	
65C-15.032	32/48	33/20	34/27w	65E-9.013	34/16	34/22	
65C-15.033	32/48	33/20	34/27w	65G-4.0021	34/13		
65C-15.034	32/48	33/20	34/27w		34/23c		
65C-15.035	32/48		34/27w	65G-4.0022	34/13		
65C-15.036	32/48	33/20	34/27w		34/23c		
65C-15.037	32/48	33/20	34/27w	65G-4.0023	34/13		
65C-15.038	32/48	33/20	34/27w		34/23c		
65C-16.001	34/23			65G-4.0024	34/13		
65C-16.002	34/23				34/23c		

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65G-4.0025	34/13 34/23c			FINANCIAL SERVICES			
65G-8.001	34/8	34/24	34/31	69-1	30/42c		
65G-8.002	34/8	34/24	34/31	69A-62.001	29/44	29/46	
65G-8.003	34/8	34/24	34/31	69A-62.002	29/44	29/46	
65G-8.004	34/8	34/24	34/31	69B-33.005(3)(a)	32/32c		
65G-8.005	34/8	34/24	34/31		32/32c		
65G-8.006	34/8	34/24	34/31	69B-41.002(19)	32/32c		
65G-8.007	34/8	34/24	34/31		32/32c		
65G-8.008	34/8	34/24	34/31	69B-240.001	33/39	34/19	34/30
65G-8.009	34/8	34/24	34/31			34/20	
65G-8.010	34/8	34/24	34/31	69I-20.0011	34/27		
NAVIGATION DISTRICTS				69I-20.0027	34/27		
66B-1.001	31/50			69I-20.0028	34/27		
FLORIDA HOUSING FINANCE CORPORATION				69I-20.0029	34/27		
67-4.032	29/9	29/45		69I-20.031	34/27		
67-18.005	28/42			69I-20.050	34/27		
67-21.003	34/28			69J-2.003	34/15		
67-21.014	24/5			69J-7.004	34/8		
67-21.019	24/46	24/46		69J-7.005	34/8		
67-32.009	24/28			69J-7.006	34/25		
67-48.002	30/39			69J-7.007	34/25		
67-48.004	34/28			69J-123.002	34/25		
FISH AND WILDLIFE CONSERVATION COMMISSION				69K-1.003	34/32		
68-1.003	34/8	34/19	34/27	69L-7.602	31/23		
68A-1.004	34/25c			69L-7.602(5)(q)	32/45c		
68A-6.0022	33/1	33/11		69L-56.530	31/3		
68A-15.063	34/25c			69M-1	29/52c		
68A-17.005	34/25c			69N-121.066	34/22		
68A-24.003	28/17			69O-1	31/37c		
68A-24.004	28/17				31/37c		
68A-24.0055	30/1			69O-125.005	31/6	32/7	
68A-24.006	28/17				31/26		
	30/1				33/26		
68A-24.009	30/1			69O-125.006	33/26		
68B-13.008	27/31	26/13			33/36c		
	34/19		34/28	69O-139.019	33/10		
68B-13.010	34/19		34/28	69O-144.007	34/14	34/26	34/29
68B-23.101	32/18						
68B-23.103	32/18			69O-149.0025	34/22		
68B-23.104	32/18			69O-149.003	34/22		
68B-23.106	32/18				34/22		
68B-23.107	32/18			69O-149.005	34/22		
68B-23.108	32/18				34/22		
68B-23.109	32/18			69O-149.006	34/22		
68B-23.110	32/18			69O-149.007	34/22		
68B-23.112	32/18			69O-149.007	34/22		
68B-39.005	34/19		34/28	69O-149.041	34/25		
68D-16.029	34/8	34/15	34/27	69O-149.205	34/25		
		34/19		69O-149.206	34/25		
				69O-149.207	34/25		
				69O-157.004	34/16		
				69O-157.104	34/16		
				69O-157.114	34/16		
				69O-157.117	34/16		
				69O-157.301	34/22	34/31	

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69O-157.302	34/22	34/31		69O-204.030	33/50	34/10	
69O-157.303	34/22	34/31				34/15	
69O-157.304	34/22	34/31		69O-204.040	33/50	34/10	
69O-167.004	34/6	34/16				34/15	
		34/22		69O-204.050	33/50		
69O-170.006	31/32c			69O-204.060	33/50		
69O-170.020	32/5	32/12		69O-204.070	33/50	34/10	
69O-171.003	32/8	33/10				34/15	
		33/14		69O-204.101	33/48	34/7	
		33/35				34/8	
	32/23c				34/23c		
69O-171.009	32/8	32/32		69O-220.001	34/22		
		33/20		69O-220.051	34/22		
	32/23c			69O-220.201	34/22		
69O-175.001	31/2c			69P-2.002	34/22		
69O-175.003	31/26			69V-40.003	34/24		
69O-186.003	33/25			69V-40.025	34/24		
69O-186.003(1)(c)	33/50c		34/28x				
69O-186.005	33/25						
69O-186.013	32/40						
	33/8c						
69O-203.070	34/16			70-1.001	34/31		
69O-203.210	34/24						
69O-204.020	33/50	34/10					
		34/15					

MILITARY AFFAIRS