

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

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

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

### PUBLIC SERVICE COMMISSION

RULE NOS.:	RULE TITLES:
25-12.004	Definitions
25-12.005	Codes and Standards Adopted
25-12.008	New, Reconstructed or Converted Facilities
25-12.022	Requirements for Distribution System Valves
25-12.027	Welder Qualification
25-12.040	Leak Surveys, Procedures and Classification
25-12.041	Receiving of Gas Reports
25-12.080	General
25-12.084	Notice of Accidents and Outages
25-12.085	Written Annual Reports Required

**PURPOSE AND EFFECT:** The amendment to Rule 25-12.004, F.A.C., corrects zip code address for the Commission and updates the Pipeline Inspection, Protection, Enforcement, and Safety Act legal cite; Rule 25-12.005, F.A.C., adopts the most current three parts of the Code of Federal Regulations 191, 192 and 199 that cover natural gas pipeline safety and corrects agency name reference; Rule 25-12.008, F.A.C., deletes references to filed plans required by repealed Rules 25-12.039; 25-12.022, F.A.C., clarifies the requirements for sectionalizing valves only, not all valves, and gives a distance exception for location of valves if they are physically impractical to install in areas like river crossing and closed interstate highways; Rule 25-12.027, F.A.C., updates the references to the current standard and code for welding on pipelines; Rule 25-12.040, F.A.C., clarifies intent of rule that cleared gas leaks are repaired; Rule 25-12.041, F.A.C., adds clarifying language to title and rule language, and deletes references to filed plans required by a repealed Rules 25-12.039; 25-12.080, F.A.C., corrects agency name reference; Rule 25-12.084, F.A.C., increases the dollar amount threshold requiring the notification of the Commission of natural gas related accidents; Rule 25-12.085, F.A.C., eliminates the requirement to file forms in triplicate, updates the agency and identification reference to the required form, changes the submittal date to match federal requirements and eliminates an unnecessary report. Undocketed

**SUBJECT AREA TO BE ADDRESSED:** Safety of Gas Transportation by Pipeline.

**RULEMAKING AUTHORITY:** 350.127(2), 368.05(2) FS.

**LAW IMPLEMENTED:** 368.03, 368.05(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, IF AVAILABLE, IS: Kathryn G. W. Cowdery, Florida Public Service Commission, Office of General Counsel, 2540 Shumard Oaks Blvd., Tallahassee, FL 32399-0850, (850)413-6216

### DEPARTMENT OF CORRECTIONS

RULE NO.:	RULE TITLE:
33-108.101	Inmate Substance Abuse Testing

**PURPOSE AND EFFECT:** The purpose and effect of the proposed rule is to limit to two hours the amount of time inmates with medical conditions or a claimed inability to urinate in front of others may spend in a dry cell in order to produce a urine sample and to limit to one hour the amount of time inmates who have produced an adulterated sample may spend in a dry cell in order to produce an unadulterated sample. **SUBJECT AREA TO BE ADDRESSED:** Inmate Substance Abuse Testing.

**RULEMAKING AUTHORITY:** 944.09, 944.472, 944.473 FS.

**LAW IMPLEMENTED:** 944.09, 944.472, 944.473 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: Kendra Lee Jowers, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-108.101 Inmate Substance Abuse Testing.

(1) through (2) No change.

(3) Procedures.

(a) No change.

(b) Specimen Collection Procedures.

1. through 9. No change.

10. Inmates who have adulterated their urine specimen by ingesting substances, as established by the on-site testing device, shall be detained in the presence of the tester or placed

in a “dry cell” for a period not to exceed ~~one two (2)~~ one hours. During that time, the inmate shall not be allowed to consume any water or other beverage. If, after the ~~one two~~ one hour period, an inmate still fails to submit an unadulterated valid urine specimen, the inmate shall be considered to have refused to provide a urine specimen, and a disciplinary report shall be prepared in accordance with Rules 33-601.301-.314, F.A.C.

11. through 12. No change.

(c) Upon notification from an inmate that he is unable to urinate due to a medical condition, the officer shall verify with medical staff that the inmate possesses a specific medical condition or is taking medication which inhibits the inmate from urinating within the designated time frame. Upon receiving such verification, the inmate shall be given the opportunity to provide a urine specimen under the following conditions:

1. The inmate shall be informed that he or she will be placed in a dry cell until he or she can provide a valid urine specimen, not to exceed two hours. The inmate shall be issued a hospital or other type privacy gown during the time that he or she is housed in the dry cell.

2. through 6. No change.

7. If after the two hour period an inmate fails to submit a valid urine specimen, the inmate shall be considered to have refused to provide a urine specimen and a disciplinary report shall be prepared in accordance with Rules 33-601.301-.314, F.A.C.

(d) through (h) No change.

Rulemaking Specific Authority 944.09, 944.472, 944.473 FS. Law Implemented 944.09, 944.472, 944.473 FS. History–New 2-8-00, Amended 2-5-01, Formerly 33-602.2045, Amended 7-2-02, 2-19-07, 7-29-08,\_\_\_\_\_.

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE NOS.:	RULE TITLES:
40D-2.091	Publications Incorporated by Reference
40D-2.101	Content of Application

PURPOSE AND EFFECT: The purpose of this rulemaking is to adopt and incorporate by reference a new Water Use Permit Application Form – Mining and Dewatering, Form No. LEG-R.032.01 (5/09). The effect will be that applicants will submit only one detailed water use permit application form for mining and dewatering uses instead of submitting an application form for an Individual or General water use permit and a supplemental form for providing more specific information on activities relating to mining or dewatering water uses.

SUBJECT AREA TO BE ADDRESSED: Water Use Permit Application Forms.

RULEMAKING AUTHORITY: 373.044, 373.113, 373.118, 373.171 FS.

LAW IMPLEMENTED: 373.036, 373.0361, 373.042, 373.0421, 373.0831, 373.116, 373.117, 373.118, 373.149, 373.171, 373.1963, 373.216, 373.219, 373.223, 373.229, 373.239, 373.243 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: Barbara Martinez, Sr. Administrative Assistant, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4660

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Division of Florida Condominiums, Timeshares and Mobile Homes**

RULE NO.:	RULE TITLE:
61B-80.124	Department Fee

PURPOSE AND EFFECT: This rule provides for the recovery of division fees and costs incurred in the implementation of the homeowners’ association arbitration program.

SUBJECT AREA TO BE ADDRESSED: This rule addresses the alternative dispute resolution program administered by the Division of Florida Condominiums, Timeshares, and Mobile Homes for homeowner association election and recall disputes.

RULEMAKING AUTHORITY: 720.311 FS.

LAW IMPLEMENTED: 720.311 FS.

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

DATE AND TIME: June 30, 2009, 10:30 a.m.

PLACE: The Northwood Centre, Suite 16, Conference Room, 1940 North 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 DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sharon A. Malloy, Senior Management Analyst II, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-1030. The preliminary text of the proposed rule development is also available on line at <http://www.myflorida.com/dbpr/lsc/LSCMHRulePromulgation.html>.

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

#### 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 Emergency Medical Operations

RULE NO.:                   RULE TITLE:

64J-1.001                   Definitions

PURPOSE AND EFFECT: On October 1, 2008, the Chapter 64E-2, Division of Environment Health was transferred to the new Title 64J Division of Emergency Medical Operations. The definitions section of Rule 64E-2.001, F.A.C., which includes trauma-related definitions, was transferred to the definitions section in Chapter 64J-1, Emergency Medical Services. This notice is to inform the public that the Office of Trauma and the Bureau of Emergency Medical Operations is proposing the deletion of trauma-related definitions from Rule 64J-1.001, Definitions, F.A.C. and replacing the trauma-related definitions with cross references to the trauma definitions in proposed Rule 64J-2.001, Definitions, F.A.C.

SUBJECT AREA TO BE ADDRESSED: Trauma-related terms included in both Chapters 64J-1 and 64J-2, F.A.C.

RULEMAKING AUTHORITY: 381.0011(13), 395.401(2), 395.4025(13), 395.4036, 395.4045, 395.405(8), 401.45(5) FS.

LAW IMPLEMENTED: 381.0205, 395.1031, 395.3025(4)(f), 395.401, 395.4015, 395.402, 395.4025, 395.403, 395.4036, 395.404, 395.4045, 395.405, 401.30, 401.35, 401.45, 765.401 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Susan McDevitt, Office of

Trauma, Department of Health, 4052 Bald Cypress Way, Bin C-18, Tallahassee, Florida 32399-1738, (850)245-4440, ext. 2760; Email: [susan\\_mcdevitt@doh.state.fl.us](mailto:susan_mcdevitt@doh.state.fl.us); Fax: (850)488-2512

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

##### 64J-1.001 Definitions.

In addition to the definitions provided in Sections 395.401, 395.4001, 401.107, and 401.23, F.S., the following definitions apply to these rules:

(1) Abbreviated Injury Score (AIS-90) – as defined in Rule 64J-2.001, F.A.C. ~~means a consensus derived, anatomically based system that classifies individual injuries by body region on a 6-point ordinal severity scale ranging from 1 to 6. The methodology for determining AIS 90 Code is found in the "Abbreviated Injury Scale 1990 – Update 98," which is incorporated by reference and is available from the Association for the Advancement of Automotive Medicine, P. O. Box 4176, Barrington, IL 60011-4176.~~

(2) through (10) No change.

(11) Glasgow Coma Scale Score – as defined in Rule 64J-2.001, F.A.C. ~~means the neurological assessment developed by G. Teasdale and B. Jennitte in "Assessment of Coma and Impaired Consciousness: A Practical Scale" Lancet, 1974; 2: 81-84, which is incorporated by reference and available from the department.~~

(12) ICD-9-CM – as defined in Rule 64J-2.001, F.A.C. ~~means the "International Classification of Disease, 9th Revision, Clinical Modification," March, 1989, U.S. Department of Health and Human Services Publication No. (PHS) 89-1260; an internationally applied method by which diseases or groups of medical conditions or injuries are coded for the purpose of statistical analyses. This book is incorporated by reference and available for purchase from the American Hospital Association, Central Office on ICD-9-DM, 1(800)242-2626, AHA, Post Office Box 92683, Chicago, IL 60675-2683.~~

(13) Injury Severity Score (ISS) – as defined in Rule 64J-2.001, F.A.C. ~~means the sum of the squares of the highest AIS-90 code in each of the three most severely injured body regions. The method for computing ISS is found in the "Abbreviated Injury Scale 1990 – Update 98."~~

(14) through (18) No change.

(19) Pediatric Trauma Patient – as defined in Rule 64J-2.001, F.A.C. ~~means a trauma patient with anatomical and physical characteristics of a person 15 years of age or younger.~~

(20) through (21) No change.

(22) Trauma – as defined in Rule 64J-2.001, F.A.C. ~~means a blunt, penetrating or burn injury caused by external force or violence.~~

(23) Trauma Alert – as defined in Rule 64J-2.001, F.A.C. means a notification initiated by EMS informing a hospital that they are en route with a patient meeting the trauma alert criteria.

(24) Trauma Alert Patient – as defined in Rule 64J-2.001, F.A.C. means a person whose primary physical injury is a blunt, penetrating or burn injury, and who meets one or more of the adult trauma scorecard criteria in Rule 64J-2.004, F.A.C., or the pediatric trauma scorecard criteria in Rule 64J-2.005, F.A.C.

(25) Trauma Patient – as defined in Rule 64J-2.001, F.A.C. means any person who has incurred a physical injury or wound caused by trauma and who has accessed an emergency medical services system.

(26) Trauma Registry – as defined in Rule 64J-2.001, F.A.C. means a statewide database which integrates medical and system information related to trauma patient diagnosis and the provision of trauma care by prehospital, hospital, and medical examiners.

(27) Trauma Transport Protocols (TTPs) – as defined in Rule 64J-2.001, F.A.C. means a document which describes the policies, processes and procedures governing the dispatch of vehicles, and the triage and transport of trauma patients.

Specific Authority 381.0011(13), 395.401, 395.4025(13), 395.405, 401.121, 401.35 FS. Law Implemented 381.0011, 395.4001, 395.401, 395.4015, 395.402, 395.4025, 395.403, 395.404, 395.4045, 395.405, 401.121, 401.211, 401.23, 401.25, 401.35, 401.435 FS. History—New 4-26-84, Amended 3-11-85, Formerly 10D-66.485, Amended 11-2-86, 4-12-88, 8-3-88, 8-7-89, 6-6-90, 12-10-92, 11-30-93, 10-2-94, 1-26-97, Formerly 10D-66.0485, Amended 8-4-98, 7-14-99, 2-20-00, 11-3-02, 6-9-05, 10-24-05, 4-22-07, Formerly 64E-2.001, Amended \_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Division of Emergency Medical Operations**

RULE NOS.:	RULE TITLES:
64J-2.001	Definitions
64J-2.004	Adult Trauma Scorecard Methodology
64J-2.006	Trauma Registry
64J-2.011	Trauma Center Requirements
64J-2.012	Process for the Approval of Trauma Centers
64J-2.013	Extension of Application Period.
64J-2.014	Certificate of Approval.
64J-2.015	Process for Renewal of Trauma Centers
64J-2.016	Site Visits and Approval
64J-2.017	Application by Hospitals Denied Approval

PURPOSE AND EFFECT: On October 1, 2008, the Chapter 64E-2, Division of Environment Health was transferred to the new rule Title 64J Division of Emergency Medical Operations. The definitions section of Rule 64E-2.001, F.A.C., which

includes trauma-related definitions, was transferred to the definitions section in Chapter 64J-1, F.A.C., Emergency Medical Services.

This notice is to alert the public that the Office of Trauma is proposing the creation of a definitions section in Chapter 64J-2, F.A.C., Trauma with cross references to emergency medical services definitions in Rule 64J-1.001, F.A.C., that relate to both Chapters 64J-1 and 64J-2, F.A.C. The only definition change is the definition of “department.” The definition of department in the proposed Chapter 64J-2, F.A.C., references the Office of Trauma. The notice also includes technical revisions in other sections of Chapter 64J-2, F.A.C., where the definition of “department” is referenced, to change this definition reference from subsections 64J-1.001(4) to 64J-2.001(4), F.A.C. A technical revision is included to correct the table number “IV” to table number “I” in Rule 64J-2.012, F.A.C.

SUBJECT AREA TO BE ADDRESSED: Trauma and EMS related terms.

RULEMAKING AUTHORITY: 381.0011(13), 395.401(2), 395.4025(13), 395.4036, 395.4045, 395.405(8), 401.45(5) FS.

LAW IMPLEMENTED: 381.0205, 395.1031, 395.3025(4)(f), 395.401, 395.4015, 395.402, 395.4025, 395.403, 395.4036, 395.404, 395.4045, 395.405, 401.30, 401.35, 401.45, 765.401 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Susan McDevitt, Office of Trauma, Department of Health, 4052 Bald Cypress Way, Bin C-18, Tallahassee, Florida 32399-1738, (850)245-4440, ext. 2760; Email: susan\_mcdevitt@doh.state.fl.us; Fax: (850)488-2512

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64J-2.001 Definitions.

In addition to the definitions provided in Sections 395.401, 395.4001, 401.107, and 401.23, F.S., the following definitions apply to rules under Chapter 64J-2, F.A.C.:

(1) Abbreviated Injury Score (AIS-90) – means a consensus derived, anatomically based system that classifies individual injuries by body region on a 6-point ordinal severity scale ranging from 1 to 6. The methodology for determining AIS-90 Code is found in the “Abbreviated Injury Scale 1990 – Update 98,” which is incorporated by reference and is available from the Association for the Advancement of Automotive Medicine, P. O. Box 4176, Barrington, IL 60011-4176.

(2) Application – means a completed application form, as specified by the department and is incorporated by reference in subparagraph 64J-2.012(1)(c)1., F.A.C., together with all documentation required by these rules.

(3) Burn – as defined in Rule 64J-1.001, F.A.C.

(4) Department – means the Florida Department of Health (DH), Office of Trauma, 4052 Bald Cypress Way, Bin C#18, Tallahassee, Florida 32399-1738, as referenced in Chapter 64J-2, F.A.C.

(5) Emergency Medical Services (EMS) Provider – as defined in Rule 64J-1.001, F.A.C.

(6) Glasgow Coma Scale Score – means the neurological assessment developed by G. Teasdale and B. Jennitte in “Assessment of Coma and Impaired Consciousness: A Practical Scale” Lancet, 1974; 2: 81-84, which is incorporated by reference and available from the department.

(7) ICD-9-CM – means the “International Classification of Disease, 9th Revision, Clinical Modification,” March, 1989, U.S. Department of Health and Human Services Publication No. (PHS) 89-1260; an internationally applied method by which diseases or groups of medical conditions or injuries are coded for the purpose of statistical analyses. This book is incorporated by reference and available for purchase from the American Hospital Association, Central Office on ICD-9-DM, 1(800)242-2626, AHA, Post Office Box 92683, Chicago, IL 60675-2683.

(8) Injury Severity Score (ISS) – means the sum of the squares of the highest AIS-90 code in each of the three most severely injured body regions. The method for computing ISS is found in the “Abbreviated Injury Scale 1990 – Update 98.”

(9) Patient Care Record – as defined in Rule 64J-1.001, F.A.C.

(10) Pediatric Trauma Patient – means a trauma patient with anatomical and physical characteristics of a person 15 years of age or younger.

(11) Transfer or transport – as defined in Rule 64J-1.001, F.A.C.

(12) Trauma – means a blunt, penetrating or burn injury caused by external force or violence.

(13) Trauma Alert – means a notification initiated by EMS informing a hospital that they are en route with a patient meeting the trauma alert criteria.

(14) Trauma Alert Patient – means a person whose primary physical injury is a blunt, penetrating or burn injury, and who meets one or more of the adult trauma scorecard criteria in Rule 64J-2.004, F.A.C., or the pediatric trauma scorecard criteria in Rule 64J-2.005, F.A.C.

(15) Trauma Patient – means any person who has incurred a physical injury or wound caused by trauma and who has accessed an emergency medical services system.

(16) Trauma Registry – means a statewide database which integrates medical and system information related to trauma patient diagnosis and the provision of trauma care by prehospital, hospital, and medical examiners.

(17) Trauma Transport Protocols (TTPs) – means a document which describes the policies, processes and procedures governing the dispatch of vehicles, and the triage and transport of trauma patients, which is incorporated by reference in Rule 64J-2.003, F.A.C., and is available from the department, as defined by subsection 64J-2.001(4), F.A.C.

Rulemaking Authority 381.0011(13), 395.401(2), 395.4025(13), 395.4036, 395.4045, 395.405(8), 401.45(5) FS. Law Implemented 381.0205, 395.1031, 395.3025(4)(f), 395.401, 395.4015, 395.402, 395.4025, 395.403, 395.4036, 395.404, 395.4045, 395.405, 401.30, 401.35, 401.45, 765.401 FS. History–New \_\_\_\_\_.

64J-2.004 Adult Trauma Scorecard Methodology.

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

(b) In assessing the condition of each adult trauma patient, the EMT or paramedic shall evaluate the patient’s status for each of the following components: airway, circulation, best motor response (a component of the Glasgow Coma Scale which is defined and incorporated by reference in subsection 64J-2.001(6) ~~64J-1.001(6)~~, F.A.C.), cutaneous, longbone fracture, patient’s age, and mechanism of injury. The patient’s age and mechanism of injury shall only be assessment factors when used in conjunction with assessment criteria included in subsection (3) of this section.

(2) through (7) No change.

Rulemaking Specific Authority 395.4045, 395.405, 401.35 FS. Law Implemented 395.401, 395.4015, 395.402, 395.4025, 395.4045, 395.405, 401.30, 401.35 FS. History–New 8-3-88, Amended 12-10-92, 11-30-93, Formerly 10D-66.102, Amended 11-4-99, 2-20-00, Formerly 64E-2.01, Amended \_\_\_\_\_.

64J-2.006 Trauma Registry.

Instructions for completing and submitting data are defined in the Florida Trauma Registry Manual, February 2008, which is incorporated by reference and available from the department, as defined by subsection 64J-2.001(4) ~~64J-1.001(4)~~, F.A.C.

Rulemaking Specific Authority 395.405 FS. Law Implemented 395.3025(4)(f), 395.401, 395.4015, 395.402, 395.4025, 395.404, 395.4045, 395.405, 401.30, 401.35 FS. History–New 8-3-88, Amended 12-10-92, 11-30-93, Formerly 10D-66.103, Amended 7-14-99, 11-19-01, 6-3-02, 6-9-05, 4-25-06, 7-8-08, Formerly 64E-2.018, Amended \_\_\_\_\_.

64J-2.011 Trauma Center Requirements.

(1) The standards for Level I, Level II and Pediatric trauma centers are published in DH Pamphlet (DHP) 150-9, January 2008, which is incorporated by reference and available from the department, as defined by subsection 64J-2.001(4) ~~64J-1.001(4)~~, F.A.C. Trauma centers must be in full compliance with these standards by January 1, 2009.

(2) through (5) No change.

Rulemaking Specific Authority 395.405 FS. Law Implemented 395.401, 395.4015, 395.402, 395.4025, 395.404, 395.4045, 395.405 FS. History–New 8-3-88, Amended 12-10-92, 12-10-95, Formerly 10D-66.108, Amended 8-4-98, 2-20-00, 6-3-02, 6-9-05, 3-5-08, Formerly 64E-2.023, Amended \_\_\_\_\_.

## 64J-2.012 Process for the Approval of Trauma Centers.

(1) Beginning September 1, 1990, and annually thereafter, the department shall approve trauma centers in accordance with the schedule shown in Table I ~~VH~~ below; (Unless stated otherwise all dates given by calendar month and day refer to that date each year.)

## Table I No change.

(a) The department shall accept a letter of intent, DH Form 1840, January 2008, "Trauma Center Letter of Intent", which is incorporated by reference and available from the department, as defined by subsection 64J-2.001(4) ~~64J-1.001(4)~~, F.A.C., postmarked no earlier than September 1 and no later than midnight, October 1, from any acute care general or pediatric hospital. The letter of intent is non-binding, but preserves the hospital's right to submit an application by the required due date if an available position, as provided in Rule 64J-2.010, F.A.C., exists in the hospital's TSA. If the hospital does not submit an application by April 1 of the following year, the hospital's letter of intent is void;

(b) By October 15, the department shall send to those hospitals submitting a letter of intent an application package which will include, as a minimum, instructions for submitting information to the department for selection as a trauma center, DHP 150-9, January 2008, Trauma Center Standards, which is incorporated by reference in Rule 64J-2.011, F.A.C., and available from the department, as defined by subsection 64J-2.001(4) ~~64J-1.001(4)~~, F.A.C., and the requested application(s);

(c) No change.

1. To apply for approval as a Level I Trauma Center, applicants must submit all forms contained in the Level I Trauma Center Application Manual, January 2008. The manual and the forms contained therein are incorporated by reference and available from the department, as defined by subsection 64J-2.001(4) ~~64J-1.001(4)~~, F.A.C. The manual contains the following forms: DH Form 2032, January 2008, General Information for Level I Trauma Center Application; DH Form 2032-A, January 2008, Level I Trauma Center Approval Standards Summary Chart; DH Form 2032-B, January 2008, Application for Level I Trauma Center Approval Letter of Certification; DH Form 2032-C, January 2008, Level I Trauma Center Surgical Specialties Certifications; DH Form 2032-D, January 2008, Level I Trauma Center Non-Surgical Specialties Certifications; DH Form 2032-E, January 2008, Level I Trauma Center General Surgeons Commitment Statement; DH Form 2032-F, January 2008, Level I Trauma Center General Surgeons Available for Trauma Surgical Call; DH Form 2032-G, January 2008, Level I Trauma Center Neurosurgeons Available for Trauma Surgical Call; DH Form 2032-H, January 2008, Level I Trauma Center Neurological, Pediatric Trauma and Neurological, and Neuroradiology Statements; DH Form 2032-I, January 2008, Level I Trauma Center Surgical

Specialists On Call and Promptly Available; DH Form 2032-J, January 2008, Level I Trauma Center Emergency Department Physicians; DH Form 2032-K, January 2008, Level I Trauma Center Anesthesiologists Available for Trauma Call; DH Form 2032-L, January 2008, Level I Trauma Center C.R.N.A.s Available for Trauma Call; and DH Form 2032-M, January 2008, Level I Trauma Center Non-Surgical Specialists On Call and Promptly Available.

2. To apply for approval as a Level II Trauma Center, applicants must submit all forms contained in the Level II Trauma Center Application Manual, January 2008. The manual and the forms contained therein are incorporated by reference and available from the department, as defined by subsection 64J-2.001(4) ~~64J-1.001(4)~~, F.A.C. The manual contains the following forms: DH Form 2043, January 2008, General Information for Level II Trauma Center Application; DH Form 2043-A, January 2008, Level II Trauma Center Approval Standards Summary Chart; DH Form 2043-B, January 2008, Application for Level II Trauma Center Approval Letter of Certification; DH Form 2043-C, January 2008, Level II Trauma Center Surgical Specialties Certifications; DH Form 2043-D, January 2008, Level II Trauma Center Non-Surgical Specialties Certifications; DH Form 2043-E, January 2008, Level II Trauma Center General Surgeons Commitment Statement; DH Form 2043-F, January 2008, Level II Trauma Center General Surgeons Available for Trauma Surgical Call; DH Form 2043-G, January 2008, Level II Trauma Center Neurosurgeons Available for Trauma Surgical Call; DH Form 2043-H, January 2008, Level II Trauma Center Neurological, Pediatric Trauma and Neurological, and Neuroradiology Statements; DH Form 2043-I, January 2008, Level II Trauma Center Surgical Specialists On Call and Promptly Available; DH Form 2043-J, January 2008, Level II Trauma Center Emergency Department Physicians; DH Form 2043-K, January 2008, Level II Trauma Center Anesthesiologists Available for Trauma Call; DH Form 2043-L, January 2008, Level II Trauma Center C.R.N.A.s Available for Trauma Call; and DH Form 2043-M, January 2008, Level II Trauma Center Non-Surgical Specialists On Call and Promptly Available.

3. To apply for approval as a Pediatric Trauma Center, applicants must submit all forms contained in the Pediatric Trauma Center Application Manual, January 2008. The manual and the forms contained therein are incorporated by reference and available from the department, as defined by subsection 64J-2.001(4) ~~64J-1.001(4)~~, F.A.C. The manual contains the following forms: DH Form 1721, January 2008, General Information for Pediatric Trauma Center Application; DH Form 1721-A, January 2008, Pediatric Trauma Center Approval Standards Summary Chart; DH Form 1721-B, January 2008, Application for Pediatric Trauma Center Letter of Certification; DH Form 1721-C, January 2008, Pediatric Trauma Center Surgical Specialties Certifications; DH Form

1721-D, January 2008, Pediatric Trauma Center Non-Surgical Specialties Certifications; DH Form 1721-E, January 2008, Pediatric Center General Surgeons Commitment Statement; DH Form 1721-F, January 2008, Pediatric Trauma Center General Surgeons Available for Trauma Surgical Call; DH Form 1721-G, January 2008, Pediatric Trauma Center Neurosurgeons Available for Trauma Surgical Call; DH Form 1721-H, January 2008, Pediatric Trauma Center Neurological, Pediatric Trauma and Neurological, and Neuroradiology Statements; DH Form 1721-I, January 2008, Pediatric Trauma Center Surgical Specialists On Call and Promptly Available; DH Form 1721-J, January 2008, Pediatric Trauma Center Emergency Department Physicians; DH Form 1721-K, January 2008, Pediatric Trauma Center Anesthesiologists Available for Trauma Call; DH Form 1721-L, January 2008, Pediatric Trauma Center C.R.N.A.s Available for Trauma Call; and DH Form 1721-M, January 2008, Pediatric Trauma Center Non-Surgical Specialists On Call and Promptly Available.

(d) through (m) No change.

(2) through (4) No change.

Rulemaking Specific Authority 395.405 FS. Law Implemented 395.1031, 395.401, 395.4015, 395.402, 395.4025, 395.404, 395.4045, 395.405 FS. History–New 8-3-88, Amended 12-10-92, 12-10-95, Formerly 10D-66.109, Amended 8-4-98, 2-20-00, 6-3-02, 6-9-05, 3-5-08, Formerly 64E-2.024, Amended \_\_\_\_\_.

64J-2.013 Extension of Application Period.

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

(b) A reference to each standard, or specific part of a standard, in DHP 150-9, January 2008, Trauma Center Standards, which is incorporated by reference in Rule 64J-2.011, F.A.C., and available from the department, as defined by subsection 64J-2.001(4) ~~64J-1.001(4)~~, F.A.C., that the hospital is unable to meet;

(c) through (d) No change.

(3) through (14) No change.

Rulemaking Specific Authority 395.405 FS. Law Implemented 395.401, 395.4015, 395.402, 395.4025, 395.404, 395.4045, 395.405 FS. History–New 12-10-92, Amended 12-10-95, Formerly 10D-66.1095, Amended 8-4-98, 2-20-00, 6-3-02, 6-9-05, 3-5-08, Formerly 64E-2.025, Amended \_\_\_\_\_.

64J-2.014 Certificate of Approval.

Each hospital approved as a trauma center shall be issued a DH Form 2032-Z, January 2008, Level I Trauma Center Certificate of Approval, DH Form 2043-Z, January 2008, Level II Trauma Center Certificate of Approval, or DH Form 1721-Z, January 2008, Pediatric Trauma Center Certificate of Approval, which are incorporated by reference and available from the department, as defined by subsection 64J-2.001(4) ~~64J-1.001(4)~~, F.A.C. The certificates shall include:

(1) through (3) No change.

Rulemaking Specific Authority 395.4025, 395.405 FS. Law Implemented 395.401, 395.4015, 395.402, 395.4025, 395.404, 395.4045, 395.405 FS. History–New 8-3-88, Amended 12-10-92, Formerly 10D-66.110, Amended 2-20-00, 4-15-01, 6-9-05, 3-5-08, Formerly 64E-2.026, Amended \_\_\_\_\_.

64J-2.015 Process for Renewal of Trauma Centers.

(1) At least 14 months prior to the expiration of the trauma center's certification, the department shall send, to each trauma center that is eligible to renew, a blank DH Form 2032R, January 2008, Trauma Center Application to Renew, which is incorporated by reference and available from the department, as defined by subsection 64J-2.001(4) ~~64J-1.001(4)~~, F.A.C., in accordance with the provisions of this section. Within 15 calendar days after receipt, the trauma center choosing to renew its certification shall submit to the department the completed DH Form 2032R, January 2008.

(2) through (4) No change.

Rulemaking Specific Authority 395.4025, 395.405 FS. Law Implemented 395.401, 395.402, 395.4025, 395.404, 395.4045, 395.405 FS. History–New 8-3-88, Amended 12-10-92, 1-23-96, Formerly 10D-66.111, Amended 3-15-98, 2-20-00, 6-9-05, 3-5-08, Formerly 64E-2.027, Amended \_\_\_\_\_.

64J-2.016 Site Visits and Approval.

(1) Each Provisional trauma center shall receive an on-site evaluation to determine whether the hospital is in substantial compliance with standards published in DHP 150-9, January 2008, Trauma Center Standards, which is incorporated by reference in Rule 64J-2.011, F.A.C., and available from the department, as defined by subsection 64J-2.001(4) ~~64J-1.001(4)~~, F.A.C., and to determine the quality of trauma care provided by the hospital.

(2) through (12) No change.

Rulemaking Specific Authority 395.4025, 395.405 FS. Law Implemented 395.401, 395.4015, 395.402, 395.4025, 395.404, 395.4045, 395.405 FS. History–New 8-3-88, Amended 12-10-92, 10-2-94, 12-10-95, Formerly 10D-66.112, Amended 8-4-98, 2-20-00, 6-3-02, 6-9-05, 3-5-08, Formerly 64E-2.028, Amended \_\_\_\_\_.

64J-2.017 Application by Hospital Denied Approval.

Any hospital that was not approved as a trauma center based on the application of criteria in Rule 64J-2.016, F.A.C., may submit a completed Letter of Intent DH Form 1840, January 2008, which is available from the department, as defined by subsection 64J-2.001(4) ~~64J-1.001(4)~~, F.A.C., postmarked no earlier than September 1 and no later than midnight October 1 of the following year.

Rulemaking Specific Authority 395.4025, 395.405 FS. Law Implemented 395.401, 395.4015, 395.402, 395.4025, 395.404, 395.4045, 395.405 FS. History–New 8-3-88, Amended 12-10-92, 12-10-95, Formerly 10D-66.113, Amended 2-20-00, 6-9-05, 3-5-08, Formerly 64E-2.029, Amended \_\_\_\_\_.

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

**Agency for Persons with Disabilities**

RULE NOS.:	RULE TITLES:
65G-4.0021	Tier Waivers
65G-4.0022	Tier One Waiver
65G-4.0023	Tier Two Waiver
65G-4.0024	Tier Three Waiver
65G-4.0025	Tier Four Waiver

**PURPOSE AND EFFECT:** The purpose of the rule development is to clarify and review existing language of all five tier rules and determine whether to amend the rules. This clarification and review will include a determination of whether the word “intense” should be clarified, and a review of the “Operational Detail” document. The rule development will also clarify “intensive medical or adaptive needs” as well as “needs” “service needs.” A copy of the “Operational Detail” document is available upon request.

**SUBJECT AREA TO BE ADDRESSED:** Tier Waivers.

**RULEMAKING AUTHORITY:** 393.0661(3) FS.

**LAW IMPLEMENTED:** 393.0661(3) FS.

**IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, RULE DEVELOPMENT WORKSHOPS WILL BE HELD AT THE DATES, TIMES AND PLACES SHOWN BELOW:**

**DATE AND TIME:** July 9, 2009, 1:00 p.m. – 4:00 p.m.

**PLACE:** Agency for Persons with Disabilities, 4030 Esplanade Way, Suite 380, Room 301, Tallahassee, Florida 32399

**DATE AND TIME:** July 16, 2009, 1:00 p.m. – 4:00 p.m.

**PLACE:** Agency for Persons with Disabilities, 401 N.W. 2nd Avenue, Room 1011, Miami, Florida 33128

**DATE AND TIME:** July 24, 2009, 1:00 p.m. – 4:00 p.m.

**PLACE:** Agency for Persons with Disabilities, 1313 N. Tampa Street, Suite 515, Tampa, Florida 33602

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Mike Dunn, Deputy Director of Legislative Affairs, Office of the Chief of Staff, (850)414-5853

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

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Consumer Services**

RULE NO.:	RULE TITLE:
69J-123.002	Procedures

**PURPOSE AND EFFECT:** The proposed rule amendment resolves the problem of paper document processing by requiring all material filed with the Department relating to a Section 624.155, F.S. civil remedy action be filed electronically. The civil remedy notice is already required to be

filed electronically. This amendment requires the insurer’s report of disposition and other communications, which parties wish to submit, to likewise be filed electronically.

**SUBJECT AREA TO BE ADDRESSED:** The Department seeks input from those who will be affected by the rule as to how the rule can best meet their needs as well as the Department’s duties under Section 624.155, F.S.

**RULEMAKING AUTHORITY:** 624.308(1) FS.

**LAW IMPLEMENTED:** 624.307, 624.155(3)(b) FS.

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

**DATE AND TIME:** Tuesday, June 23, 2009, 9:30 a.m.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Greg Thomas, (850)413-3130 or Greg.Thomas@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 DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Greg Thomas, Chief of Education, Advocacy & Research, Division of Consumer Services, Department of Financial Services, 200 East Gaines Street, Tallahassee, FL 32399-0320; (850)413-3130

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

**Section II  
Proposed Rules**

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

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

**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 and Physical Plant Maintenance
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 Protection, Life Safety, Systems Failure and External Emergency Communications
59A-4.133	Physical Plant Codes and Standards for Nursing Homes
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

**PURPOSE AND EFFECT:** The purpose of the proposed rule amendment is to incorporate changes in the authorizing statute and revise technical errors and update references.

**SUMMARY:** The Agency proposes to amend Rule 59A-4.103, F.A.C., to include provisions for initial and change of ownership applications or suspension of a current license when licensure fees are returned to the Agency due to insufficient funds. This section also includes specifications regarding the issuance of partial inactive licenses for alternative uses pursuant to Section 400.0712, Florida Statutes (F.S.). Other changes to this section include the incorporation of modifications to the licensure application, technical changes clarifying the submission process for required reports to the Agency and defining days as “calendar” days. Proposed amendments to Rule 59A-4.106, F.A.C., include providing a web address for obtaining transfer and discharge forms, deleting a reference to services provided by the Department of Children and Families, presenting criteria for a Do Not Resuscitate Order (DNRO), incorporating references to federal guidelines and providing a specific address to obtain copies of “Health Care Advance Directives.” Rule 59A-4.108, F.A.C., updates statutory references for facility staffing in accordance

with state law, and establishes requirements for requesting the use of licensed nurses to perform licensed nursing and certified nursing assistant duties.

Proposed amendments to Rule 59A-4.110, F.A.C., include a technical change to the position title of director of food service and replace the outdated references to the Dietary Managers training and certification process. Amendments to Rule 59A-4.112, F.A.C., include technical changes for the terminology of the Emergency Drug Kit. A proposed amendment to Rule 59A-4.122, F.A.C., includes details for the placement of a resident’s bed and further defines the requirement for a closet and comfortable room temperatures. Changes to Rule 59A-4.123, F.A.C., incorporate revisions to the 1-day Adverse Incident Reporting Form, provide for electronic submission of this form and clarify when events reported to law enforcement are considered adverse incidents. Rule 59A-4.1235, F.A.C., is amended to incorporate revisions to the Liability Claims form and provides for the electronic submission of this form. A proposed amendment to Rule 59A-4.126, F.A.C., provides language regarding the submission of the emergency management plan, testing of this plan, and procedures and notifications for evacuation, overcapacity and re-occupancy of the nursing home structure during a disaster. An amendment to Rule 59A-4.128, F.A.C., removes the measurement of deficiencies in terms of scope and severity for state licensure. The establishment of Rule 59A-4.1285, F.A.C., provides requirements for developing and implementing a respite care program for nursing home licensees that choose to provide such a service. A proposed change to Rule 59A-4.1288, F.A.C., incorporates reference to federal regulations established since 1991. Amendments to Rule 59A-4.1295, F.A.C., include technical changes, clarification of requirements for the approval to initiate, expand or suspend pediatric services, repeal staffing requirements that are in conflict with Ch. 400, F.S., and provides reference to the Florida Building Code 2004 Edition, including all supplements in effect as of December 2006 and removal of language as required by statutory changes. Proposed amendments to Rule 59A-4.130, F.A.C., provide revised language to conform to code edition changes and retain language not included in the Florida Building Code. A proposed amendment to Rule 59A-4.133, F.A.C., provides language to reference the Florida Building Code to conform to statutory changes, and deletes all other requirements. Proposed new Rule 59A-4.134, F.A.C., revises the requirements for construction plans submission to conform to codes and statutory changes. Amendments to Rule 59A-4.150, F.A.C., delete or correct several recurring or obsolete definitions and references throughout the section. Proposed changes to Rule 59A-4.165, F.A.C., replace the reference to a 45-month reporting period in the Nursing Home Guide with language that cites the time period defined in Section 400.191, F.S. Rule 59A-4.166, F.A.C., regarding the Nursing Home Consumer

Satisfaction Survey is abolished due to repeal of the statutory authority. Other revisions are made throughout the Chapter to correct technical errors and update references.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A Statement of Estimated Regulatory Cost has been 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.

RULEMAKING AUTHORITY: 400.23 FS.

LAW IMPLEMENTED: 400.011, 400.022, 400.141, 400.142, 400.23 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, June 30, 2009, 10:00 a.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room D, Tallahassee, Florida 32308

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Terrosa Buie, Agency for Health Care Administration, 2727 Mahan Drive, MS #33, Tallahassee, FL 32308

THE FULL TEXT OF THE PROPOSED RULES IS:

59A-4.103 Licensure, Administration and Fiscal Management.

(1) The licensee or applicant ~~must~~ ~~prospective licensee~~ ~~shall~~ make application for an initial, renewal or change of ownership license to operate a nursing home facility and ~~must~~ ~~shall~~ provide:

(a) ~~All~~ of the information required by this rule and Chapter 400, Part II, F.S., on AHCA Form 3110-6001, December 2008, "Health Care Licensing Application – Nursing Homes" incorporated by reference, January 2002, "Application for Nursing Home Licensure," and AHCA Form 3001-6001, January 2002, Instructions for Completing Application for Nursing Home Licensure, which is incorporated by reference; and AHCA Forms 3110-0011, 3110-0011A, 3110-0011B, and 3110-0011C, and 3110-0011D, August 2001, "Controlling Interest Affidavit for Nursing Homes," which are incorporated by reference; and

(b) AHCA Form 3100-0009, June 2007 1332-0001, January 2002, "Proof of Financial Ability to Operate Schedule," which is incorporated by reference, available from the Agency for Health Care Administration, Long Term Care Unit, 2727 Mahan Drive, MS 33, Tallahassee, FL 32308 or online at: <http://ahca.myflorida.com/>.

(2) The licensure fee ~~must~~ ~~shall~~ be included with the application. ~~A biennial~~ ~~An annual~~ fee of \$100 is \$50 per bed is required as described in Section 400.062(3), Florida Statutes (F.S.), plus the resident protection fee of ~~\$.50~~ ~~\$.25~~ per bed and the Data Collection and Analysis Assessment of ~~\$12.00~~ ~~\$6.00~~ per bed as authorized by Section 408.20(1)(b), F.S., ~~Assessments: Health Care Trust Fund Costs of Nursing Home Statistical Unit, March 9, 1994.~~ The Data Collection and Analysis Assessment is waived for facilities having a certificate of authority under Chapter 651, F.S. A license for an initial or change of ownership application will be denied if the check for the application fee is dishonored. If a check for the renewal licensure fee is dishonored and returned to the Agency, the licensee will have ten business days to pay the full amount plus any applicable fees as provided by law. This payment must be received in the form of a money order or cashier's check. In the event that the fees are not paid the license may be subject to suspension.

(3) Single copies of AHCA forms incorporated by reference within this chapter may be obtained from the Agency for Health Care Administration, Long Term Care Section, 2727 Mahan Drive, MS 33, Tallahassee, FL 32308 or web address: <http://ahca.myflorida.com/>. Information regarding the electronic submission of reports to the Agency may be found at: <http://ahca.myflorida.com/reporting/index.shtml>.

(4) A nursing home licensee may request an inactive license for part of a facility as specified in Section 400.0712, F.S., to use an unoccupied contiguous portion of the facility for an alternative use to meet the needs of elderly persons. Prior to providing alternative services, the facility must submit a written request to the Agency. A request may be submitted at any time during the licensure period and must include the intended use of the inactive portion; a schematic drawing of the floor plan of the building identifying the inactive area; the total number of inactive beds and the prospective date the beds will become inactive.

(a) Upon receipt of written approval by the Agency to continue with the plan for the partial inactive license, the licensee must submit to the Agency AHCA Form 3110-6001, June 2008, "Health Care Licensing Application – Nursing Homes" within 60 days of the approval and a bed change request form for beds certified through the Centers for Medicare and Medicaid Services. The appropriate licensure application for the alternative use must accompany this application, unless the space will be utilized for services authorized under the existing nursing home license.

(b) If the alternative service license is approved, a partial inactive license will be issued concurrently with the issuance of the license for the alternative use. The expiration date of the partial inactive license will coincide with the licensee's nursing home renewal. The licensee must indicate the intent to continue the partial inactive license at each nursing home licensure renewal. Licensure fees will remain at the standard

rate for nursing home beds, whether active or inactive, at the time of renewal and will not be assessed for another Agency license requested for the alternative use of the inactive beds.

(c) Notification to reactivate the inactive portion of the building must be submitted to the Agency at least 30 days prior to the planned date to admit residents to the previously inactive beds. The inactive portion will be reactivated upon agency approval which may include an onsite inspection.

(5)(4) Administration.

(a) The nursing home licensee shall have full legal authority and responsibility for the operation of the facility.

(b) The licensee of each facility must shall designate one person, who is licensed by the Department of Health Agency for Health Care Administration, Board of Nursing Home Administrators under Chapter 468, Part II, F.S., as administrator who oversees the day-to-day administration and operation of the facility.

(c) Each nursing home must shall be organized according to a written Table of Organization.

(d) By the 10th calendar day of each month, the The licensee must shall submit to the Agency the monthly vacant bed report reflecting the number of beds available for occupancy on the last day of the preceding month. The a monthly vacant bed report which is incorporated by reference as by using AHCA Form 3110-0013, January 2002 October 2008, "Nursing Home Monthly Bed Vacancy Report," as authorized by Section 400.141, F.S. This form is available from the Agency for Health Care Administration, Long Term Care Unit, 2727 Mahan Drive, MS 33, Tallahassee, FL 32308 or online at: <http://ahca.myflorida.com/>.

(e) Each nursing home licensee must submit to the Agency each quarter, no later than the 15th of the month following the end of the quarter, the Submit Nursing Home Staffing Report which is incorporated by reference as by using AHCA Form 3110-0012, October 2008. January, 2002 "Nursing Home Staffing Report" as authorized by Section 400.141, F.S. This form is available from the Agency for Health Care Administration, Long Term Care Unit, 2727 Mahan Drive, MS 33, Tallahassee, FL 32308 or online at: <http://ahca.myflorida.com/>.

(f) Information required in subsections (d) and (e) may be submitted electronically to the Agency at: [ahca.myflorida.com/reporting/index.shtml](http://ahca.myflorida.com/reporting/index.shtml).

(6)(5) Fiscal Management.

(a) The licensee must shall maintain fiscal records for each nursing home it operates in accordance with the requirements of Chapter 400, Part II, F.S., and this rule these Rules.

(b) An accrual or cash system of accounting must shall be used to reflect transactions of the business. Records and accounts of transactions, such as general ledgers and disbursement journals, must shall be brought current no less than quarterly and must shall be available for review by authorized representatives of appropriate sState and fFederal agencies.

(c) A licensee must shall obtain a surety bond as required by Chapter 400, Part II, F.S. It must shall be based on twice the average monthly balance in the resident trust fund during the prior fiscal year or \$5,000, whichever is greater. A licensee who owns more than one nursing home may purchase a single surety bond to cover the residents' funds held in nursing homes located within the same Agency geographic region as defined in the AHCA "Nursing Home Guide Performance Measures Algorithm" dated July 2000. AHCA service district. A surety bond must shall contain substantially the same language as is found in AHCA Form 3110-6002, May 2008 July 2004, Nursing Home Patient Trust Surety Bond, which is incorporated by reference, may be obtained from the Agency or online at: <http://ahca.myflorida.com/>. The surety bond, AHCA 3110-6002, July 2004, may be obtained from and must shall be filed with the Agency for Health Care Administration, 2727 Mahan Drive, MS 33, Tallahassee, FL 32308.

(d) A self-insurance pool, which may be an interest bearing account, may be established to provide compensation to any resident suffering financial loss in accordance with the provisions of Section 400.162(5)(c), F.S., as the result of one or more of the member licensees violating any of the provisions of Section 400.162, F.S.

1. Such self-insurance pool must shall be administered under the direction of an elected board of trustees. The membership of the board of trustees must shall be composed of one representative from each participating licensee.

2. An application for establishing a self-insurance pool must shall be made by the trustees to the Agency AHCA. Such application must shall contain the following information: the names, complete addresses, and affiliation of the trustees; the name and complete address of each licensee participating in the pool; the total dollar amount of the pool; and the name and complete address of the bank in which the account is maintained, including the account number. The application must shall be accompanied by:

a. An individual application from each licensee applying for membership in the self-insurance pool. Such application must shall contain the following information: the name, telephone number, and complete address of the facility; the name, telephone number, and complete address of the licensee; the name of the facility's administrator, manager or supervisor; his or her license and renewal number; the names of all employees involved in the administration of the resident trust fund account; the average monthly balance in the resident trust fund account during the prior year; the total dollar amount the licensee has deposited in the self-insurance pool; and the name and complete address of the bank in which the account is maintained, including the account number.

b. Prima facie evidence showing that each individual member of the pool has deposited an amount equal to twice the average monthly balance of the trust fund account or \$5,000.00 dollars, whichever is greater, in a separate account maintained by the board of trustees in the name of the self-insurance pool

in a ~~chartered commercial bank~~ authorized under Chapter 658, F.S., that is a member of the Federal Reserve System, in the State of Florida to secure performance of payment of all lawful awards made against any member or members of the self-insurance pool, Section 400.162(5), F.S., and ~~this rule these Rules.~~

3. After the inception date of the pool, prospective new members of the pool ~~must shall~~ submit an application for membership to the board of trustees. Such application ~~must shall~~ contain the information specified in subparagraph ~~(5)(b)2 (6)(d)~~. The trustees may approve the application for membership in accordance with ~~this rule these Rules~~. If so approved, the application for membership in accordance with ~~this rule must these Rules shall~~ be filed with ~~the Agency AHCA~~. Participation in a pool by a particular licensee ~~must shall~~ be approved by the Agency if the licensee indicates in its application that it does meet the requirements of Section 400.162(5), F.S., and ~~this rule these Rules~~ and verification is provided to document the financial status indicated on the application.

4. The amount deposited in such an account ~~must shall~~ be maintained at all times.

(e) If, at any time during the period for which a license is issued, a licensee who has not purchased a surety bond or entered into a self-insurance agreement is requested to hold funds in trust as provided in Section 400.162(5), F.S., the licensee ~~must shall~~ notify ~~the Agency AHCA~~ in writing ~~of the request~~ and make application for a surety bond or for participation in a self-insurance agreement within seven ~~business days~~ of the request; ~~exclusive of weekends and holidays~~. Copies of the application, along with written documentation of related correspondence with an insurance agency or group ~~must shall~~ be maintained and ~~must shall~~ be available for review. All notices required by this ~~Rule~~ provision ~~must shall~~ be sent to ~~the Agency for Health Care Administration AHCA~~, 2727 Mahan Drive, ~~MS 33~~, Tallahassee, FL 32308.

~~Rulemaking Specific Authority~~ 400.23 FS. Law Implemented 400.022, 400.0712071, 400.102, 400.111, 400.1183, 400.121, 400.141, 400.147, 400.151, 400.162, 400.179, 400.18, 400.232, 408.20 FS. History—New 4-1-82, Amended 4-1-84, 8-1-85, 1-1-86, 11-12-89, 12-25-90, 10-6-91, Formerly 10D-29.103, Amended 4-18-94, 2-6-97, 5-5-02, \_\_\_\_\_.

59A-4.106 Facility Policies.

(1) Admission, retention, transfer, and discharge policies:

(a) Upon request and in a language the resident or his ~~her~~ ~~or her~~ representative understands, at the time of admission and as changes are being made, each resident ~~must will~~ receive:

1. A copy of the residents' bill of rights conforming to the requirements in Section 400.022, F.S.;
2. A copy of the facility's admission and discharge policies; and
3. Information regarding advance directives.

(b) Each resident admitted to the facility ~~must shall~~ have a contract in accordance with Section 400.151, F.S., which covers:

1. A list of services and supplies, complete with a list of standard charges, which are available to the resident but not covered by the facility's per diem or by Title XVIII and Title XIX of the Social Security Act, and the bed reservation and refund policies of the facility.

2. When a resident is in a facility offering continuing care and is transferred from independent living or assisted living to the nursing home section, a new contract need not be executed; an addendum ~~must shall~~ be attached to describe any additional services, supplies or costs not included in the most recent contract that is in effect.

(c) No resident who is suffering from a communicable disease shall be admitted or retained unless the medical director or attending physician certifies that adequate or appropriate isolation measures are available to control transmission of the disease.

(d) Residents ~~must may~~ not be retained in the facility ~~if they that~~ require services beyond those for which the facility is licensed or has the functional ability to provide as determined by the medical director and the director of nursing in consultation with the facility administrator.

(e) Residents ~~must shall~~ be assigned to a bedroom area and ~~must shall~~ not be assigned bedroom space in common areas except in an emergency. Emergencies ~~must shall~~ be documented and shall be for a limited, specified period of time.

(f) All resident transfers and discharges ~~must shall~~ be in accordance with the facility's policies and procedures, provisions of Sections 400.022 and 400.0255, F.S., this rule, and other applicable ~~s~~State and ~~f~~Federal laws and will include notices provided to residents which are incorporated by reference by using AHCA Form 3120-0002, 3120-0002A, Revised, May 2001, "Nursing Home Transfer and Discharge Notice," and 3120-0003, Revised, May 2001, "Fair Hearing Request For Transfer or Discharge From a Nursing Home," and 3120-0004, ~~December 2007 Revised, May, 2001~~, "Long-Term Care Ombudsman Council Request for Review of Nursing Home Discharge and Transfer." These forms may be obtained from the Agency for Health Care Administration, Long Term Care Unit, 2727 Mahan Drive MS 33, Tallahassee, FL 32308 ~~or at the web address: http://ahca.myflorida.com/~~. ~~The Department of Children and Family Services will assist in the arrangement for appropriate continued care, when requested.~~

(2) Each nursing home licensee ~~must facility shall~~ adopt, implement, and maintain written policies and procedures governing all services provided in the facility.

(3) All policies and procedures ~~must shall~~ be reviewed at least annually and revised, as needed with input from, at minimum, the facility administrator, medical director, and director of nursing.

(4) Each licensee must ~~facility shall~~ maintain policies and procedures in the following areas:

- (a) Activities;
- (b) Advance directives;
- (c) Consultant services;
- (d) Death of residents in the facility;
- (e) Dental services;
- (f) Staff education, including HIV/AIDS training in accordance with Section 381.0035, F.S.;
- (g) Diagnostic services;
- (h) Dietary services;
- (i) Disaster preparedness;
- (j) Fire prevention and control;
- (k) Housekeeping;
- (l) Infection control;
- (m) Laundry service;
- (n) Loss of power, water, air conditioning or heating;
- (o) Medical director/consultant services;
- (p) Medical records;
- (q) Mental health;
- (r) Nursing services;
- (s) Pastoral services;
- (t) Pharmacy services;
- (u) Podiatry services;
- (v) Resident care planning;
- (w) Resident identification;
- (x) Resident's rights;
- (y) Safety awareness;
- (z) Social services;
- (aa) Specialized rehabilitative and restorative services;
- (bb) Volunteer services; and
- (cc) The reporting of accidents or unusual incidents involving any resident, staff member, volunteer or visitor. This policy must shall include reporting within the facility and to the Agency AHCA.

(5) Staff Education.

(a) Each nursing home licensee must shall develop, implement, and maintain a written staff education plan, which ensures a coordinated program for staff education for all facility employees. The staff education plan must shall be reviewed at least annually by the risk management and quality assurance committee and revised as needed.

(b) The staff education plan must shall include both pre-service and in-service programs.

(c) The staff education plan must shall ensure that education is conducted annually for all facility employees, at a minimum, in the following areas:

1. Prevention and control of infection;
2. Fire prevention, life safety, and disaster preparedness;
3. Accident prevention and safety awareness program;
4. Resident's rights;

5. Federal law, 42 CFR 483, Requirements for States and Long Term Care Facilities, October 1, 2006 September 26, 1991, including any amendments integrated since 2006, which is incorporated by reference and sState rRules and rRegulations, Chapter 400, Part II, F.S., and this rule;

~~6. The Florida "Right to Know" Hazardous Materials, Chapter 442, F.S.;~~

(d) The staff education plan must shall ensure that all ~~non-licensed~~ employees of the nursing home complete an ~~initial~~ educational course on HIV/AIDS in accordance with Section 381.0035, F.S. If the employee does not have a certificate of completion at the time they are hired, they must complete the course ~~have two hours~~ within six months of employment or before the staff provides care for an HIV/AIDS diagnosed resident. ~~All employees shall have a minimum of one hour biennially.~~

(6) Advance Directives.

(a) Each nursing home licensee must shall have written policies and procedures, which delineate the nursing home's position with respect to the state law and rules relative to advance directives. The policies must shall not condition treatment or admission upon whether or not the individual has executed or waived an advance directive. In the event of conflict between the facility's policies and procedures and the individual's advance directive, provision should be made in accordance with Section 765.308, F.S.

~~(b)(7)~~ The facility's policy must shall include:

~~1.(a)~~ Providing each adult individual, at the time of the admission as a resident, with a copy of "Health Care Advance Directives – The Patient's Right to Decide," as prepared by the Agency for Health Care Administration, Florida Center for Health Information and Policy Analysis, April 2006, effective 4-11-93, which is hereby incorporated by reference, or with a copy of some other substantially similar document which is a written description of Florida's state law regarding advance directives. A copy of the "Health Care Advance Directives – The Patient's Right to Decide," may be obtained from the Florida Center for Health Information and Policy Analysis at 2727 Mahan Drive, MS 16, Tallahassee, FL 32308, or electronically at ahca.myflorida.com/MCHQ/Health Facility Regulation/HC Advance Directives/.

~~2.(b)~~ Providing each adult individual, at the time of the admission as a resident, with written information concerning the nursing home's policies respecting advance directives; and

~~3.(c)~~ The requirement that documentation of the existence of an advance directive be contained in the medical record. A nursing home licensee that which is provided with the individual's advance directive must shall make the advance directive or a copy thereof a part of the individual's medical record.

(c) Pursuant to Section 400.142(3), F.S., a nursing home may honor a Do Not Resuscitate Order (DNRO) as follows:

1. Cardiopulmonary resuscitation may be withheld or withdrawn from a patient only if a valid DNRO is present and executed pursuant to Section 401.45, F.S.

2. Facility staff and nursing home licensees shall not be subject to criminal prosecution or civil liability, nor be considered to have engaged in negligent or unprofessional conduct for withholding or withdrawing cardiopulmonary resuscitation pursuant to such a DNRO.

Rulemaking Specific Authority 400.141, 400.141(7), 400.142(3), 400.23, 765.110 FS. Law Implemented 400.022, 400.0255, 400.102, 400.141, 400.141(7), 400.151, 400.23, 765.110 FS. History—New 4-1-82, Amended 4-1-84, Formerly 10D-29.106, Amended 4-18-94, 1-10-95, 2-6-97, 5-5-02, \_\_\_\_\_.

59A-4.107 Physician Services.

(1) Each nursing home licensee must facility shall retain, pursuant to a written agreement, a physician licensed under Chapter 458 or 459, F.S., to serve as Medical Director. In facilities with a licensed capacity of 60 beds or less, pursuant to written agreement, a physician licensed under Chapter 458 or 459, F.S., may serve as Medical Consultant in lieu of a Medical Director.

(2) Each resident or legal representative, must shall be allowed to select his or her own private physician.

(3) Verbal orders, including telephone orders, must shall be immediately recorded, dated, and signed by the person receiving the order. All verbal treatment orders must shall be countersigned by the physician or other health care professional on the next visit to the facility.

(4) Physician orders may be transmitted by facsimile machine. It is not necessary for a physician to re-sign a facsimile order when he visits a facility.

(5) All physician orders must shall be followed as prescribed, and if not followed, the reason must shall be recorded on the resident's medical record during that shift.

(6) Each resident must shall be seen by a physician or another licensed health professional acting within their scope of practice at least once every 30 days for the first 90 days after admission, and at least once every 60 days thereafter. A physician visit is considered timely if it occurs not later than 10 days after the date the visit was required. If a physician documents that a resident does not need to be seen on this schedule and there is no other requirement for physician's services that must be met due to Title XVIII or XIX, the resident's physician may document an alternate visitation schedule.

(7) If the physician chooses to designate another health care professional to fulfill the physician's component of resident care, they may do so after the required visit. All responsibilities of a physician, except for the position of medical director, may be carried out by other health care professionals acting within their scope of practice.

(8) Each nursing home licensee must maintain facility shall have a list of physicians designated to provide emergency services to residents when the resident's attending physician; or designated alternate is not available.

Rulemaking Specific Authority 400.23 FS. Law Implemented 400.022, 400.102, 400.141, 400.23, 464.012 FS. History—New 4-1-82, Amended 4-1-84, Formerly 10D-29.107, Amended 10-5-92, 4-18-94, 1-10-95, \_\_\_\_\_.

59A-4.1075 Medical Director.

(1) Each nursing home licensee must facility will have only one physician who is designated as Medical Director.

(2)(a) The Medical Director must be a physician licensed under Chapter 458 or 459, F.S., the nursing home administrator may require that the Medical Director be certified or credentialed through a recognized certifying or credentialing organization.

(b) A Medical Director who does not have hospital privileges must shall be certified or credentialed through a recognized certifying or credentialing body, such as the Joint Commission on Accreditation of Healthcare Organizations, the American Medical Directors Association, the Healthcare Facilities Accreditation Program of the American Osteopathic Association, the Bureau of Osteopathic Specialists of the American Osteopathic Association, the Florida Medical Directors Association or a health Health maintenance organization licensed in Florida.

(c) A physician must have his or her principal office within 60 miles of all facilities for which he/she serves as Medical Director. The pPrincipal office is the office maintained by a physician pursuant to Section 458.351 or 459.026, F.S., and where the physician delivers the majority of medical services. The physician must specify the address of his her or her principal office at the time of becoming Medical Director. The Agency may approve a request to waive this requirement for rural facilities that exceed this distance requirement. A rural facility is a facility located in a county with a population density of no greater than 100 persons per square mile, which is at least 30 minutes of travel time, on normally traveled roads under normal traffic conditions, from any other nursing home facility within the same county.

(d) The nursing home licensee must facility shall appoint a Medical Director who must shall visit the facility at least once a month. The Medical Director must shall review all new policies and procedures; review all new incident and new accident reports from the facility to identify clinical risk and safety hazards. The Medical Director must shall review the most recent grievance logs for any complaints or concerns related to clinical issues. Each visit must be documented in writing by the Medical Director.

(3) A physician may be Medical Director of a maximum of ten nursing homes at any one time. The Medical Director, in an emergency where the health of a resident is in jeopardy and the

attending physician or covering physician cannot be located, may assume temporary responsibility of the care of the resident and provide the care deemed necessary.

(4) The Medical Director ~~must appointed by the facility shall~~ meet at least quarterly with the quality assessment and assurance committee of the facility.

(5) The Medical Director ~~must appointed by the facility shall~~ participate in the development of the comprehensive care plan for the resident when he~~r~~ or she is also the attending physician of the resident.

Rulemaking Specific Authority 400.141 FS. Law Implemented 400.141(2) FS. History–New 8-2-01, Amended \_\_\_\_\_.

#### 59A-4.108 Nursing Services.

(1) The administrator of each nursing home ~~must will~~ designate one full-time registered nurse as a director of nursing (DON) who shall be responsible and accountable for the supervision and administration of the total nursing services program. When a director of nursing is delegated institutional responsibilities, a full-time qualified registered nurse (RN) as defined in Chapter 464, F.S. shall be designated to serve as assistant director of nursing. In a facility with a census of 121 or more residents, a registered nurse ~~an registered nursing~~ must be designated as an assistant director of nursing.

(2) Persons designated as director of nursing or assistant director of nursing ~~must shall~~ serve only one nursing home facility in this capacity, and shall not serve as the administrator of the nursing home facility.

(3) The director of nursing ~~must shall~~ designate one licensed nurse on each shift to be responsible for the delivery of nursing services during that shift.

(4) In addition to the requirements outlined in subsection 400.23(3)(a), F.S., the nursing home licensee must facility shall have sufficient nursing staff, on a 24-hour basis to provide nursing and related services to residents ~~in order~~ to maintain the highest practicable physical, mental, and psychosocial well-being of each resident, as determined by resident assessments and individual plans of care. ~~The facility will staff, at a minimum;~~

~~1. an average of 1.7 hours of certified nursing assistant and 6 hours of licensed nursing staff time for each resident during a 24-hour period.~~

(5) In multi-story, multi-wing, or multi-station nursing home facilities, there ~~must shall~~ be a minimum of one nursing services staff person who is capable of providing direct care on duty at all times on each floor, wing, or station.

(6) No nursing services staff person shall be scheduled for more than 16 hours within a 24 hour period, for three consecutive days, except in an emergency. Emergencies ~~must shall~~ be documented and ~~must shall~~ be for a limited, specified period of time.

(7) Upon approval by the Agency a nursing home licensee may allow a licensed nurse that performs both licensed nurse and certified nursing assistant duties during the same shift to

divide the hours of patient care provided between the licensed nurse and certified nursing assistant staffing ratio requirements consistent with services provided. Approval to utilize licensed nurses to perform certified nursing assistant duties must be requested in writing. This request can be done upon license renewal on AHCA Form #3110-6001, December 2008, "Health Care Licensing Application – Nursing Homes" or by letter from the facility's administrator. The licensee must document daily the time the licensed nurse performed personal care services to comply with minimum staffing requirements.

Rulemaking Specific Authority 400.022, 400.23 FS. Law Implemented 400.011, 400.022, 400.141, 400.23 FS. History–New 4-1-82, Amended 4-1-84, 8-1-85, 7-1-88, 7-10-91, Formerly 10D-29.108, Amended 4-18-94, \_\_\_\_\_.

#### 59A-4.109 Resident Assessment and Care Plan.

(1) Each resident admitted to the nursing home facility ~~must shall~~ have a plan of care. The plan of care ~~must shall~~ consist of:

(a) Physician's orders, diagnosis, medical history, physical exam and rehabilitative or restorative potential.

(b) A preliminary nursing evaluation with physician's orders for immediate care, completed upon ~~on~~ admission.

(c) A complete, comprehensive, accurate and reproducible assessment of each resident's functional capacity which is standardized in the facility, and is completed within 14 days of the resident's admission to the facility and every 12 ~~twelve~~ months, thereafter. The assessment ~~must shall~~ be:

1. Reviewed no less than once every three ~~3~~ months,

2. Reviewed promptly after a significant change in the resident's physical or mental condition,

3. Revised as appropriate to assure the continued accuracy of the assessment.

(2) The nursing home licensee must develop facility is responsible to develop a comprehensive care plan for each resident that includes measurable objectives and timetables to meet a resident's medical, nursing, mental and psychosocial needs that are identified in the comprehensive assessment. The care plan must describe the services that are to be furnished to attain or maintain the resident's highest practicable physical, mental and social well-being. The care plan must be completed within seven ~~7~~ days after completion of the resident's assessment.

(3) At the resident's option, every effort ~~must shall~~ be made to include the resident and family or responsible party, including private duty nurse or nursing assistant, in the development, implementation, maintenance and evaluation of the resident's plan of care.

(4) All staff personnel who provide care, and at the resident's option, private duty nurses or persons who are not ~~non~~ employees of the facility, ~~must shall~~ be knowledgeable of, and have access to, the resident's plan of care.

(5) A summary of the resident's plan of care and a copy of any advanced directives ~~must shall~~ accompany each resident discharged or transferred to another health care facility, licensed under Chapter 400, Part II, F.S., or ~~must shall~~ be forwarded to the receiving facility as soon as possible consistent with good medical practice.

~~Rulemaking Specific Authority 400.23 FS. Law Implemented 400.022, 400.102, 400.141, 400.23 FS. History—New 4-1-82, Amended 4-1-84, Formerly 10D-29.109, Amended 4-18-94, 1-10-95,\_\_\_\_\_.~~

(Substantial rewording of Rule 59A-4.110 follows. See Florida Administrative Code for present text.)

#### 59A-4.110 Dietary Services.

(1) The licensee must have a qualified dietitian on staff or through consultation services. A qualified dietitian is one who:

(a) Is a registered dietitian as defined in subsection 468.503(11), F.S. and is currently registered with the American Dietetic Association; or

(b) Has a baccalaureate degree with major studies in food and nutrition, dietetics, or food service management, in a program accredited by Commission on Accreditation for Dietetics Education (CADE), of the American Dietetic Association as found on [www.eatright.org/cps/rde/xchg/ada/hs.xsl/CADE.html](http://www.eatright.org/cps/rde/xchg/ada/hs.xsl/CADE.html), which is incorporated by reference; has one year of supervisory experience in the dietetic service of a health care facility, and participates annually in continuing dietetic education.

(2) The administrator must designate one full-time person as a director of food services. In a facility with a census of 61 or more residents, the duties of the director of food services must not include food preparation or service on a regular basis.

(3) The director of food services must be a qualified dietitian or he/she must meet one of the following requirements set forth in subsections 59A-4.110(3)(a) through (d), F.A.C. Effective January 1, 2011, the director of food services must be a qualified dietitian or have successfully completed an associate degree program that meets the education standard established by the American Dietetic Association, or must be a Certified Dietary Manager through the Dietary Managers Association and maintain continuing education as set forth by the certifying board.

(a) Successfully complete a dietetic assistant correspondence or class room training program, approved by the American Dietetic Association. This training program is the dietary managers' course formerly administered by the Dietary Managers Association; or

(b) Successfully complete a course offered by an accredited college or university that provided 90 or more hours of correspondence or classroom instruction in food service supervision, and has prior work experience as a dietary supervisor in a health care institution with consultation from a qualified dietitian; or

(c) Have training and experience in food service supervision and management in the military service equivalent in content to the programs described in this subsection; or

(d) Successfully complete an associate degree program that meets the education standard established by the American Dietetic Association.

(4) A one-week supply of a variety of non-perishable food and supplies, which represents a nourishing diet based on generally accepted standards of proper nutrition, must be maintained in the facility.

~~Rulemaking Specific Authority 400.022(1)(a), (f), (g), 400.141(5), 400.23 FS. Law Implemented 400.022, 400.102, 400.141, 400.23 FS. History—New 4-1-82, Amended 4-1-84, 7-1-88, 7-10-91, Formerly 10D-29.110, Amended 4-18-94, 2-6-97,\_\_\_\_\_.~~

#### 59A-4.112 Pharmacy Services.

(1) The nursing home licensee must ~~facility shall~~ adopt procedures that assure the accurate acquiring, receiving, dispensing, and administering of all drugs and biologicals, to meet the needs of each resident.

(2) The nursing home licensee must ~~facility shall~~ employ, or obtain, the services of a state licensed consultant pharmacist. A consultant pharmacist is a pharmacist who is licensed by the ~~Department of Business and Professional Regulation~~ Department of Health, Board of Pharmacy and registered as a consultant pharmacist by the Board of Pharmacy in accordance with Rules 64B16-26.300 and 64B16-28.501, F.A.C., and who provides consultation on all aspects of the provision of pharmacy services in the facility.

(3) The consultant pharmacist ~~must shall~~ establish a system to accurately record the receipt and disposition of all controlled drugs in sufficient detail to enable an accurate reconciliation.

(4) The consultant pharmacist must shall determine that drug records are in order and that an account of all controlled drugs is maintained and periodically reconciled.

(5) Drugs and biologicals used in the facility ~~must shall~~ be labeled in accordance with currently accepted professional principles, Chapter 499, F.S., and Rules ~~64B16-28.108 and 64B16-28.502~~, F.A.C.

(6) ~~Prescription Drugs~~ and non-prescription medications requiring refrigeration ~~must shall~~ be stored in a refrigerator. The refrigerator must be locked or located within a locked medication room and accessible only to licensed staff in accordance with state and federal laws. When stored in a general use refrigerator, they shall be stored in a separate, covered, waterproof, and labeled receptacle.

(7) All controlled substances ~~must shall~~ be disposed of in accordance with state and federal laws. All non-controlled substances may be destroyed in accordance with the facility's policies and procedures. Records of the disposition of all substances ~~must shall~~ be maintained in sufficient detail to



enable an accurate reconciliation and a copy of the disposition must be filed in the resident's record or maintained electronically in a readily accessible format.

(8) Non-controlled substances in unit dose containers may be returned to the dispensing pharmacy for credit.

(9) If ordered by the resident's physician, the resident or his or her representative may, upon discharge, take all current prescription drugs with him or her. An inventory of the drugs released must shall be completed, shall be dated, and signed by both the person releasing the drugs and the person receiving the drugs, and must shall be placed in the resident's record.

(10) The licensee must facility shall maintain an Emergency Medication Kit, also known as the Emergency Drug Kit (EDK), the contents of which shall be determined in consultation with the medical director, director of nursing and pharmacist, and it shall be in accordance with facility policies and procedures. The kit must shall be readily available and must shall be kept sealed. All items in the kit must shall be properly labeled. The licensee must facility shall maintain an accurate log of receipt and disposition of each item in the EDK Emergency Medication Kit. An inventory of the contents of the EDK must Emergency Medication Kit shall be attached to the outside of the kit, which must include the earliest expiration date of the EDK drugs. If the seal is broken, the kit must be restocked and resealed by the next business day after use.

Rulemaking Specific Authority 400.23 FS. Law Implemented 400.022, 400.102, 400.141, 400.23 FS. History--New 4-1-82, Amended 4-1-84, 7-10-91, Formerly 10D-29.112, Amended 4-18-94,\_\_\_\_\_.

#### 59A-4.118 Medical Records.

(1) The licensee must facility shall designate a full-time employee as being responsible and accountable for the facility's medical records. If this employee is not a qualified Medical Record Practitioner, then the licensee must retain facility shall have the services of a qualified Medical Record Practitioner on a consultant basis. A qualified Medical Record Practitioner is one who is certified eligible for a certification as a Registered Record Administrator or an Accredited Record Technician by the American Health Information Management Association or a graduate of a School of Medical Record Science that is accredited jointly by the Council on Medical Education of the American Medical Association and the American Health Information Management Association.

(2) Each medical record must shall contain sufficient information to clearly identify the resident, his or her diagnosis and treatment, and results. Medical records must shall be complete, accurate, accessible and systematically organized.

(3) Medical records must shall be retained for a period of five years from the date of discharge. In the case of a minor, the record must shall be retained for three 3 years after a resident reaches legal age under state law.

(4) In the event of a change of ownership, the transferee must maintain all records concerning the care and treatment of the resident, including those originated by the transferor, as required in this subsection.

Rulemaking Specific Authority 400.23 FS. Law Implemented 400.022, 400.102, 400.141, 400.145, 400.23 FS. History--New 4-1-82, Amended 4-1-84, 3-2-88, Formerly 10D-29.118, Amended 4-18-94,\_\_\_\_\_.

#### 59A-4.122 Physical Environment and Physical Plant Maintenance.

(1) The licensee must facility shall provide a safe, clean, comfortable, and homelike environment, which allows the resident to use his or her personal belongings to the extent possible.

(2) The licensee must facility shall provide:

- (a) Housekeeping and maintenance services necessary to maintain a sanitary, orderly, and comfortable interior;
- (b) Clean bed and bath linens that are in good condition;
- ~~(c) Private closet space for each resident;~~
- ~~(d) Furniture, such as a bedside cabinet, drawer space;~~
- ~~(e) Adequate and comfortable lighting levels in all areas;~~
- ~~(c)(f) Comfortable and safe room temperature levels in conformance with section 483.15(h)(6) 42 Code of Federal Regulations Chapter IV (10-1-00 Education) and;~~

~~(d)(g)~~ The maintenance of comfortable sound levels. Individual radios, TVs and other such transmitters belonging to the resident will be tuned to stations of the resident's choice.

(3) Each nursing home licensee must establish written policies designed to maintain the physical plant and overall nursing home environment to assure the safety and well-being of residents.

(4) The building and mechanical maintenance programs must be supervised by a person who has knowledge in the areas of building and mechanical maintenance.

(5) All mechanical and electrical equipment must be maintained in working order, and must be accessible for cleaning and inspection.

(6) All new Heating Ventilation Air Conditioning (HVAC) systems must be tested, balanced and operated to ensure they are operating within specified parameters to meet all Rule and Code requirements and manufacturers specifications prior to being placed into service and maintained in accordance with the Florida Building Code as described by Rule 9B-3.047, Florida Building Code Adopted, Florida Administrative Code and available free at [www.floridabuilding.org](http://www.floridabuilding.org). Permanent records must be maintained.

Rulemaking Specific Authority 400.23 FS. Law Implemented 400.102, 400.141, 400.23 FS. History--New 4-1-82, Amended 4-1-84, Formerly 10D-29.122, Amended 4-18-94,\_\_\_\_\_.

## 59A-4.123 Risk Management and Quality Assurance.

(1) The ~~licensee must facility shall~~ maintain a risk management and quality assurance committee as required in Section 400.147, F.S.

(2) The licensee must submit a report to the Agency on each incident determined to be adverse as specified in Section 400.147(5), F.S. ~~on facility shall use AHCA Form 3110-0009, Revised, January, 2002, October, 2001, October 2008, "Confidential Nursing Home Initial Adverse Incident Report – 1 Day," and AHCA Form 3110-0010, 3110-0010A, and 3110-0010B, Revised, January, 2002, "Confidential Nursing Home Complete Adverse Incident Report – 15 Day," which is~~ are incorporated by reference ~~when reporting events as stated in Section 400.147, F.S. This~~ These forms may be obtained from the Agency for Health Care Administration, Long Term Care Unit, 2727 Mahan Drive, MS 33, Tallahassee, FL 32308 or on the web site at: <http://ahca.myflorida.com/>. Each licensee must comply with reporting timeframes and transmission requirements specified in Section 400.147, F.S. ~~These forms may be submitted through the Agency's web site in accordance with subsection 59A-4.103(3), F.A.C., at: http://ahca.myflorida.com/reporting/index.shtml.~~

(3) Each licensee that has submitted a "Confidential Nursing Home Initial Adverse Incident Report – 1 Day," report must submit a full report of each event by completing "Confidential Nursing Home Complete Adverse Incident Report – 15 Day," AHCA Form 3110-0010, October 2008, which is incorporated by reference. This form may be obtained from the Agency for Health Care Administration, Long Term Care Unit, 2727 Mahan Drive, MS 33, Tallahassee, FL 32308 or on the web site at: http://ahca.myflorida.com/. If a thorough investigation has revealed that the event does not meet the definition of adverse incident, a statement of corrective action on "Confidential Nursing Home Complete Adverse Incident Report – 15 Day," AHCA Form 3110-0010, October 2008, is not required. Each licensee must comply with report timeframe and transmission requirements specified in Section 400.147, F.S. These forms may be submitted through the Agency's web site in accordance with subsection 59A-4.103(3), F.A.C., at: http://ahca.myflorida.com/reporting/index.shtml. Each facility shall use AHCA Form 3110-0008, and AHCA Form 3110-0008A, Revised, January, 2002, "Nursing Home Monthly Liability Claim Information," which are incorporated by reference when reporting liability claims filed against it as required by Section 400.147(9), F.S. These forms may be obtained from the Agency for Health Care Administration, Long Term Care Unit, 2727 Mahan Drive, MS 33, Tallahassee, FL 32308.

(4) Events reported to law enforcement are considered adverse incidents if the report leads to an investigation by law enforcement officials and the report involves a resident of the facility.

Rulemaking Specific Authority 400.23 FS. Law Implemented 400.022, 400.102, 400.141, 400.147, 400.23 FS. History--New 4-1-82, Amended 9-5-82, 4-1-84, 8-1-85, 7-10-91, Formerly 10D-29.123, Amended 4-18-94, 5-5-02, \_\_\_\_\_.

59A-4.1235 Liability Claims.

Each nursing home licensee must use AHCA Form 3110-0008, October 2008, "Nursing Home Monthly Liability Claim Information," which is incorporated by reference, when reporting notices of intent to litigate and complaints filed with the Clerks of the Courts received by the licensee during the prior month as required by Section 400.147(9), F.S. If a liability claim has not been filed against the licensee in a given month, no report is required. These forms must be submitted by the tenth calendar day following the month of receipt and may be obtained from the Agency for Health Care Administration, Long Term Care Unit, 2727 Mahan Drive, MS 33, Tallahassee, FL 32308 or on the web site at: http://ahca.myflorida.com/. These forms may be submitted through the Agency's web site in accordance with subsection 59A-4.103(3), F.A.C. at: http://ahca.myflorida.com/reporting/index.shtml.

Rulemaking Authority 400.23 FS. Law Implemented 400.022, 400.102, 400.141, 400.147, 400.23 FS. History--New \_\_\_\_\_.

## 59A-4.126 Disaster Preparedness.

(1) Each nursing home licensee ~~must facility shall~~ have a written plan with procedures to be followed in the event of an internal or externally caused disaster. The initiation, development, and maintenance of this plan ~~is shall~~ be the responsibility of the facility administrator, and ~~must shall~~ be accomplished in consultation with the Department of Community Affairs', ~~cCounty eEmergency mManagement aAgency.~~

(2) The plan ~~must shall~~ include, at a minimum, the following:

(a) Criteria, as shown, in Section 400.23(2)(g), F.S.; and

(b) The Emergency Management Planning Criteria for Nursing Home Facilities, AHCA 3110-6006, March 1994, which is incorporated herein by reference and obtainable available from the Agency for Health Care Administration, 2727 Mahan Drive, MS #24, Tallahassee, Florida 32308 or on the web site at <http://ahca.myflorida.com/MCHQ/Plans/index.shtml#forms>.

(3) The plan, including the "Emergency Management Planning Criteria for Nursing Homes," must be submitted annually, at the time of a change of ownership of the facility and after significant modification of the plan, to the county emergency management agency for review and approval.

(4) If the licensee is advised by the county emergency management agency of necessary revisions to the plan, those revisions must be made and the plan resubmitted to the county emergency management agency within 30 days of notification.

(5) The county emergency management agency shall be the final administrative authority for emergency plans developed by the nursing home licensee.

(6) The nursing home licensee must test the implementation of the emergency management plan annually, either in response to a disaster, an emergency, or in a planned drill. The outcome must be evaluated and documented and appropriate modifications to the plan to address deficiencies must be made within 30 days.

(7) The emergency management plan must be located in a designated area of the facility for immediate access by nursing home staff.

(8) If residents must be evacuated from the premises due to emergency conditions or a disaster, the licensee must report the location and number of residents evacuated to the Agency's Long Term Care Unit in Tallahassee by phone at (850)488-5861, by fax at (850)410-1512 or through the Emergency Status System (ESS) at: <http://ahcaxnet/esswebahca> within 24 hours after the evacuation is completed. If the Long Term Care Unit or ESS system is unavailable to receive such information, the licensee must contact the appropriate Agency field office or designated Agency mutual aid office. The administrator or designee is responsible for knowing the location of each resident until the resident has been discharged from the facility. The licensee must inform the appropriate Agency field office of a contact person(s) who will be available 24 hours a day, seven days a week, until the facility is reoccupied.

(9) A licensee may exceed its licensed capacity to act as a receiving facility in accordance with an emergency operations plan for residents of evacuating providers from a geographic area where an evacuation order has been issued by a local authority having jurisdiction. While in an overcapacity status, each licensee must furnish or arrange for appropriate care and services including Fire / Life Safety Safeguards for all residents.

(10) The Agency must approve requests for overcapacity which lasts in excess of 15 days. Approvals shall be based upon satisfactory justification, need and resident safety as provided by the receiving and sending facilities.

(11) If residents are evacuated from a nursing home during or after an emergency situation or disaster and there is no damage to the facility and all utilities and services are operating within normal parameters, the facility may be reoccupied and notice provided to the Agency within 24 hours of return to the facility. This notification may be sent to the Agency by telephone or fax. However, if there has been water intrusion, interior damage, structural damage or if the facility is unable to operate under normal electrical power a determination whether or not the facility can be reoccupied must be made by the Agency. A determination may also require the review and approval from the local authority having jurisdiction. In those cases, the facility may not be occupied until all approvals are obtained.

(12) A facility with significant structural or systems damage must relocate residents out of the damaged facility until approval is received from the Agency's Office of Plans and Construction to reoccupy the facility. Such approval will be based upon safety determinations pursuant to the requirements of the Florida Building Code as described by Rule 9B-3.047, Florida Building Code Adopted, Florida Administrative Code and available free at [www.floridabuilding.org](http://www.floridabuilding.org) and this rule.

Rulemaking Specific Authority 400.23 FS. Law Implemented 400.102, 400.141, 400.23 FS. History—New 4-1-82, Amended 4-1-84, Formerly 10D-29.126, Amended 8-15-94, 6-1-06, \_\_\_\_\_.

59A-4.128 Evaluation of Nursing Homes and Licensure Status.

(1) The Agency shall, at least every 15 months, evaluate and assign a licensure status to every nursing home facility. The evaluation and licensure status shall be based on the facility's compliance with the requirements contained in this rule, and Chapter 400, Part II, F.S.

(2) The evaluation shall be based on the most recent licensure survey report and investigations conducted by the Agency and those persons authorized to inspect nursing homes under chapter 400, Part II, F.S.

(3) The licensure status assigned to the nursing home facility will be either conditional or standard. The licensure status is based on the compliance with the standards contained in this rule and Chapter 400, Part II, F.S. ~~Non-compliance will be stated as deficiencies measured in terms of scope and severity.~~

Rulemaking Specific Authority 400.23 FS. Law Implemented 400.102, 400.19, 400.23 FS. History—New 4-1-82, Amended 4-1-84, 9-26-85, 7-21-87, Formerly 10D-29.128, Amended 8-15-94, 2-28-95, 10-13-96, 5-5-02, \_\_\_\_\_.

59A-4.1285 Respite Care.

(1) Each nursing home licensee that meets the standards provided in Section 400.141(6) F.S., may develop and implement a respite care program.

(2) All sections in this rule and Chapter 400, Part II, F.S., shall apply to a nursing home licensee offering a respite care program. For each person admitted under the respite care program, the nursing home licensee must:

(a) Consider respite residents as nursing home residents to determine the nursing home minimum staffing required by Section 400.23(3)(a), F.S.

(b) Have an abbreviated plan of care developed with those items specified in paragraph 59A-4.109(1)(a), F.A.C. At a minimum, the modified plan of care must include nutritional requirements, medication orders, physicians' orders, nursing assessments and dietary preferences. The nursing or physician assessments may take the place of all other assessments required for full time residents.

(c) Have a contract which, at a minimum, must include the services to be provided to the resident including: charges for services, activities, equipment, emergency medical services and the administration and provision of medications. If multiple respite admissions for a single person are anticipated, the original contract may be good for one year from the date of execution.

(3) Persons admitted under the respite care program are:

(a) Exempt from the requirements specified in subsection 59A-4.106(1), F.A.C., for a discharge plan, discharge summary, and discharge diagnosis; however, each nursing home licensee must ensure a resident is released to his or her caregiver or an individual designated in writing by the caregiver;

(b) Entitled to resident's rights specified under Section 400.022, F.S., with the following exceptions:

1. Funds or property of the respite resident shall not be considered trust funds subject to the requirements of Section 400.022(1)(h), F.S., until the resident has been in the facility for more than 14 consecutive days. Each nursing home licensee must develop policies and procedures for handling respite care residents' funds or property, which must include access to personal funds as needed and release of all property and funds upon discharge.

2. The rights of residents as specified in Sections 400.022(1)(i) and (l), F.S., for respite residents must be addressed in the resident contract.

3. The rights of residents as specified in Sections 400.022(1)(p), (q), (u) and (v), F.S., will not apply.

(c) Allowed to use their personal medications for the respite stay if permitted under facility policy. Prescription medications brought in with the respite resident must be in a properly labeled container. Over-the-counter medications must be in the original container. The nursing home licensee must obtain physician's orders for the medications. The caregiver may provide information regarding the medications as part of the nursing assessment, which must agree with the physician's orders. Medications should be released with the resident upon discharge and in accordance with current orders. The nursing home policy may include acceptance of:

1. An attestation by the caregiver that the medications have been under his or her control prior to bringing it to the nursing home;

2. Verification by the DON, the consultant pharmacist, or provider pharmacy that the medications as packaged are the same as labeled and ordered by the physician.

(4) A person receiving respite care shall be entitled to a total of 60 days in the nursing home within a contract year or a calendar year if the contract is for less than 12 months. However, each single stay shall be limited to not more than 14 days. If a stay exceeds 14 days, the nursing home licensee must comply with all assessment and care planning requirements applicable to nursing home residents.

(5) Persons receiving respite care shall reside in a licensed nursing home bed.

(6) A prospective respite resident must provide such relevant medical information from a physician, a physician assistant, or nurse practitioner and other information from the primary caregiver as may be required by the nursing home, prior to or at the time of admission to the nursing home to receive respite care. The medical information must include a physician's order for respite care and proof of a physical examination by a licensed physician, physician assistant or nurse practitioner. The physician's order and physical examination may be used to provide intermittent respite care for up to 12 months from the date the order is written.

(7) The nursing home licensee must assume the duties of the primary care giver. To ensure continuity of care and services, the respite resident shall be entitled to retain his or her personal physician and must have access to medically necessary services such as physical therapy, occupational therapy or speech therapy as needed. The nursing home licensee must arrange for transportation to these services if necessary.

Rulemaking Specific Authority 400.011 FS. Law Implemented 400.151 FS. History--New 7-21-87, Formerly 10D-29.1285, Amended \_\_\_\_\_.

59A-4.1288 Exception.

Nursing homes licensees that participate in Title XVIII or XIX must follow certification rules and regulations found in 42 C.F.R. 483, Requirements for States and Long Term Care Facilities, October 1, 2006, including any amendments integrated since 2006, which are incorporated by reference September 26, 1991, and sState rRules and rRegulations, Cehapter 400, Part II, F.S., and this rule. Non-certified facility licensees facilities must follow the contents of this rule and the standards contained in the Conditions of Participation found in 42 C.F.R. 483, Requirements for States and Long Term Care Facilities, September 26, 1991, which is incorporated by reference with respect to social services, dental services, infection control, dietary and the therapies.

Rulemaking Specific Authority 400.23 FS. Law Implemented 400.102, 400.141, 400.23 FS. History--New 4-18-94, Amended \_\_\_\_\_.

59A-4.1295 Additional Standards for Homes That Admit Children 0 Through 20 Years of Age.

(1) Nursing homes licensees who accept children with a level of care of Intermediate I or II, skilled or fragile, must meet the following standards as indicated. Intermediate I and II are defined in Cehapter 59G-4, F.A.C. Children considered skilled have a chronic debilitating disease or condition of one or more physiological or organ systems that generally make the child dependent upon 24-hour per day medical, nursing, or health supervision or intervention. Fragile children are medically complex and the medical condition is such that they

are technologically dependent ~~upon~~ ~~through~~ medical ~~equipment~~ ~~apparatus~~ or procedure(s) to sustain life and who can expire; without warning unless continually under observation.

(2) Each child ~~must~~ ~~shall~~ have an assessment upon admission by licensed physical, occupational, and speech therapists ~~that are~~ experienced in working with children. Therapies ~~must~~ ~~will~~ be administered based upon the outcome of these assessments and the orders of the child's physician.

(3) Admission criteria:

(a) The child must require intermediate, skilled or fragile nursing care and be medically stable, as documented by the physician determining level of care.

(b) For nursing facility placement, a recommendation ~~must~~ ~~shall~~ be made in the form of a written order by the child's attending physician in consultation with the parent(s) or legal guardian(s). For Medicaid certified nursing facilities, the recommendations for placement of a Medicaid applicant or recipient in the nursing facility ~~must~~ ~~shall~~ be made by the Department of Health's Children's Medical Services Children's Multi-disciplinary Assessment Team. Consideration must be given to relevant medical, emotional, psychosocial, and environmental factors.

(c) Each child admitted to the nursing home facility ~~must~~ ~~shall~~ have a plan of care developed by the interdisciplinary care plan team. The plan of care ~~must~~ ~~shall~~ consist of those items listed below.

1. Physician's orders, diagnosis, medical history, physical examination and rehabilitative or restorative needs.

2. A preliminary nursing evaluation with physician orders for immediate care, completed on admission.

3. A comprehensive, accurate, reproducible, and standardized assessment of each child's functional capability which is completed within 14 days of the child's admission to the facility and every twelve months thereafter. The assessment ~~must~~ ~~shall~~ be:

a. Reviewed no less than once every 120 days;

b. Reviewed promptly after a significant change in the child's physical or mental condition;

c. Revised as appropriate to assure the continued usefulness of the assessment.

4. The plan of care ~~must~~ ~~shall~~ also include measurable objectives and timetables to meet the child's medical, nursing, mental and psychosocial needs identified in the comprehensive assessment. The care plan must describe the services that are to be furnished to attain or maintain the child's highest practicable physical, mental, social and educational well-being. The care plan must be completed within ~~seven~~ 7 days after completion of the child's assessments ~~required in subsection (3) above~~.

5. ~~To In order to~~ enhance the quality of life of each child ages 3 years through 15 years, the facility administration must notify by certified mail the school board in the county in which

the facility is located that there is a school-age child residing in the facility. Children ages 16 through 20 years must be enrolled in an education program according to their ability to participate. Program participation for each child regardless of age is predicated on his or her ~~their~~ intellectual function, physical limitations, and medical stability. Collaborative planning with the public school system and community at-large is necessary to produce integrated and inclusive settings which meet each child's needs. The failure or inability on the part of city City, county County, state State, or federal Federal ~~Federal~~ school systems to provide an educational program according to the child's ability to participate shall not obligate the licensee facility to supply or furnish an educational program or bring suit against any city City, county County, state State, or federal Federal ~~Federal~~ organizations for their failure or inability to provide an educational program. Nothing contained herein is intended to prohibit, restrict or prevent the parents or legal guardian of the child from providing a private educational program that meets applicable ~~s~~State laws.

6. At the child's guardian's option, every effort ~~must~~ ~~shall~~ be made to include the child and his or her family or responsible party, including private duty nurse or nursing assistant, in the development, implementation, maintenance and evaluation of the child's plan of care.

7. All employees of the facility who provide hands on care, ~~must~~ ~~shall~~ be knowledgeable of, and have access to, the child's plan of care.

8. A summary of the child's plan of care ~~must~~ ~~shall~~ accompany each child discharged or transferred to another health care facility or ~~must~~ ~~shall~~ be forwarded to the facility receiving the child as soon as possible consistent with good medical practice.

(4) The child's attending physician, licensed under Chapter 458 or 459, F.S., ~~must~~ ~~shall~~ maintain responsibility for the overall medical management and therapeutic plan of care and ~~must~~ ~~will~~ be available for face-to-face consultation and collaboration with the nursing facility medical and nursing director. At a minimum, the physician or his or her designee ~~must~~ ~~shall~~:

(a) Evaluate and document the status of the child's condition at least monthly;

(b) Review and update the plan of care every 60 days;

(c) Prepare orders as needed and accompany them by a signed progress note in the child's medical record; and

(d) Co-sign verbal orders no more than 72 hours after the order is given. Physicians' orders may be transmitted by facsimile machine. It is not necessary for a physician to re-sign a facsimile order when he or she visits a facility. Orders transmitted via computer mail are not acceptable. Verbal orders not co-signed within ~~seventy two~~ (72)-hours shall not be held against the licensee facility if it has documented timely, good-faith efforts to obtain ~~such~~ ~~said~~ co-signed orders.

(5) The following must be completed for each child. A ~~registered nurse must~~ RN shall be responsible for ensuring these tasks are accomplished:

(a) Informing the attending physician and medical director of beneficial and untoward effects of the therapeutic interventions;

(b) Maintaining the child's record in accordance with facility policies and procedures; and

(c) ~~Instructing~~ instructing or arranging for the instruction of the parent(s), legal guardian(s), or other caretaker(s) ~~giver(s)~~ giver(s) on how to provide the necessary interventions, how to interpret responses to therapies, and how to manage unexpected responses ~~in order~~ to facilitate a smooth transition from the nursing facility to the home or other placement. This instruction ~~must will~~ cover care coordination and ~~must will~~ gradually pass the role of care coordinator to the parent or legal guardian, as appropriate.

(6) In addition to the requirements of section 420 of the Florida Building Code 2004 Edition including all supplements in effect as of December 2006, ~~The licensee must facility shall~~ provide the following:

(a) ~~A minimum of 100 square feet in a single bedroom and 80 square feet per child in multiple bedrooms;~~

(a)(b) Bathroom and bathing facilities appropriate to the child's needs to allow for:

1. Toileting functions with privacy ~~(c~~ a door to the bathroom ~~must will~~ be provided); and
2. Stall showers and tubs.

(b)(c) There ~~must shall~~ be an indoor activities area that:

1. Encourages exploration and maximizes the child's capabilities;
2. Accommodates mobile and non-mobile children; and
3. Supports a range of activities for children and adolescents of varying ages and abilities.

(c)(d) There ~~must shall~~ be an outdoor activity area that is:

1. Secure with areas of sun and shade;
2. Free of safety hazards; and
3. Equipped with age appropriate recreational equipment for developmental level of children and has storage space for same.

(d)(e) All furniture and adaptive equipment must be physically appropriate to the developmental and medical needs of the children;

(e)(f) Other equipment and supplies ~~must shall~~ be made available to meet the needs of the children as prescribed or recommended by the attending physician or medical director and in accordance with professional standards of care.

(7) For ~~those nursing homes that facilities who~~ admit children age 0 through 15 years of age, the following standards apply in addition to those above and throughout Chapter 59A-4, F.A.C.

(a) Each child ~~must shall~~ have an assessment upon admission by licensed physical, occupational, and speech therapists who are experienced in working with children. Therapies ~~must will~~ be administered based upon the outcome of these assessments and the orders of each ~~the~~ child's physician.

(b) The nursing home licensee must facility shall have a contract with a board certified pediatrician who serves as a consultant and liaison between the nursing facility and the medical community for quality and appropriateness of services to children.

(c) The nursing home licensee facility must assure that pediatric physicians are available for routine and emergency consultation to meet the children's ~~child's~~ needs.

(d) The nursing home licensee facility must ensure that children reside in distinct and separate units from adults.

~~(e) The facility shall be equipped and staffed to:~~

(e)(f) The nursing home licensee facility must provide access to emergency and other forms of transportation for children.

~~(f)(g)~~ At least one licensed health care staff person with current Pediatric Advanced Life Support (PALS) Life Support certification ~~must for children shall~~ be on the unit where children are residing at all times ~~where children are residing~~.

(g)(h) The nursing home licensee must facility shall maintain an Emergency Medication Kit, also known as an Emergency Drug Kit (EDK) of pediatric medications, as well as adult dosages for those children who require adult doses. The contents of in the EDK ~~Emergency Medication Kit~~ shall be determined in consultation with the Medical Director, Director of Nursing, a registered nurse who has current experience working with children, and a Pharmacist who has pediatric expertise. The kit ~~must shall~~ be readily available and ~~must shall~~ be kept sealed. All items in the kit ~~must shall~~ be properly labeled. The nursing home licensee must facility shall maintain an accurate log of receipt and disposition of each item in the EDK ~~Emergency Medication Kit~~. An inventory to include expiration dates of the contents of the EDK ~~must Emergency Medication Kit shall~~ be attached to the outside of the kit. If the seal is broken, the kit must be restocked and ~~resealed~~ the next business day after use.

(h)(i) Each nursing home licensee must facility shall develop, implement, and maintain a written staff education plan that which ensures a coordinated program for staff education for all facility employees who work with children. The plan ~~must shall~~:

1. Be reviewed at least annually by the quality assurance committee and revised as needed.

2. Include both pre-service and in-service programs. In-service for each department must include pediatric-specific requirements as relevant to its discipline.

3. Include ~~Ensure that~~ education that is conducted annually for all facility employees who work with children, at a minimum, in the following areas:

a. Childhood diseases to include prevention and control of infection;

b. Childhood accident prevention and safety awareness programs;

4. ~~Require~~ ~~Ensure that all non-licensed~~ employees of the nursing home to complete an initial educational course on HIV and AIDS, preferably pediatric HIV and AIDS, in accordance with Section 381.0035, F.S. If the employee does not have a certificate of completion at the time ~~he or she is~~ they are hired, ~~the employee they~~ must have completed the course two hours within six months of employment. ~~All employees shall have a minimum of one hour biennially.~~

~~(i)(j)~~ All facility staff must shall receive in-service training in and demonstrate awareness of issues particular to pediatric residents annually.

(8)(a) For the purposes of this rule, nursing care must shall consist of the following:

~~(a) For residents who are skilled: registered nurses, licensed practical nurses, respiratory therapists, respiratory care practitioners, and certified nursing assistants (CNAs). The child's nursing care shall be as follows:~~

~~1. There shall be one registered nurse on duty, on-site 24 hours per day on the unit where children reside. There shall be an average of 3.5 hours of nursing care per patient day.~~

~~2. In determining the minimum hours of nursing care required above, there shall be no more than 1.5 hours per patient day of certified nursing assistant (CNA) care and no less than 1.0 hours per patient day of licensed nursing care.~~

~~(b) For residents who are fragile: Registered nurses, licensed practical nurses, respiratory therapists, respiratory care practitioners, and certified nursing assistants and must. The child's nursing care shall be as follows:~~

~~1. One include one registered nurse on duty, on-site 24 hours per day on the unit where children reside. There shall be an average of 5 hours of nursing care per patient day.~~

~~2. In determining the minimum hours per patient day required above, there shall be no more than 1.5 hours per patient day of CNA care, and no less than 1.7 hours per patient day of licensed nursing care.~~

~~(b)(e)~~ In the event that there are more than ~~forty-two (42)~~ children in the facility, there must shall be no fewer than ~~two (2)~~ registered nurses on duty, on-site, 24 hours per day on the unit where the children reside.

(9) A qualified dietitian with knowledge, expertise and experience in the nutritional management of medically involved children must shall evaluate the needs and special diet of each child at least every 60 days.

(10) The pharmacist must will have access to appropriate knowledge concerning pediatric pharmaceutical procedures, i.e., total parenteral nutrition (TPN) infusion regime and be familiar with pediatric medications and dosages.

(11) The nursing home licensee must facility shall maintain or contract as needed for pediatric dental services.

(12) Safety equipment, such as childproof safety latches on closets; and cabinets, straps on all seating services, locks on specific storage cabinets, bumper pads on cribs, and car seats for transporting must be used whenever appropriate to ensure the safety of the child.

(13) Pediatric equipment and supplies must shall be available as follows:

(a) Suction machines, one per child requiring suction, plus one suction machine for emergency use;

(b) Oxygen, in portable tanks with age appropriate supplies;

(c) Thermometers;

(d) Sphygmomanometers, stethoscopes, otoscopes; and

(e) Apnea monitors and pulse oximeters.

(14) Other equipment and supplies must shall be made available to meet the needs of the children as prescribed or recommended by the attending physician or medical director and in accordance with professional standards of care.

(15) Prior to initiating or expanding services to pediatric residents, the licensee or applicant must receive written approval from the Agency. Nursing home licensees that wish to convert existing nursing home beds to pediatric beds must:

(a) Have a standard license pursuant to Section 400.062, F.S.;

(b) Submit approval from the Office of Plans and Construction based upon submission of plans and specifications of the building for approval as outlined in Rule 59A-4.133, F.A.C.

(c) Submit a revised licensure application no less than 30 days prior to the anticipated date that services will be provided. The application must include the number and configuration of beds to be used to serve pediatric residents and a listing of services that will be provided.

(16) Approval to provide pediatric services shall be based upon demonstration of compliance with this rule and Chapter 400, Part II, F.S.

(17) Any changes in pediatric services, including cessation of services, must be reported to the Agency in writing at least 30 days prior to the change.

Rulemaking Specific Authority 400.23(5)(2), (4) FS. Law Implemented 400.23(5)(4) FS. History—New 11-5-96, Amended 9-7-97, \_\_\_\_\_.

(Substantial rewording of Section 59A-4.130 follows. See Florida Administrative Code for present text.)

59A-4.130 ~~Fire Prevention, Fire Protection, and Life Safety, Systems Failure and External Emergency Communications.~~

(1) Each nursing home licensee must provide fire protection through the elimination of fire hazards. All portions of the existing facility must comply with the requirements of the National Fire Protection Association (NFPA) Life Safety

Code 101 for Existing Health Care Occupancy, as adopted by the State Fire Marshal described in Chapter 69A-53, Uniform Fire Safety Standards for Hospitals and Nursing Homes, Florida Administrative Code and incorporated by reference and obtainable from the National Fire Protection Association, 1 Batterymarch Park, P. O. Box 9101, Quincy, Massachusetts, 02269-9101.

(2) All fires or explosions must be reported immediately to the local fire inspection authority and the Agency's Office of Plans and Construction at (850)487-0713 or by fax at (850)922-6483. Upon notification and in accordance with NFPA 1, Fire Prevention Code, as adopted by the State Fire Marshal and described in Chapter 69A-50, Florida Fire Prevention Code, Florida Administrative Code, the Agency may investigate the cause, origin, and circumstances of the fire or explosion. To facilitate this investigation, the nursing home licensee must complete the form "Fire Incident Report," AHCA Form 3500-0031, September 2006, incorporated herein by reference and available by mail from the Agency's Office of Plans and Construction or accessible from the Agency's web site at: [ahca.myflorida.com/MCHQ/Plans/index.shtml#forms](http://ahca.myflorida.com/MCHQ/Plans/index.shtml#forms). This written report must be sent to the Agency's Office of Plans and Construction at 2727 Mahan Drive, MS #24, Tallahassee, Florida 32308, within seven days of the occurrence.

(3) In accordance with NFPA 101, Life Safety Code, if a system failure of the fire alarm system, smoke detection system, or sprinkler system occurs, the following actions must be taken by the licensee:

(a) Notify the local fire department and document instructions.

(b) Notify the Agency's Office of Plans and Construction or the appropriate Agency field office.

(c) Assess the extent of the condition and effect corrective action, with a documented correction period. If the corrective action will take more than four hours, the following must be completed:

1. Implement a contingency plan to the facility fire plan containing a description of the problem, a specific description of the system failure, and the projected correction period. All staff on the shifts involved must have documented in-service training for the emergency contingency.

2. Begin a documented fire watch until the system is restored. Staff performing the fire watch must be trained in appropriate observations and actions, as well as be able to expeditiously contact the fire department. To maintain a fire watch, the licensee must utilize only certified public fire safety personnel, a security guard service, or facility staff. If facility staff are used for this function, they must meet the following criteria:

a. Be off duty from their regular facility position or assigned only to fire watch duty. The licensee must maintain compliance with direct care staffing requirements at all times;

b. Be trained and competent as determined by the licensee in the duties and responsibilities of a fire watch;

c. Have immediate access to two-way electronic communication.

3. If the projected correction period changes or upon restoration of the system to normal operation, the licensee must notify the appropriate Agency's field office and local fire authorities.

(4) External Emergency Communication. Each newly constructed facility that has not received a Preliminary Stage II Plan Approval from the Office of Plans and Construction on the effective date of this rule, shall provide for external electronic communication not dependent on terrestrial telephone lines, cellular, radio, or microwave towers, such as an on-site radio transmitter, satellite communication systems or a written agreement with an amateur radio operator volunteer group. This agreement must provide for a volunteer operator and communication equipment to be relocated into the facility in the event of a disaster until communications are restored. Other methods that can be shown to maintain uninterrupted electronic communications not dependent on land-based transmission must be approved by the Agency's Office of Plans and Construction.

Rulemaking Specific Authority 381.031(1)(g)7., 400.23, 400.191(2) FS. Law Implemented 381.034, 400.102, 400.141, 400.23, 633.05(8), 633.051 FS. History--New 4-1-82, Amended 4-1-84, 8-1-85, Formerly 10D-29.119, 59A-4.119, Amended \_\_\_\_\_.

(Substantial rewording of Section 59A-4.133 follows. See Florida Administrative Code for present text.)

59A-4.133 Physical Plant Codes and Standards for Nursing Homes ~~Plans Submission and Review and Construction Standards.~~

(1) All construction of new nursing homes and all additions, modifications, alterations, renovations, and refurbishing to the site, facility, equipment or systems of existing facilities must be in compliance with the Florida Building Code as described by Rule 9B-3.047, Florida Building Code Adopted, Florida Administrative Code and available free at [www.floridabuilding.org](http://www.floridabuilding.org).

(2) No building shall be converted to a licensed nursing home unless it complies with the standards and codes set forth herein and with licensure requirements set forth in this Chapter.

(3) Guide on Alternative Approaches to Life Safety, NFPA-101 A as adopted by the State Fire Marshal described in Chapter 69A-53, Uniform Fire Safety Standards for Hospitals and Nursing Homes, Florida Administrative Code, incorporated by reference and obtainable from the National Fire Protection Association, 1 Batterymarch Park, P. O. Box 9101, Quincy, Massachusetts 02269-9101, shall not be used to meet the required codes and standards for new construction or for the conversion of an existing building to a licensed nursing home.



(4) Where additions, modifications, alterations, refurbishing, renovations or reconstruction are undertaken within an existing facility, all such additions, modifications alterations, refurbishing, renovations or reconstruction must comply with applicable sections of the codes for new facilities. Where existing major structural elements make total compliance impractical or impossible, the licensee or potential licensee must submit to the Office of Plans and Construction a request to utilize alternate materials and methods in accordance with the Florida Building Code.

(5) In additions, modifications, alterations, refurbishing, renovations or reconstruction projects and those projects that are making additions to existing facilities, only that portion of the total facility affected by the project must comply with applicable sections of the referenced codes for new construction.

(6) A licensed nursing home or any portion of a licensed nursing home that was reviewed and approved under a previous edition of the Life Safety Code must be in compliance with the requirements of Chapter 19, Existing Health Care Occupancy, of the National Fire Protection Association (NFPA) Life Safety Code 101, as adopted by the State Fire Marshal described in Chapter 69A-53, Uniform Fire Safety Standards for Hospitals and Nursing Homes, Florida Administrative Code, incorporated by reference and obtainable from the National Fire Protection Association, 1 Batterymarch Park, P. O. Box 9101, Quincy, Massachusetts 02269-9101, with the exception of any part included in the additions, modifications, alterations, refurbishing, renovations or reconstruction that must be in compliance with currently adopted codes and standards. A licensed nursing home and any portion of a licensed nursing home that was reviewed and approved under a previous edition of Chapter 59A-4, Florida Administrative Code and the state or local building code must remain in compliance with the rule or building code in effect at the date of licensure with the exception of any part included in the additions, modifications, alterations, refurbishing, renovations or reconstructions that must be in compliance with currently adopted codes and standards.

(7) All existing facilities must be maintained in a safe condition free of hazards and all existing architectural, mechanical, electrical and structural systems and appurtenances must be maintained in good working order. No architectural, mechanical, electrical, or structural system or appurtenance may be deleted or discontinued without first obtaining approval from the Agency.

(8) When a building or portion of a building is converted to a new licensed nursing home, it must comply with the requirements of Chapter 4 and Institutional Occupancy- Group I, Unrestrained, of the Florida Building Code as described by Chapter 9B-3.047, Florida Building Code Adopted, Florida Administrative Code and available free at [www.floridabuilding.org](http://www.floridabuilding.org), and the National Fire Protection Association (NFPA) Life Safety Code 101, Chapter 18, New

Health Care Occupancy, as adopted by the State Fire Marshal, incorporated by reference and obtainable from the National Fire Protection Association, 1 Batterymarch Park, P.O. Box 9101, Quincy, Massachusetts 02269-9101. When a building is converted from another type of occupancy to a nursing home, it must comply with the requirements of the Florida Building Code. A change of ownership shall not constitute a change of occupancy.

(9) Other facilities or providers not owned or operated by the licensee of a nursing home may be fully integrated with the nursing home's physical plant only after it has been successfully demonstrated to the Agency that all areas of the facility's physical plant are designed and maintained in a manner that will ensure continued licensure compliance of the nursing home.

(10) The Agency shall conduct annual life safety inspections of nursing homes to ensure compliance with all licensing and fire safety requirements. Inspections may also be conducted by the Agency as it deems necessary to carry out the functions of the Agency for the following reasons:

(a) To ensure compliance with the licensing and life safety requirements of this Chapter;

(b) To respond to licensing, life safety, and other physical plant complaints; or

(c) To protect the public health and safety.

(11) Nothing in these standards shall be construed as restrictive to a facility that chooses to do work or alterations as part of a long-range, phased safety improvement plan. All hazards to life and safety and all areas of noncompliance with applicable codes and regulations must be corrected in accordance with a plan of correction approved in advance by the Agency's Office of Plans and Construction.

(12) Projects that have not received at least a Stage II Preliminary Plan approval from the Office of Plans and Construction on the effective date of this rule must conform to the requirements as set forth in these rules.

Rulemaking Specific Authority 381.031(1)(g)7-, 400.23 FS. Law Implemented 381.031-, 400.011(2), 400.021(1)-(17), 400.022(1)-(4), 400.102, 400.141, 400.23 FS. History—New 4-1-82, Amended 4-1-84, 4-29-92, Formerly 10D-29.120, 59A-4.120, Amended 2-6-97, 10-21-99, \_\_\_\_\_.

#### 59A-4.134 Plans Submission and Fee Requirements.

(1) No construction work, including demolition, shall be started until prior written approval has been given by the Office of Plans and Construction. This includes all construction of new facilities and all additions, modifications, alterations, renovations, and refurbishing to the site, facility, equipment or systems of all existing facilities.

(2) Approval to start construction only for demolition, site work, foundation, and building structural frame may be obtained prior to construction document approval when the following is submitted for review and approval:

(a) Preliminary Stage II approval letter from the Office of Plans and Construction.

(b) Construction documents, specifications and construction details for all work to be undertaken.

(c) A letter from the nursing home licensee holding the Agency harmless for any changes that may occur to the project as a result of the final construction document review.

(d) A life safety plan indicating temporary egress and detailed phasing plans indicating how the areas to be demolished or constructed are to be separated from all occupied areas must be submitted for review and approval when demolition or construction in and around occupied buildings is to be undertaken.

(3) Projects that have been submitted to the Agency for review will be considered abandoned and will be terminated after any of the following has occurred:

(a) Construction has not begun within one year after written approval of the construction documents from the Office of Plans and Construction;

(b) No further plans have been submitted for Agency review within one year after a project has been initiated with the Office of Plans and Construction;

(c) Construction has been halted for more than one year. After this termination, resubmission as a new project will be required.

(4) When construction is planned, either for new buildings, additions, alterations or renovations to existing buildings, the plans and specifications must be prepared and submitted to the Office of Plans and Construction for approval by a Florida registered architect and a Florida registered professional engineer. An architecture or engineering firm not practicing as a sole proprietor must also be registered as an architecture or engineering firm with the Florida Department of Business and Professional Regulation.

(5) The initial submission of plans to the Office of Plans and Construction for any new project must include a completed Plan Review Application Form, ACHA Form 3500-0011, November 1996, revised March 2002, incorporated by reference and obtainable from the Agency for Health Care Administration, 2727 Mahan Drive, Tallahassee, Florida 32308 and a valid Certificate of Need, if required by the Agency. This information must accompany the initial submission. Approval will not be granted for any project without a Certificate of Need if required by the Agency.

(6) Plans and specifications submitted for review shall be subject to a plan review fee. This fee is prescribed by Section 400.232, F.S. All fees must be paid by check made payable to the Treasurer, State of Florida, with the check noted with the Office of Plans and Construction facility log number. Fees will be accepted only from the licensee or prospective licensee.

(7) Plans and specifications shall normally be submitted in three stages. Exceptions to the submission of all three stages shall be subject to prior approval by the Office of Plans and Construction.

(a) Stage I, schematic plans.

(b) Stage II, preliminary plans or design development drawings.

(c) Stage III, construction documents, including specifications, addenda and change orders.

(8) For each stage of submission, a program or scope of work must be submitted. It must consist of a detailed word description of all contemplated work and any required phasing to be provided in the proposed construction.

(9) For projects involving only equipment changes or system renovations, only Stage III, construction documents need be submitted. These documents must include the following:

(a) Life safety plans showing the fire/smoke compartments in the area of renovation.

(b) Detailed phasing plans indicating how the new work will be separated from all occupied areas.

(c) Engineering plans and specifications for all of the required work.

(10) Stage I, Schematic Plans.

(a) At a minimum, the following must be incorporated into the schematic plans:

1. Single-line drawings of each floor that must show the relationship of the various activities or services to each other and each room arrangement. The function of each room or space must be noted in or near the room or space. The proposed roads and walkways, service and entrance courts, parking, and orientation must be shown on either a small plot plan or on the first floor plan. Provide a simple cross-section diagram showing the anticipated construction. Provide a schematic life safety plan showing smoke and fire compartments, exits, exit passageways and gross areas of smoke and fire compartments. Provide information as to which areas have sprinklers, both new and existing.

2. If the proposed construction is an addition or is otherwise related to existing buildings on the site, the schematic plans must show the facility and general arrangement of those other buildings.

3. A schedule showing the total number of beds, types of bedrooms and types of ancillary spaces.

(11) Stage II, Preliminary Plans.

(a) At a minimum, to gain a Stage II approval, the following must be incorporated into the preliminary plans”.

1. A vicinity map showing the major local highway intersections for new nursing home construction.

2. Site development plans that:

a. Show existing grades and proposed improvements as required by the schematic submission.

b. Provide building locating dimensions.

c. Provide site elevations for both the 100 year flood elevations and hurricane category 3 surge inundation elevations if the project involves the construction of a new facility or is a new addition of a wing or floor to an existing facility.

d. Provide the location of the fire protection services water source to the building.

3. Architectural plans that include:

a. Floor plans, 1/8-inch scale minimum, showing door swings, windows, casework and millwork, fixed equipment and plumbing fixtures. Indicate the function of each space.

b. A large-scale plan of typical new bedrooms with a tabulation of gross and net square footage of each bedroom. Tabulate the size of the bedroom window glass.

c. Typical large-scale interior and exterior wall sections to include typical rated fire and fire/smoke partitions and a typical corridor partition.

d. All exterior building elevations.

e. Equipment that is not included in the construction contract but that requires mechanical or electrical service connections or construction modifications must be identified to assure its coordination with the architectural, mechanical and electrical phases of construction.

f. If the project is located in an occupied facility, preliminary phasing plans indicating how the project is to be separated from all occupied areas

4. Life safety plans that include:

a. Single-sheet floor plans showing fire and smoke compartmentation, all means of egress and all exit signs. Additionally, dimension the longest path of travel in each smoke compartment to the door(s) to the adjoining compartment, calculate the total area of the smoke compartment in square feet, and tabulate exit inches.

b. All sprinklered areas, fire extinguishers, fire alarm devices and pull station locations.

c. If the project is an addition or conversion of an existing building, fully developed life safety plans.

d. If the project is a renovation in an existing building, life safety plans of the floor being renovated and the required exit egress floor(s).

e. When demolition or construction in and around occupied buildings is to be undertaken, a life safety plan indicating temporary egress and detailed phasing plans indicating how the areas to be demolished or constructed are to be separated from all occupied areas.

5. Mechanical engineering plans that include:

a. Single-sheet floor plans with a one-line diagram of the ventilating system with relative pressures of each space. Provide a written description and drawings of the anticipated smoke control system, passive or active, and a sequence of operation correlated with the life safety plans.

b. The general location of all fire and smoke dampers, all duct smoke detectors and firestats.

c. If the building is equipped with fire sprinklers, the location of the sprinkler system risers and the point of connection for the fire sprinkler system. State the method of design for the existing and new fire sprinkler systems.

d. The locations of all plumbing fixtures and other items of equipment requiring plumbing services and/or gas services.

e. The locations of any fume, radiological or chemical hoods.

f. The locations of all medical gas outlets, piping distribution risers, terminals, alarm panels, low pressure emergency oxygen connection, isolation/zone valves, and gas source locations.

g. The locations and relative size of major items of mechanical equipment such as chillers, air handling units, fire pumps, medical gas storage, boilers, vacuum pumps, air compressors and fuel storage vessels.

h. The locations of hazardous areas and the volume of products to be contained therein.

i. The location of fire pump, stand pipes, and sprinkler risers.

6. Electrical Engineering Drawings that include:

a. A one-line diagram of normal and essential electrical power systems showing service transformers and entrances, switchboards, transfer switches, distribution feeders and over-current devices, panel boards and step-down transformers. The diagram must include a preliminary listing and description of new and existing, normal and emergency loads, preliminary estimates of available short-circuit current at all new equipment and existing equipment serving any new equipment, short-circuit and withstand ratings of existing equipment serving new loads and any new or revised grounding requirements.

b. Fire alarm zones and correlate with the life safety plan.

7. Outline specifications are to include a general description of the construction, including construction classification and ratings of components, interior finishes, general types and locations of acoustical material, floor coverings, electrical equipment, ventilating equipment and plumbing fixtures, fire protection equipment, and medical gas equipment.

8. Whenever an existing building is to be converted to a health care facility, the general layout of spaces of the existing structure must be submitted with the preliminary plans for the proposed facility.

9. Whenever additions, modifications, alterations, renovations, and refurbishing to an existing building is proposed, the general layout of spaces of the existing facility must be submitted with the preliminary plans.

(12) Stage III, Construction Documents.

(a) The Stage III construction documents must be an extension of the Stage II preliminary plan submission and must provide a complete description of the contemplated construction. Construction documents must be signed, sealed,

dated and submitted for written approval to the Office of Plans and Construction by a Florida registered architect and Florida registered professional engineer. These documents must consist of work related to civil, structural, mechanical, and electrical engineering, fire protection, lightning protection, landscape architecture and all architectural work. At a minimum, and in addition to the requirements for Stage II submission, the following must be incorporated into the construction documents:

1. Site and civil engineering plans that indicate building and site elevations, site utilities, paving plans, grading and drainage plans and details, locations of the two fire hydrants utilized to perform the water supply flow test, and landscaping plans.

2. Life safety plans for the entire project.

3. Architectural plans.

a. Typical large-scale details of all typical interior and exterior walls and smoke walls, horizontal exits and exit passageways.

b. Comprehensive ceiling plans that show all utilities, lighting fixtures, smoke detectors, ventilation devices, sprinkler head locations and fire-rated ceiling suspension member locations where applicable.

c. Floor/ceiling and roof/ceiling assembly descriptions for all conditions.

d. Details and other instructions to the contractor on the construction documents describing the techniques to be used to seal floor construction penetrations to the extent necessary to prevent smoke migration from floor to floor during a fire.

4. Structural engineering plans, schedules and details.

5. Mechanical engineering plans to include fire and smoke control plans. Show all items of owner furnished equipment requiring mechanical services. Provide a clear and concise narrative control sequence of operations for each item of mechanical equipment including but not limited to air conditioning, heating, ventilation, medical gas, plumbing, and fire protection and any interconnection of the equipment of the systems. Mechanical engineering drawings must depict completely the systems to be utilized, whether new or existing, from the point of system origination to its termination. Provide a tabular schedule giving the required air flow (as computed from the information contained on the ventilation rate table) in cubic feet per minute (cfm) for supply, return, exhaust, outdoor, and ventilation air for each space listed or referenced by note on the ventilation rate table as shown on the architectural documents. The schedule must also contain the Heating Ventilation and Air Conditioning (HVAC) system design air flow rates and the resulting space relative pressures. The schedule or portion of the schedule, as applicable, must be placed in the specifications or in the drawing set containing the spaces depicted.

6. Fire protection plans, where applicable, that must include the existing system as necessary to define the new work.

7. Electrical engineering plans that must describe complete power, lighting, alarm, communications and lightning protection systems and power system study.

8. A power study that must include a fault study complete with calculations to demonstrate that over-current devices, transfer switches, switchboards, panel boards, motor controls, transformers and feeders are adequately sized to safely withstand available phase-to-phase and phase-to-ground faults. The study must also include an analysis of generator performance under fault conditions and a coordination study resulting in the tabulation of settings for all over-current device adjustable trips, time delays, relays and ground fault coordination. This must be provided for all new equipment and existing equipment serving any new equipment. Power studies for renovations of existing distribution systems must include only new equipment and existing equipment upstream to the normal and emergency sources of the new equipment. Renovations involving only branch circuit panel boards without modifications to the feeder will not require a full power study; instead, the power study will be limited to the calculation of new and existing loads of the branch circuit panel.

9. A complete set of specifications for all work to be undertaken.

a. All project required contractor supplied testing and/or certification reports must be submitted in type written format, on standard forms, reviewed and accepted by the Engineer of Record prior to presenting to the Agency for review.

b. The specifications must require a performance verification test and balance air quantity values report for a minimum of two operating conditions for each air handling unit system. One operating condition must be with the specified air filters installed in the minimum pressure drop or clean state. The second operating condition must be at the maximum pressure drop and/or dirty state. The air quantities reported are acceptable if they are within ten percent of the design value and the space relative pressures are maintained. This requirement applies to any air-handling unit affected by the construction to be performed.

10. Well coordinated construction documents. In the case of additions to existing institutions, the mechanical and electrical, especially existing essential electrical systems and all other pertinent conditions must be a part of this submission.

11. Signed, sealed and dated subsequent addenda, change orders, field orders and other documents altering the above must be submitted for advance written approval from the Office of Plans and Construction.

(13) Initial submissions will be acted upon by the Agency within 60 days of the receipt of the initial payment of the plan review fee. The Agency will either approve or disapprove the submission and will provide a listing of deficiencies in writing. Each subsequent resubmission of documents for review on the project will initiate another 60-day response period. If the Agency does not act within 60 days of receipt of a submission,

the submission will be considered approved. However, all deficiencies noted by the Agency must be satisfactorily corrected before final approval can be obtained for the project from the Agency.

(14) Additions or revisions that substantially change the original scope of the project or are submitted by different design professionals will be required to be submitted as a new project.

(15) The Agency is required to archive all public record documents for a period of five years. These documents are electronically stored. Therefore, within 60 days after final approval of the project has been obtained from the Agency, the licensee and the Office of Plans and Construction must be provided with a complete set of record drawings electronically submitted as Portable Document Format (.pdf) files showing all of the construction, fixed equipment and the mechanical and electrical systems as installed. These electronically submitted .pdf files must include the life safety plans of the facility.

Rulemaking Authority 400.23 FS, Law Implemented 400.011(2), 400.021(1)-(17), 400.022(1)-(4), 400.102, 400.141, 400.23 FS, History—New \_\_\_\_\_.

#### 59A-4.150 Geriatric Outpatient Nurse Clinic.

##### (1) Definitions:

~~(a) Advanced Registered Nurse Practitioner — a person who holds a current active license to practice professional nursing and a current Advanced Registered Nurse Practitioner certificate issued by the Florida State Board of Nursing.~~

(a)(b) Appropriate Resources – those service providers who provide most effectively and efficiently the specific services needed by the geriatric patient.

~~(e) Agency for Health Care Administration—AHCA.~~

(b)(d) Geriatric Outpatient Nurse Clinic – a treatment room or rooms site in a nursing home used to provide treatment room for the provision of health care to geriatric patients on an outpatient basis, which is staffed by a registered nurse, advanced registered nurse practitioner (ARNP), or by a physician's assistant or a licensed practical nurse under the direct supervision of a registered nurse, advanced registered nurse practitioner (ARNP), or a physician's assistant.

(c)(e) Geriatric Patient – any patient who is 60 years of age or older.

(f) Nursing Facility — a facility licensed under Part I of Chapter 400, F.S.

~~(g) Physician's Assistant — a person who holds a current certificate issued by the Florida State Board of Medical Examiners of Florida State Board of Osteopathic Medical Examiners, to serve as a physician's assistant to function in the dependent relationship with the supervising physician. (Sections 458.135(2)(d); 459.151(2)(d), F.S.).~~

~~(d)(h) Pre-established Protocols – a statement prepared by or with the responsible or attending physician defining the extent and limits of the medical services provided by the registered nurse. Such protocols must ~~are to~~ be reviewed at periods not to exceed one year, ~~to~~ be dated and signed by the physician, and ~~to~~ be kept readily available.~~

~~(i) Professional Standards of Practice those measurements or guides for practice developed and/or endorsed by the respective professional disciplines.~~

~~(j) Registered Dietitian — one who meets the standards and qualifications established by the Committee on Professional Registration of the American Dietetic Association and is currently registered with the American Dietetic Association.~~

~~(k) Registered Nurse — a person who holds a current active license to practice professional nursing issued by the Florida State Board of Nursing. (Section 464.071, F.S.).~~

(e)(h) Responsible Physician – the licensed physician delegated by the supervising physician as responsible for the services rendered by the physician's assistant or ARNP in the absence of the supervising physician.

~~(f)(m) Routine Health Care – the provision of preventive care, detection of health problems, referral for medical care, and management of chronic illness within medical prescriptions.~~

~~(g)(n) Substantive Change – a change in when the patient's condition indicating need for changes to such an extent that a change in treatment and/or medication orders is indicated or non-applicability of when pre-established protocols are not applicable.~~

~~(h)(o) Supervising Physician – the licensed physician assuming responsibility and legal liability for the services rendered by the physician's assistant or ARNP. (Sections 458.135(2)(e); 459.151(2), (3), F.S.)~~

~~(i)(p) Treatment Room – the room or suite of rooms set aside for the examination and care of patients.~~

##### (2) Applications.

~~(a) The nursing home licensee must submit a ~~A~~ letter to shall be sent through the local County Public Health Department and ~~unit~~ to the Agency's Long Term Care Unit AHCA by the operator of a currently licensed nursing home stating intent to establish a geriatric outpatient nurse clinic in compliance with Chapter 400, F.S., Chapter 77-401, Laws of Florida, and applicable the rules pertaining to these chapters. A copy of the said letter must shall be sent to the Health Program Office of the Department of Health and Rehabilitative Services by the local County Public Health Department ~~unit~~. This letter must shall be sent at least sixty (60) days prior to the anticipated date of establishment of the clinic. The director, of the County Public Health Department Unit shall provide specific recommendations for operation of the clinic when transmitting the letter.~~

(b) The ~~Agency must~~ ~~AHCA shall~~ ascertain compliance with all applicable laws, rules, regulations, and codes during the inspection and by letter notify the operator of compliance or non-compliance.

(c) Receipt of the letter of notification stating compliance ~~shall~~ constitutes authority to operate a geriatric outpatient nurse clinic within the nursing home facility.

(d) Application for renewal of authority to operate a geriatric outpatient nurse clinic must shall be submitted in the manner described above at the same time the application for the nursing home relicensure is submitted.

(e) Suspension or revocation of the nursing home license automatically suspends or revokes authority to operate the geriatric outpatient nurse clinic.

~~(f) A Certificate of Need issued by the Agency required by Sections 381.493 through 381.497, F.S., is a pre-requisite to establish a geriatric outpatient nurse clinic.~~

(3) Treatment Rooms and Access Areas.

(a) Plant maintenance and housekeeping must shall be in accordance with Rule 59A-4.049, F.A.C.

(b) Every nursing home licensee facility conducting a geriatric outpatient nurse clinic must shall:

1. Use an existing treatment room exclusively for the examination and treatment of patients.
2. Store supplies and equipment in such a manner that safeguards patients and staff from hazards.
3. Have a waiting area that does not interfere with regular in-patient functions.
4. Provide clinic patients with the most direct route to and from the treatment room.

(4) Administration.

(a) The business and administrative management of the geriatric outpatient nurse clinic must shall be under the management control of the nursing home facility administrator. This must shall include, but not be limited to, maintenance of the following written records.

1. Clinic financial records must be a recognized system of accounting used to accurately reflect details of the business and include adequate documentation of all transactions identifying all income by source and describe all expenditures by category in such a manner as to be suitable by community recognized procedure.

2. An accident and incident record, containing a clear description of each accident and any other incident or hazardous or deviant behavior of a patient or staff member with names of individuals involved, description of medical and other services provided, by whom such services were provided and the steps taken to prevent recurrence.

3. Personnel records for each clinic employee and/or contractual provider. These records must will be kept updated and include current Florida license and certificate numbers. Original application for the position, references furnished and an annual performance evaluation must shall be included.

4. A record of personnel policies, including statement of policies affecting personnel and a job description for each person providing clinic services.

5. Clinic Schedule.

6. Compliance with requirements of Title VI of the Civil Rights Act of 1964.

(b) The provision of health services through geriatric outpatient nurse clinics must shall be under the direct management control of the registered nurse, ARNP or physician's assistant providing those services. Management must control the provision of health services to shall contain the following:

1. ~~Assure~~ ~~ance~~ that all health services are provided according to legal, ethical and professional practice standards to protect the health, safety and well-being of the patients.

2. ~~Maintain~~ ~~ance~~ and ensure confidentiality of clinical records for each patient as required in this rule, Chapter 400, Part II and applicable state and federal regulations relating to patient records.

3. ~~Assure~~ ~~Responsibility~~ for development and periodic review of written policies and protocols governing patient care, including emergency procedures.

4. ~~Assure~~ ~~Responsibility~~ for development and periodic review of the patient referral system.

5. ~~Assure~~ ~~Responsibility~~ for the administration and handling of drugs and biologicals as required in this rule, Chapter 400, Part II, F.S. and applicable state and federal regulations relating to patient records these Rules.

6. ~~Maintain~~ ~~ance~~ of an individual and cumulative clinic census record.

7. ~~Coordinate~~ ~~ion~~ of patient care with the attending physician and other community health and social agencies and/or facilities.

8. ~~Maintain~~ ~~ance~~ of a safe, sanitary clinic environment.

(5) Fiscal Management.

(a) There must shall be a recognized system of accounting used to accurately reflect business details of the clinic operation and services kept separate from the nursing home's facility fiscal records.

(b) A reasonable fee, based on cost of operation and services, may be charged for clinic services rendered.

(c) Personnel involved in operating and/or providing clinic services must shall not:

1. Pay any commission, bonus, rebate or gratuity to any organization, agency, physician, employee or other person for referral of any patients to the clinic.

2. Request or accept any remuneration, rebate, gift, benefit, or advantage of any form from any vendor or other supplier because of the purchase, rental, or loan, of equipment, supplies or services for the resident, client and/or patient.

(6) Personnel Policies.

(a) Staff in the geriatric outpatient nurse clinic ~~will~~ must be governed by ~~the their personnel standards Personnel Standards in Rules and Regulations governing nursing homes Nursing Homes and Related Health Care Facilities. Rule 59A 4.157, F.A.C.~~

(b) Staff in the geriatric outpatient nurse clinic must shall be qualified and sufficient in numbers to perform the necessary services.

(c) Services of this clinic must not will in no way reduce the minimum staffing standards for in-patient care.

(d) Staff in the geriatric outpatient clinic may be regularly employed or serve on a contractual basis.

(7) Personnel Functions and Responsibilities.

(a) ~~The registered nurse, ARNP or physician assistant staffing the geriatric outpatient clinic must: Registered Nurse (Sections 464.021(2)(a)1., 2., F.S.)~~

1. ~~Be responsible The nurse shall have the responsibility~~ for eliciting and recording a health history, observation and assessment nursing diagnosis, counseling and health teaching of patients and the maintenance of health and prevention of illness.

2. ~~Provide The nurse shall provide~~ treatment for the medical aspects of care according to pre-established protocols or physician's orders.

~~3.2. Note The nurse shall note~~ findings and activities on the clinical record.

~~4.3. Provide The nurse shall provide~~ progress reports to the attending physicians about patients under the physician's care when there is a substantive change in the patient's condition, there are deviations from the plan of care, or at least every sixty (60) days.

~~(b) The Advanced Registered Nurse Practitioner (Section 464.003(3)(e), F.S.):~~

~~1. The Advanced Registered Nurse Practitioner shall perform the functions outlined for the Registered Nurse, and in addition: Provide additional services dependent upon the certification authority of the Advanced Registered Nurse Practitioner by the Florida State Board of Nursing.~~

~~2. The Advanced Registered Nurse Practitioner shall note findings and activities on the clinical record.~~

~~(c) The Physician's Assistant (Sections 458.347(3); 459.022, F.S.):~~

~~1. The physician's assistant shall perform health care tasks delegated by the supervising or responsible physician.~~

~~2. The physician's assistant shall note findings and activities on the clinical record.~~

(8) Patient Eligibility Criteria.

(a) Acceptance of patients and discharge policies must shall include but not be limited to the following:

1. ~~(b) Patients must shall~~ be accepted for clinic services on self-referral for nursing care, or upon a plan of treatment established by the patient's attending physician.

~~2.(e) Patients The patients~~ with an attending physician will be held responsible for providing the clinic with a written medical plan of treatment reviewed and signed by their physician at least sixty (60) days.

~~3.(d) When services are to be terminated, the patient must~~ is to be notified of the date of termination and the reason for termination that must shall be documented in the patient's clinical record. ~~A plan shall be developed for a Referrals must~~ be made for any continuing care required indicated.

(9) Patient's Rights.

(a) The nursing home licensee must facility shall adopt, implement and make public a statement of the rights and responsibilities of the clinic patients and must shall treat such patients in accordance with the provisions of the said statement. This statement must shall be conspicuously posted and available to clinic patients in pamphlet form. The statement must ensure shall insure each patient the following:

1. ~~(b) The right to have private communication with any person of his or her choice.~~

2. ~~(e) The right to present grievances on behalf of himself, herself, or others to the facility's staff or administrator, to government officials, or to any person without fear of reprisal, and to join with other patients or individuals to work for improvements in patient care.~~

3. ~~(d) The right to be fully informed in writing, prior to or at the time of admission and during his or her attendance, of fees and services not covered under Title XVIII or Title XIX of the Social Security Act or other third party reimbursement options agents.~~

4. ~~(e) The right to be adequately informed of his or her medical condition and proposed treatment unless otherwise indicated in the written medical plan of treatment by the physician, and to participate in the planning of all medical treatment, including the right to refuse medication and treatment, unless otherwise indicated in the written medical plan of treatment by the physician, and to know the consequences of such actions.~~

5. ~~(f) The right to receive adequate and appropriate health care consistent with established and recognized practice standards within the community and with rules as promulgated by the Agency AHCA.~~

6. ~~(g) The right to have privacy in treatment and in caring for personal needs, confidentiality in the treatment of personal and medical records.~~

7. ~~(h) The right to be treated courteously, fairly, and with the fullest measure of dignity and to receive a written statement of the services provided by the nursing home licensee facility.~~

~~(i) The right to freedom of choice in selecting a nursing home.~~

1. ~~Each nursing home shall post a copy of the statement required by subsection (1) so that it is clearly evident.~~

~~(b)2-~~ Any violation of the patient’s rights set forth in this section shall constitute grounds for action by the Agency under the provisions of Section 400.102, F.S.

(10) ~~The scope~~ Scope of services ~~Services of the geriatric outpatient nurse clinic must include: Geriatric Outpatient Nurse Clinic~~

- (a) Observation of signs and symptoms.
- (b) Assessment of health status/progress.
- (c) Nursing diagnosis and plan of care.
- (d) Nursing care of patients and counseling to maintain health and prevent disease, including diet counseling.
- (e) Health instruction to control progression of disease and/or disability and self care measures.
- (f) Administration of medication and treatment as prescribed by a person licensed in this state to prescribe such medications and treatment.
- (g) Provision of progress reports to the attending physician.
- (h) Referral for additional services as needed.
- (i) Follow-up on a regular basis by communication with the patient, the patient’s physician, and other agencies or persons to which referrals were made.
- (j) When staffed by an ARNP ~~Advanced Registered Nurse Practitioner~~ advanced registered nurse or physician’s assistant ~~Physician’s Assistant~~, additional services may be provided dependent upon their respective certification authority. (Sections 458.347, 459.022, 464.003(3)(c), F.S.).

(11) Clinical Records.

(a) The clinic must shall maintain a clinical record for every patient receiving health services that contain the following:

1. Identification data including name, address, telephone number, date of birth, sex, social security number, clinic case number if used, next of kin or guardian and telephone number, name and telephone number of patient’s attending physician.
2. Assessment of problems.
3. A hHealth cCare pPlan including diagnosis ~~diagnose~~, type, and frequency of services and when receiving medications and medical treatments, the medical treatment plan and dated signature of the physician or designee ~~health professional~~ licensed in this state to prescribe such medications and treatments.
4. Clinical notes, signed and dated by staff providing service.
  - a. Progress notes with changes in the patient’s condition.
  - b. Services rendered with progress reports.
  - c. Observations.
  - d. Instructions to the patient and family.
  - e. Referrals made.
  - f. Consultation reports.
  - g. Case conferences.
  - h. Reports to physicians.

i. Termination summary which must include:

- (I) Date of first and last visit.
- (II) Total number of visits by discipline.
- (III) Reason for termination of service.
- (IV) Evaluation of achievements of previously established goals at time of termination.
- (V) Condition of patient on discharge.

j. Clinical records must shall be confidential. Information may be released by the nurse, ARNP or physician’s assistant responsible for clinical services only in accordance with state and federal regulations related to patient records and confidentiality.

~~(I) When permission is granted in writing by the patient or guardian.~~

~~(II) To those persons or agencies with a legitimate professional need or regulatory authority pursuant to Section 455.241, F.S.~~

~~(III) When so ordered by the courts.~~

(12) Medications. The clinic must shall have policies and procedures for the administration of medications by health care professionals acting within the scope of practice defined by laws and rules of the Department of Health ~~and the Department of Professional Regulation~~ which must shall include, for example, the following:

(a) All prescriptions for medications must shall be noted on the patient’s record, and include the date, drug, dosage, frequency, method or site of administration, and the authorized health care professional’s signature.

(b) All verbal orders for medication or medication changes must shall be taken by the clinic registered nurse, ARNP or physician’s assistant. Such orders must be in writing and signed by the authorized health care professional within eight (8) days and added to the patient’s record.

(c) The clinic registered nurse, ARNP or physician’s assistant must shall record and sign for each medication administered, by drug, dosage, method, time and site on patient’s record.

(d) An emergency plan for reversal of drug reaction to include the nursing home licensee’s pro re nata (P.R.N. or “as needed”) ~~facility’s PRN~~ standing orders for medications available in the Emergency Drug medication Kkit.

(e) If there is not a separate Emergency Drug medication Kkit in the clinic, the nursing home licensee’s facility’s Emergency Drug medication Kkit must shall be immediately accessible for use in the outpatient clinic.

(f) A drug storage system that includes:

1. Prescribed medications for individual outpatients may be retained in the clinic. These medications must shall be stored separately from those of the nursing home in-patients for preventive measures and treatment of minor illnesses.

2. Multi-dose containers must shall be limited to medications or biologicals commonly prescribed for preventive measures and treatment of minor illnesses.



3. A list ~~must~~ shall be kept of patients receiving medication from multi-dose medication containers.

Rulemaking Specific Authority ~~381.493-381.497, 400.141(5)(3), 400.23(2) FS. Law Implemented 400.33, 400.141, 400.333 FS. History—New 4-27-78, Formerly 10D-29.71, 10D-29.071, 59A-4.071, Amended 2-6-97, \_\_\_\_\_.~~

#### 59A-4.165 Nursing Home Guide.

(1) Pursuant to Section 400.191 F.S., the Agency shall provide information to the public in consumer-friendly printed and electronic formats (hereafter collectively the “Guide”) to assist consumers and their families in comparing and evaluating nursing home facilities.

(2) The format of the printed Guide is shown in the “Nursing Home Guide Performance Measures Algorithm 2000” document, dated July 2000, incorporated by reference herein.

(3) The format of the electronic Guide will be the same as the printed Guide, but with the addition of the following:

(a) The ability to search for a nursing home facility electronically.

(b) Details of each deficiency ~~which deficiencies~~ the nursing home facility has been cited for over the time period specified in Section 400.191, F.S. past 45 months

(4) The data provided in the Guide shall include the following:

(a) General guidance about when a nursing home is the appropriate choice of care.

(b) General guidance about selecting a nursing home.

(c) Contact information such as phone numbers and web sites where questions can be answered, and further information obtained.

(d) A listing of all nursing home facilities in the State of Florida, including hospital based skilled nursing units. This listing shall include for each nursing home facility the following:

1. Name;

2. Address;

3. Voice and fax phone numbers;

4. Web address of facility;

5. A recognition if the nursing home licensee facility has been awarded a Gold Seal;

6. The current licensee;

7. Which calendar year the current licensee became the licensee;

8. Whether the licensee is a for-profit, or non-profit entity, and whether or not the nursing home facility is part of a retirement community;

9. Any corporate or religious affiliations;

10. The number of private, semi-private, and total beds at the nursing home facility;

11. The lowest daily charge for a semi-private room;

12. The payment forms accepted;

13. Any special services or amenities, or recreational programs provided;

14. Any non-English languages spoken by the administrator or staff of the nursing home facility; and

15. A summary of the deficiencies found at the nursing home facility over the time period specified in Section 400.191, F.S. a 45-month period prior to the publication of the Guide. The summarization procedure is discussed in detail below.

(5) The Guide will employ a procedure for summarizing the deficiencies as follows:

(a) All deficiencies cited over the most recently available time period as specified in Section 400.191, F.S. 45-month period prior to the publication of the Guide will be collected.

(b) Each citation will be assigned points based on the type of deficiency and its assigned severity and scope. For those nursing homes facilities that are not federally certified, each citation will be assigned points based on the type of deficiency and its assigned class. Nursing homes Facilities that are federally certified have their deficiencies recorded as F-Tags and K-Tags. Nursing homes Facilities that are not federally certified receive N-Tags instead of F-Tags and K-Tags. For the non-federally certified nursing homes facilities the findings supporting each N-Tag shall be read by the Agency to determine which F-Tag or K-Tag each of the cited N-Tags is equivalent to. The points assigned to an N-Tag shall be those that would be assigned to the equivalent F-Tag or K-Tag, if the nursing home facility were federally certified.

(c) A score for a nursing home facility will be computed by summing the points of all of its citations, and then dividing this sum by the number of annual recertification surveys conducted at the facility in the same 45-month period as in paragraph (a) above. For those nursing homes facilities that are not federally certified, the number of annual licensure surveys will be used in place of the number of annual recertification surveys.

(d) For federally certified nursing homes facilities, the above computations will reflect any changes resulting from the Informal Dispute Resolution process, or administrative or appellate proceedings; inasmuch as the federal Centers for Medicare and Medicaid Services Health Care Financing Administration concurs with such changes.

(e) The scores for the freestanding nursing facilities will be ranked within each region. The regions are defined in the “Nursing Home Guide Performance Measures Algorithm,” document, dated July 2000, incorporated by reference herein.

(f) Ranks for the hospital based skilled nursing units will be assigned the same rank as the freestanding nursing home facility in the same region with an equal or next lower score.

(g) These ranks shall be presented numerically and/or symbolically in the Guide.

(h) (b) through (g) shall be repeated for subsets of the citations. These subsets are discussed in the "Nursing Home Guide Performance Measures Algorithm," document, dated July 2000, incorporated by reference herein.

(i) ~~Nursing homes Facilities~~ that are federally certified have their deficiencies recorded as F-Tags and K-Tags. ~~Nursing homes Facilities~~ that are not federally certified receive N-Tags instead of F-Tags and K-Tags. For the non-federally certified ~~nursing homes facilities~~ the findings supporting each N-Tag shall be read by the Agency to determine which F-Tag or K-Tag each of the cited N-Tags is equivalent to. The sub-setting of the tags in (h) for non-certified facilities shall be accomplished by using these equivalent F-Tags and K-Tags.

(j) The documents incorporated by reference may be obtained from the Agency for Health Care Administration, Managed Care and Health Quality Division, 2727 Mahan Dr., MS 33, Tallahassee, FL 32308.

(6) The electronic version of the guide will be available at <http://ahcaxnet.fdhc.state.fl.us/nhcguide/> ~~www.fdhe.state.fl.us~~ and [www.floridahealthstat.com](http://www.floridahealthstat.com).

~~Rulemaking Specific Authority 400.191(6) FS. Law Implemented 400.191 FS. History–New 2-15-01, Amended \_\_\_\_\_.~~

59A-4.166 Nursing Home Consumer Satisfaction Survey.

~~(1) Pursuant to Section 400.0225, F.S., the Agency or its contractor shall conduct consumer satisfaction surveys of all nursing homes and skilled nursing units of hospitals in the state. These nursing homes and skilled nursing units shall hereafter be referred to as "nursing facilities".~~

~~(2) The Agency or its contractor will survey family members and guardians of residents of these nursing facilities by way of mail surveys. This will require each nursing facility to provide to the Agency or its contractor, upon request, the names and addresses of at least one family member or guardian for each resident.~~

~~(3) The Agency or its contractor will interview residents of these facilities in person. This will require each nursing facility to provide to the Agency or its contractor, upon request, a list of all residents, along with each resident's room number, and each resident's birth date.~~

~~(4) The Agency or its contractor shall conduct these surveys and interviews at each nursing facility at least annually.~~

~~(5) The specific protocol for conducting these surveys and interviews is shown in the "Nursing Home and Skilled Nursing Unit Resident and Family Member Survey Project" document, dated July 2000, incorporated by reference herein.~~

~~(6) Only data summarized to the level of the facility may be released.~~

~~(7) The documents incorporated by reference may be obtained from the Agency for Health Care Administration, Managed Care and Health Quality Division, 2727 Mahan Dr., Tallahassee, FL 32308.~~

~~Rulemaking Specific Authority 400.0225 FS. Law Implemented 400.0225 FS. History–New 2-15-01, Repealed \_\_\_\_\_.~~

NAME OF PERSON ORIGINATING PROPOSED RULE: Molly McKinstry, Chief, Bureau of Long-Term Care Services  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Holly Benson, Secretary, Agency for Health Care Administration

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 22, 2009

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 22, 2008

## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

### Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-3.001 Sanitation and Safety Requirements

PURPOSE AND EFFECT: The proposed rule implements the requirements of Section 509.211(4), Florida Statutes, and establishes carbon monoxide detector installation requirements and mitigation determination procedures.

SUMMARY: The proposed rule addresses carbon monoxide detector installation requirements and the procedure for requesting mitigation determination approval from the Division.

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.

RULEMAKING AUTHORITY: 509.032, 509.211 FS.

LAW IMPLEMENTED: 509.211, 509.2112, 509.221 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: July 15, 2009, 9:00 a.m. – 12:00 Noon

PLACE: Professions Board Room, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1012

Pursuant to the provisions of 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: Michelle Comingore, Operations Review Specialist, Division of Hotels and Restaurant, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1012, Telephone: (850)488-1133. If you are 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: Michelle Comingore, Operations Review Specialist, Division of Hotels and Restaurant, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1012, telephone: (850)488-1133

THE FULL TEXT OF THE PROPOSED RULE IS:

61C-3.001 Sanitation and Safety Requirements.

The following requirements and standards shall be met by all public lodging establishments.

(1) through (11) No change.

(12) Carbon Monoxide Sensor Devices. Carbon monoxide sensor devices shall be installed or carbon monoxide mitigation shall be approved in accordance with Section 509.211(4), F.S., and this rule.

(a) Definitions.

1. Carbon Monoxide Detector. A carbon monoxide sensor device that is capable of being intergrated into a fire detection system and is listed or labeled as being in compliance with ANSI/UL 2034, Standard for Single and Multiple Station CO Alarms, or UL 2075 – 04, Gas and Vapor Detector Sensor, in accordance with its application.

2. Single Station Carbon Monoxide Alarm. A carbon monoxide sensor device that produces a distinct audible signal and is listed or labeled as being in compliance with ANSI/UL 2034, Standard for Single and Multiple Station CO Alarms, or UL 2075 – 04, Gas and Vapor Detector Sensor, in accordance with its application.

(b) Installation.

1. Carbon monoxide sensor devices shall be installed according to the manufacturer's instructions.

2. Carbon monoxide detectors shall be integrated into the existing fire detection system as a supervisory signal according to NFPA 72, National Fire Alarm Code. Activation of a carbon monoxide detector supervisory signal shall not cause activation of either the protected premises or supervising station fire alarm signals.

3. Public lodging establishments not required by law to have a fire detection system shall install either a single station carbon monoxide alarm or a fire detection system including a carbon monoxide detector integrated as a supervisory signal. A single station carbon monoxide alarm installed in compliance with this rule shall provide an audible signal capable of being heard outside of the space in which it has been installed and shall activate a visible signal capable of being seen outside of the space in which it has been installed.

4. Carbon monoxide sensor devices shall receive primary power from the public lodging establishment's electrical system and shall connect to a secondary power source. Secondary power sources include a battery directly installed in the carbon monoxide sensor device or an external generator connected to the carbon monoxide sensor device.

(c) Mitigation. Under Section 509.211(4), F.S., a public lodging establishment may perform carbon monoxide hazard mitigation instead of installing a carbon monoxide sensor device. A public lodging establishment performing carbon monoxide hazard mitigation shall have the mitigation certified and submit certification to the division as specified in this rule.

1. The operator of the public lodging establishment is responsible for obtaining certification of adequate mitigation of the risk of illness, injury or death from carbon monoxide released by a boiler described in Section 509.211(4), F.S.

2. The operator of the public lodging establishment shall obtain certification of adequate carbon monoxide hazard mitigation on DBPR Form HR 5022-048, CERTIFICATE OF CARBON MONOXIDE MITIGATION (certificate), incorporated herein by reference and effective 2009 May 13. This form is available on the division's Internet website [www.MyFloridaLicense.com/dbpr/hr](http://www.MyFloridaLicense.com/dbpr/hr), from any division office, or by writing to Division of Hotels and Restaurants, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

3. All carbon monoxide hazard mitigation certifications must be conducted by a licensed professional engineer whose license is current and in good standing with the Florida Board of Professional Engineers. The operator of the public lodging establishment is responsible for verifying the license status of the person conducting the certification. The professional engineer's license number and license expiration date shall be clearly written on the certificate.

4. The operator of the public lodging establishment shall submit the completed certificate to the division at the address listed above. The division shall date-stamp the certificate upon receipt, keep a copy for its records, and provide the original date-stamped certificate to the operator of the public lodging establishment. The operator of the public lodging establishment shall post either the original or a copy of the date-stamped certificate in the room containing the boiler.

5. Carbon monoxide hazard mitigation shall be certified annually. A new certificate shall be submitted to the division on or before January 1 every year.

6. Carbon monoxide hazard mitigation shall be recertified, and a new certificate shall be submitted to the division, within 30 days of a change of ownership or any physical change to previously certified mitigation.

(13)(12) Resort condominiums, apartments and resort dwellings are exempt from subsections (1), (2) and (3) of this rule. Establishments opting to provide any of the services listed in subsections (2) and (3) of this rule shall comply with the requirements described herein.

Rulemaking Specific Authority 509.032(6), 509.211 FS. Law Implemented 509.211, 509.2112, 509.221 FS. History—Amended 1-20-63, Revised 2-4-71, Amended 9-19-84, Formerly 7C-3.01, Amended 12-31-90, Formerly 7C-3.001, Amended 3-31-94, 9-25-96, 1-18-98, 8-12-08, \_\_\_\_\_.



that an instructor is under discipline, the provider shall, within seven (7) days, write to the Board office and confirm that the engineer is no longer conducting any course or seminar offered by the provider. For the purpose of this subsection, a letter of guidance or a reprimand shall not constitute "under discipline."

(7) The Board retains the right and authority to audit and/or monitor programs and review records and course materials given by any provider approved pursuant to this rule. The Board shall request that the Department of Business and Professional Regulation revoke the approved status of the provider or reject individual programs given by a provider if the provider disseminated any false or misleading information in connection with the continuing education programs, or if the provider fails to conform to and abide by the rules of the Board. Licensees will not lose credit for attending courses offered by approved providers that are later rejected or stopped by the Board.

(8) Members of the Board of Professional Engineers or the Florida Engineers Management Corporation Board of Directors are prohibited from being a continuing education provider.

(9) The following providers shall be approved as providers ~~until May 31, 2009~~, and the Board shall accept their courses for continuing education credit:

- (a) Educational Institutions teaching college level courses;
- (b) Federal and State Governmental Agencies that establish rules, regulations, guidelines, or otherwise have an impact on the practice of engineering; and
- (c) State and National Engineering Professional Associations approved by the Board.

Rulemaking Specific Authority 455.213(6), 455.2178, 455.2179, 471.008, 471.017(3), 471.019 FS. Law Implemented 455.213(6), 455.2177, 455.2178, 455.2179, 471.008, 471.017(3), 471.019 FS. History--New 9-16-01, Amended 9-4-02, 12-21-03, 8-8-05, 6-11-06, 1-29-07, 6-3-07, \_\_\_\_\_.

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: March 27, 2009  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 1, 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 JUVENILE JUSTICE**

**Staff Training**

RULE NO.: 63H-1.014  
RULE TITLE: Training Instructor Qualifications  
PURPOSE AND EFFECT: A clarifying amendment is made to the requirements for becoming a protective action response (PAR) instructor. Specifically, it is required that an instructor candidate be certified in facility PAR techniques.

SUMMARY: Specifying that to become a PAR instructor a candidate must be certified in facility PAR techniques, rather than the more limited program techniques.

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.

RULEMAKING AUTHORITY: 985.64, 985.645 FS.

LAW IMPLEMENTED: 985.645(2)(c) 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, June 30, 2009, 10:00 a.m.

PLACE: DJJ Headquarters, 2737 Centerview Drive, General Counsel's Conference Room 3223, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: John Milla, 2737 Centerview Dr., Ste. 3200, Tallahassee, FL 32399-3100; e-mail: john.milla@djj.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

63H-1.014 Training Instructor Qualifications.

(1) PAR Instructor Candidate requirements:

(a) One year of experience, working full time, in juvenile justice, criminal justice, or juvenile social services;

(b) Facility PAR certification;

(c) through (f) No change.

(2) through (3) No change.

Rulemaking Specific Authority ~~985.64, 985.645, 985.405, 985.4055~~ FS. Law Implemented ~~985.645(2)(c), 985.4055(2)(e)~~ FS. History--New 11-19-06, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Michael McCaffrey, Director of Staff Development and Training

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Frank Peterman, Jr., Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 26, 2009  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 8, 2009

**DEPARTMENT OF JUVENILE JUSTICE**

**Staff Training**

RULE NOS.:	RULE TITLES:
63H-2.005	State Residential Staff
63H-2.006	State Non-Residential Staff
63H-2.007	Detention Staff

PURPOSE AND EFFECT: Amending the training requirements for direct care staff in state detention, residential, and non-residential programs.

SUMMARY: The requirements for retaking failed certification exams are detailed, and the crossover exams for state residential and detention staff are to include all non-duplicative elements.

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.

RULEMAKING AUTHORITY: 20.316(1), 985.601(8) FS.

LAW IMPLEMENTED: 985.02(3)(c), 985.601(8), (9)(b) 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, June 30, 2009, 10:00 a.m.

PLACE: DJJ Headquarters, 2737 Centerview Drive, General Counsel's Conference Room 3223, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: John Milla, 2737 Centerview Dr., Ste. 3200, Tallahassee, FL 32399-3100; e-mail: john.milla@djj.state.fl.us

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

63H-2.005 State Residential Staff.

(1) through (6) No change.

(7) Accommodations based upon the Americans with Disabilities Act will be made where necessary.

(a) Staff failing the certification examination are required to attend remediation, which must be documented in the department's computer based tracking system.

(b) Staff shall adhere to the following schedule for second and third attempts to pass the certification examination:

1. The second attempt shall occur no less than 7 calendar days after, and no more than 45 calendar days after, the first attempt.

2. The third attempt shall occur no less than 14 calendar days after, and no more than 45 calendar days after, the second attempt.

~~(8)(7)~~ Upon request by a Regional Director, the Director for Staff Development and Training will grant a 90-day extension to the 180-day time frame for completing training requirements. The extension may only be based on the following:

- (a) Death of an immediate family member;
- (b) Serious chronic condition, illness or injury;
- (c) Immediate family crisis;
- (d) Court appearance;
- (e) Military duty;
- (f) Family medical leave;
- (g) Other emergency circumstances.

~~(9)(8)~~ State residential staff must complete 24 hours of annual in-service training beginning the calendar year after the staff has completed certification training.

~~(10)(9)~~ The following are mandatory training topics that must be completed each year:

- (a) PAR update (Chapter 63H-1, F.A.C.);
- (b) CPR/AED;
- (c) First aid, unless the specific certification is good for more than one year, in which case, training is only necessary as required by certification;
- (d) Suicide prevention;
- (e) Professionalism and ethics.

~~(11)(10)~~ Each region will submit to Staff Development and Training a written list of in-service trainings that includes course names, descriptions, objectives, and training hours for any instructor-led in-service training other than the above topics.

~~(12)(11)~~ As part of the 24 hours of in-service training required for direct-care staff, supervisory staff shall complete 8 hours of training in the areas of management, leadership, personal accountability, employee relations, communication skills or fiscal training each year.

~~(13)(12)~~ Returning staff who return more than four years from separation shall complete all requirements set forth in subsection 63H-2.005(1), F.A.C., as they are no longer considered trained.

~~(14)(13)~~ Returning staff that return less than four years from the date of separation shall meet the following requirements within sixty calendar days of their return to the Department:

- (a) All PAR training pursuant to Chapter 63H-1, F.A.C.;
- (b) CPR/First aid/AED certification;
- (c) Overview of facility operating procedures.
- (d) In-service training to include:
  - 1. Professionalism and ethics;
  - 2. Suicide prevention;

3. Adolescent behavior;
4. DJJ residential facility operations;
5. Safety, security, and supervision.

~~(15)(14)~~ Staff who crossover from contracted residential facilities, contracted non-residential programs, or state operated non-residential programs must complete all certification requirements outlined in this section.

~~(16)(15)~~ Staff who crossover from detention facilities must complete all certification requirements outlined in this section that are non-duplicative of their detention certification, ~~including the Juvenile Justice Detention Officer (JJDO) to Juvenile Justice Residential Officer (JJRO) examination.~~

~~(17)(16)~~ Procedures for the documentation of training are as follows:

(a) Administrators will ensure that a training file is maintained for each direct care staff, and that they meet all requirements.

(b) Completion of all training requirements shall be documented on the department's computer-based tracking system.

(c) Facilities and programs shall develop an annual in-service training calendar which must be updated as changes occur.

Rulemaking Specific Authority 20.316(1), 985.601(8) FS. Law Implemented 985.601(8) FS. History--New 6-11-07, Amended 5-15-08, \_\_\_\_\_.

63H-2.006 State Non-Residential Staff.

(1) through (4) No change.

(5) Accommodations based upon the Americans with Disabilities Act will be made where necessary.

(a) Staff failing the certification examination are required to attend remediation, which must be documented in the department's computer based tracking system.

(b) Staff shall adhere to the following schedule for second and third attempts to pass the certification examination:

1. The second attempt shall occur no less than 7 calendar days after, and no more than 45 calendar days after, the first attempt.

2. The third attempt shall occur no less than 14 calendar days after, and no more than 45 calendar days after, the second attempt.

~~(6)(5)~~ Upon request by a Regional Director, the Director for Staff Development and Training will grant a 90-day extension to the 180-day time frame for completing training requirements. The extension may only be based on the following:

- (a) Death of an immediate family member.
- (b) Serious chronic condition, illness or injury.
- (c) Immediate family crisis.
- (d) Court appearance.
- (e) Military duty.
- (f) Family medical leave.

(g) Other emergency circumstances.

~~(7)(6)~~ State non-residential staff must complete 24 hours of annual in-service training beginning the calendar year after the staff has completed certification training.

~~(8)(7)~~ The following are mandatory training topics that must be completed each year:

- (a) PAR update (Chapter 63H-1, F.A.C.);
- (b) CPR;

(c) First aid, unless the specific certification is good for more than one year, in which case, training is only necessary as required by certification;

(d) Suicide recognition, prevention and intervention;

(e) Professionalism and ethics.

~~(9)(8)~~ Each region will submit to Staff Development and Training a written list of in-service trainings that includes course names, descriptions, objectives, and training hours for any instructor-led in-service training other than the above topics.

~~(10)(9)~~ As part of the 24 hours of in-service training required for direct-care staff, supervisory staff shall complete 8 hours of training in the areas of management, leadership, personal accountability, employee relations, communication skills or fiscal training each year.

~~(11)(10)~~ Returning staff who return more than four years from separation shall complete all requirements set forth in subsection 63H-2.006(1), F.A.C., as they are no longer considered trained.

~~(12)(11)~~ Returning staff that return less than four years from the date of separation shall meet the following requirements within sixty calendar days of their return to the department:

- (a) All PAR training pursuant to Chapter 63H-1, F.A.C.;
- (b) CPR/First aid certification;
- (c) Overview of program operating procedures;
- (d) In-service training to include:
  1. Professionalism and ethics;
  2. Suicide prevention;
  3. Adolescent behavior;
  4. Risk and needs assessment;
  5. Supervision.

~~(13)(12)~~ Staff who crossover from contracted residential or detention facilities, contracted non-residential programs, state operated residential facilities, or state operated detention facilities must complete all certification requirements outlined in this section.

~~(14)(13)~~ Procedures for the documentation of training are as follows:

(a) Administrators will ensure that a training file is maintained for each direct care staff, and that they meet all requirements.

(b) Completion of all training requirements shall be documented on the department's computer-based tracking system.

~~(c)(b)~~ Facilities and programs shall develop an annual in-service training calendar which must be updated as changes occur.

Rulemaking Specific Authority 20.316(1), 985.601(8) FS. Law Implemented 985.601(8) FS. History–New 6-11-07, Amended 5-15-08,\_\_\_\_\_.

63H-2.007 Detention Staff.

(1) through (5) No change.

(6) Accommodations based upon the Americans with Disabilities Act will be made where necessary.

(a) Staff failing the certification examination are required to attend remediation, which must be documented in the department’s computer based tracking system.

(b) Staff shall adhere to the following schedule for second and third attempts to pass the certification examination:

1. The second attempt shall occur no less than 7 calendar days after, and no more than 45 calendar days after, the first attempt.

2. The third attempt shall occur no less than 14 calendar days after, and no more than 45 calendar days after, the second attempt.

~~(7)(6)~~ Upon request by a Regional Director, the Director for Staff Development and Training will grant a 90-day extension to the 180-day time frame for completing training requirements. The extension may only be based on the following:

- (a) Death of an immediate family member.
- (b) Serious chronic condition, illness or injury.
- (c) Immediate family crisis.
- (d) Court appearance.
- (e) Military duty.
- (f) Family medical leave.
- (g) Other emergency circumstances.

~~(8)(7)~~ Detention staff must complete 24 hours of annual in-service training beginning the calendar year after the staff has completed certification training.

~~(9)(8)~~ The following are mandatory training topics that must be completed each year:

- (a) PAR update (Chapter 63H-1, F.A.C.);
- (b) CPR/AED;
- (c) First aid, unless the specific certification is good for more than one year, in which case, training is only necessary as required by certification.
- (d) Suicide prevention.
- (e) Professionalism and ethics.

~~(10)(9)~~ Each region will submit to Staff Development and Training a written list of in-service trainings that includes course names, descriptions, objectives, and training hours for any instructor-led in-service training other than the above topics.

~~(11)(40)~~ As part of the 24 hours of in-service training required for direct-care staff, supervisory staff shall complete 8 hours of training in the areas of management, leadership, personal accountability, employee relations, communication skills or fiscal training each year.

~~(12)(41)~~ Returning staff who return more than four years from separation shall complete all requirements set forth in subsection 63H-2.005(1), F.A.C., as they are no longer considered trained.

~~(13)(42)~~ Returning staff that return less than four years from the date of separation shall meet the following requirements within sixty calendar days of their return to the department:

- (a) All PAR training pursuant to Chapter 63H-1, F.A.C.;
- (b) CPR/First Aid/AED certification;
- (c) Overview of facility operating procedures.
- (d) In-service training to include:
  - 1. Professionalism and ethics;
  - 2. Suicide prevention;
  - 3. Adolescent behavior;
  - 4. DJJ detention facility operations;
  - 5. Safety, security, and supervision.

~~(14)(43)~~ Staff who crossover from contracted residential, contracted non-residential, and state operated non-residential must complete all certification requirements outlined in this section.

~~(15)(44)~~ Staff who crossover from state operated residential must complete all certification requirements outlined in this section that are non-duplicative of their JJRO certification, ~~including the JJRO to JJDO examination.~~

~~(16)(45)~~ Procedures for the documentation of training are as follows:

(a) Administrators will ensure that a training file is maintained for each direct care staff, and that they meet all requirements.

(b) Completion of all training requirements shall be documented on the department’s computer based tracking system.

(c) Facilities and programs shall develop an annual in-service training calendar which must be updated as changes occur.

Rulemaking Specific Authority 20.316(1), 985.601(8) FS. Law Implemented 985.02(3)(c), 985.601(8), (9)(b) FS. History–New 6-11-07, Amended\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Michael McCaffrey, Director of Staff Development and Training

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Frank Peterman, Jr., Secretary



DATE PROPOSED RULE APPROVED BY AGENCY  
HEAD: May 26, 2009  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
PUBLISHED IN FAW: May 8, 2009

## DEPARTMENT OF HEALTH

### Board of Physical Therapy Practice

RULE NO.: 64B17-4.001  
RULE TITLE: Licensure as a Physical Therapist  
Assistant by Examination

PURPOSE AND EFFECT: The Board proposes the rule amendment for consideration of use of the Federation PTA educational criteria tool.

SUMMARY: The use of the Federation PTA educational criteria tool will be placed in the rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A Statement of Estimated Regulatory Cost has been prepared and is available by contacting Allen Hall, Executive Director, at the address listed below. The following is a summary of the SERC:

- The proposed change would only affect PTA applicants who are foreign educated.
- There has not been an avenue for licensure in Florida for foreign educated PTAs, therefore, the specific number of foreign educated PTAs that will apply for licensure is unknown.
- The only costs incurred by the Division of Medical Quality Assurance are rule-making costs.
- No effect on state or local revenue is expected.
- The proposed change is not expected to impact small business, small counties or small cities.

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.

RULEMAKING AUTHORITY: 486.025, 486.102 FS.

LAW IMPLEMENTED: 456.017, 486.102(3), 486.104 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: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B17-4.001 Licensure as a Physical Therapist Assistant by Examination.

Every physical therapist assistant who applies for licensure by examination shall file DOH Form #DH-MQA 1142 Application for Licensure, Revised 2/09 ~~12/08~~, incorporated

by reference, which is available through [www.doh.state.fl.us/mqa](http://www.doh.state.fl.us/mqa), and demonstrate to the Board that the applicant:

- (1) No change.
- (2) No change.
- (3) Education

(a) Has received a degree as a physical therapist assistant from an institution that, has been approved for the training of physical therapist assistants by the Commission on Accreditation for Physical Therapy Education (CAPTE), at the time of graduation; or

(b) Has graduated from a school giving a course for physical therapist assistants in a foreign country; and:

1. (4) For foreign graduates, H has received a determination that the credentials are equivalent to education required for licensure as a physical therapist assistant in the United States. Educational credentials equivalency shall be determined by the Foreign Credentialing Committee on Physical Therapy (FCCPT) or any other Board Approved credentialing agency that meets at least the following criteria:

a. Has a comprehensive, standardized orientation and training program for all reviewers who must be experienced and knowledgeable in the area of physical therapist assistant education.

b. Has an audit and quality assurance or review committee that regularly meets to monitor the evaluation process and to provide random audits of the credentials reviews.

c. Uses the Federation of State Boards of Physical Therapy (FSBPT) coursework evaluation tool, that reflects the educational criteria in place at the time of graduation.

d. Employs full time staff support including an international expert in fundamental studies, applied science, and technical education credential equivalency and analysis.

e. Has an updated, current, and comprehensive resource document library available for reference.

f. Is recognized to perform visa screening by the Immigration and Naturalization Service of the federal government.

g. Uses two independent physical therapists or physical therapist assistants to perform the professional education component of the credentials reviews.

h. Uses original documentation from the institution with institutional seals and signatures and does not permit notarized copies of transcripts or course descriptions for credentials reviews.

2. The report from the board approved credentialing agency, in which the educational expert, physical therapist, or physical therapist assistant evaluator is not affiliated with the institutions or individuals under review, interpreting the foreign credentials in terms of educational equivalency in the United States, shall, at a minimum, contain the following information:

a. A clear and definitive statement as to whether the education is equivalent to a CAPTE-accredited physical therapist assistant educational program.

b. Whether the institution is accredited by any governmental agency, and if so, which agency.

c. A list of courses in fundamental studies, applied science, and technical education.

d. All opinions contained in the report shall be substantiated by reference to the source materials which form the basis for the opinion.

3. Evidence of successful completion of a Board approved English proficiency examination if English was not the language of instruction as evidenced by a minimum total score of 89 on the TOEFL as well as accompanying minimum scores in the test's four components of: 24 in writing; 26 in speaking; 21 in reading comprehension; and 18 in listening comprehension.

~~(5) Has attained and submitted to the Board the following:~~

~~(a) Until and including December 31, 2006, evidence of successful completion of a Board approved English proficiency examination if English was not the language of instruction as evidenced by a minimum score of 220 on the computer based test or 560 on the paper test version of the Test of English as a Foreign Language (TOEFL) and 4.5 on the test of written English (TWE) and 50 on the test of spoken English (TSE).~~

~~(b) Effective January 1, 2007, evidence of successful completion of a Board approved English proficiency examination if English was not the language of instruction as evidenced by a minimum total score of 89 on the TOEFL as well as accompanying minimum scores in the test's four components of: 24 in writing, 26 in speaking, 21 in reading comprehension, and 18 in listening comprehension.~~

~~(c) A report from a Board approved credentialing agency, in which the educational expert or physical therapist evaluator is not affiliated with the institutions or individuals under review, interpreting the foreign credentials in terms of educational equivalency in the United States.~~

~~(d) At a minimum, the report shall contain the following information:~~

~~1. A clear and definitive statement as to whether the education is equivalent to a CAPTE-accredited physical therapist assistant educational program.~~

~~2. Whether the institution is accredited by any governmental agency and, if so, which agency.~~

~~3. A list of courses in general education and professional education with the United States post secondary equivalent course indicated.~~

~~4. All opinions contained in the report shall be substantiated by reference to the source materials which form the basis for the opinion.~~

Rulemaking Authority 486.025, 486.102 FS. Law Implemented 456.017, 486.102(3), 486.104 FS. History—New 8-6-84, Amended 6-2-85, Formerly 21M-10.20, Amended 5-18-86, Formerly 21M-10.020, 21MM-4.001, Amended 3-1-94, Formerly 61F11-4.001, Amended 12-22-94, 4-10-96, Formerly 59Y-4.001, Amended 1-23-03, 4-9-06, 9-19-06, 5-21-09,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Physical Therapy Practice

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Physical Therapy Practice

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 12, 2009

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 16, 2009

**DEPARTMENT OF HEALTH**

**Board of Athletic Training**

RULE NO.: 64B33-1.001  
RULE TITLE: Probable Cause Determinations

PURPOSE AND EFFECT: The proposed rule amendment is intended to incorporate a statutory requirement that a current board member must be included in any meeting of the probable cause panel.

SUMMARY: The proposed rule amendment acknowledges the statutory requirement that requires that a current board member must be included in any meeting of the probable cause panel.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared. The Board has determined that the proposed rule amendment does 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.

RULEMAKING AUTHORITY: 456.073 FS.

LAW IMPLEMENTED: 456.073(4) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Susan Foster, Executive Director, Board of Athletic Training, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B33-1.001 Probable Cause Determinations.

(1) through (3) No change.

(4) The probable cause panel shall meet at such times as called by the presiding officer of the panel or by two members of the panel. Any meeting of a probable cause panel must include a present board member.

Rulemaking Specific Authority ~~420.53~~, 456.073 FS. Law Implemented 456.073(4) FS. History–New 8-22-00, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Athletic Training  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Athletic Training  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 17, 2009  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 8, 2009

**DEPARTMENT OF HEALTH**

**Board of Athletic Training**

RULE NOS.:	RULE TITLES:
64B33-2.002	Requirement for Instruction on Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome
64B33-2.003	Requirements for Continuing Education

PURPOSE AND EFFECT: The proposed rule amendments are intended clarify the requirements for instruction on HIV and AIDS at the time of initial licensure; and to clarify the requirement for HIV and AIDS continuing education and prevention of medical errors continuing education at the time of licensure renewal.

SUMMARY: The proposed rule amendments require a minimum of one hour of HIV and AIDS continuing education at the time of initial licensure and at the time of licensure renewal. In addition, the amendments also acknowledge the statutory requirement of a two-hour course in the prevention of medical errors at the time of licensure renewal, and clarify other continuing education requirements.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared. The Board has determined that the proposed rule amendment does 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.

RULEMAKING AUTHORITY: 456.013, 456.034, 468.705, 468.711 FS.

LAW IMPLEMENTED: 456.013(7), 456.034, 468.707(2), 468.711(2), (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 RULES IS: Susan Foster, Executive Director, Board of Athletic Training, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULES IS:

64B33-2.002 Requirement for Instruction on Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome.

(1) Each applicant, for initial licensure and at biennial renewal, shall complete a Board approved educational course of a minimum of one hour on HIV and AIDS and shall submit a certificate of completion form from the provider of such course with the application. A copy of the certificate will satisfy this requirement.

(2) No change.

Rulemaking Specific Authority 456.034, 468.705, 468.711 FS. Law Implemented 456.013(7), 456.034, 468.707(2), 468.711(2), (3) FS. History–New 5-29-96, Formerly 61-25.003, 64B30-25.003, Amended 8-22-00, \_\_\_\_\_.

64B33-2.003 Requirements for Continuing Education.

(1) In the 24 months preceding each biennial renewal period, every athletic trainer licensed pursuant to Chapter 468, Part XIII, F.S., shall be required to complete 24 hours of continuing education in courses approved by the Board. However, athletic trainers who receive an initial license during the second half of the biennium shall be required to complete only 12 hours of continuing education in courses approved by the Board prior to renewal. The hours of continuing education required for renewal must include a minimum of one hour in HIV/AIDS as described in Rule 64B33-2.002, F.A.C., and a two-hour course in prevention of medical errors required by Section 456.013(7), F.S. The continuing education requirement includes current certification in cardiovascular pulmonary resuscitation at the professional rescue level from the American Red Cross, the American Heart Association, American Safety and Health Institute, the National Safety Council, or an entity approved by the Board as equivalent. Athletic trainers who receive an initial license during the 90 days preceding a renewal period shall not be required to complete any continuing education for that renewal period.

(2) through (3) No change.

(4) The following continuing education is approved by the Board:

(a) Courses, professional development activities, and publication activities approved by the Board of Certification (BOC) ~~in BOC Category A or B;~~

~~(b) Courses approved by The Athletic Trainers' Association of Florida in BOC Category A or B;~~

(b)(e) Post-certification courses in athletic training sponsored by a college or university approved by the United States Department of Education which provides a curriculum for athletic trainers ~~in BOC Category C~~.

(5) ~~Home study Category A (home study)~~ courses approved by the BOC will be acceptable for no more than 10 of the required continuing education hours. The remaining 14 hours require actual attendance and participation. For those licensees who are initially licensed during the second year of the biennial period, only 5 of the required continuing education hours may consist of home study courses. The remaining 7 hours require actual attendance and participation.

(6) No change.

Rulemaking Specific Authority 456.013, 456.034(5), 468.705, 468.711(2), (3) FS. Law Implemented 456.013(7), 456.034, 468.711(2) FS. History–New 8-4-98, Formerly 64B30-25.0031, Amended 8-22-00, 3-6-07, 8-12-08,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Athletic Training  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Athletic Training  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 17, 2009  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 8, 2009

**DEPARTMENT OF HEALTH**

**Board of Athletic Training**

RULE NO.:                   RULE TITLE:  
64B33-2.005               Requirements for Reactivation of an Inactive License

PURPOSE AND EFFECT: The proposed rule is intended set forth the requirements for reactivation of an inactive license.

SUMMARY: The proposed rule sets forth the requirements for those athletic trainers who wish to reactivate a license which is in inactive status.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared. The Board has determined that the proposed rule amendment does 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.

RULEMAKING AUTHORITY: 456.036, 468.705 FS.

LAW IMPLEMENTED: 456.036 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Susan Foster, Executive Director, Board of Athletic Training, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B33-2.005 Requirements for Reactivation of an Inactive License.

An inactive license shall be reactivated upon demonstration that the licensee has paid the reactivation fee set forth in Rule 64B33-3.001, F.A.C., and has complied with the following requirements:

(1) As a condition to the reactivation of an inactive license, an athletic trainer must submit proof of successful completion of approved continuing education for each year of inactive status and must disclose any criminal convictions or pending disciplinary or criminal charges. In addition, the athletic trainer must submit an affidavit which accounts for all employment activity during the period of inactive licensure.

(2) Any athletic trainer whose license has been inactive for more than two consecutive biennial licensure cycles (more than 4 years) shall be required to appear before the Board and establish the ability to practice with the care and skill sufficient to protect the health, safety, and welfare of the public.

Rulemaking Authority 456.036, 468.705 FS. Law Implemented 456.036 FS. History–New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Athletic Training  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Athletic Training  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 17, 2009  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 23, 2008

**DEPARTMENT OF HEALTH**

**Board of Athletic Training**

RULE NO.:                   RULE TITLE:  
64B33-3.001               Fees

PURPOSE AND EFFECT: The proposed rule amendment is intended to delete the duplicate wall certificate fee.

SUMMARY: The proposed rule amendment deletes the duplicate wall certificate fee since wall certificates are no longer available.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared. The Board has determined that the proposed rule amendment does 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.

RULEMAKING AUTHORITY: 456.025, 456.036(3), (7), (10), (11), (15), 468.705, 468.709 FS.

LAW IMPLEMENTED: 456.025, 456.036, 468.709 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Susan Foster, Executive Director, Board of Athletic Training, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B33-3.001 Fees.

The following fees are prescribed for athletic trainers:

(1) through (8) No change.

~~(9) The fee for a duplicate wall certificate shall be \$25.~~

~~(9)(10) The retired status fee shall be \$50.00.~~

Rulemaking Specific Authority 456.025, 456.036(3), (7), (10), (11), (15), 468.705, 468.709 FS. Law Implemented 456.025, 456.036, 468.709 FS. History--New 7-12-95, Amended 5-29-96, Formerly 61-25.001, 64B30-25.001, Amended 8-22-00, 9-19-05, 8-12-08, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Athletic Training

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Athletic Training

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 17, 2009

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 8, 2009

**DEPARTMENT OF HEALTH**

**Board of Athletic Training**

RULE NO.: 64B33-4.001                      RULE TITLE: Protocols; Scope of Practice

PURPOSE AND EFFECT: The proposed rule amendment clarifies the scope of practice with regard to injuries.

SUMMARY: The proposed rule amendment sets forth a clarified scope of practice with regard to recognition, evaluation and preliminary diagnosis of injury for athletic trainers.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared. The Board has determined that the proposed rule amendment does 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.

RULEMAKING AUTHORITY: 468.705 FS.

LAW IMPLEMENTED: 468.701, 468.705, 468.713 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Susan Foster, Executive Director, Board of Athletic Training, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B33-4.001 Protocols; Scope of Practice.

(1) through (2) No change.

(3) A licensed athletic trainer, shall apply the following principles, methods and procedures within the scope of the athletic trainer's practice.

(a) Injury Prevention;

(b) Injury recognition, evaluation and preliminary diagnosis ~~Recognition and Evaluation;~~

(c) through (k) No change.

(4) through (5) No change.

Rulemaking Specific Authority 468.705 FS. Law Implemented 468.701, 468.705, 468.713 FS. History--New 11-17-96, Formerly 61-25.004, 64B30-25.004, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Athletic Training

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Athletic Training

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 17, 2009

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 8, 2009

**FINANCIAL SERVICES COMMISSION**

**Finance**

RULE NO.: 69V-560.1012                      RULE TITLE: Adoption of Forms

PURPOSE AND EFFECT: Money services businesses licensed under Part II of Chapter 560, F.S., must maintain a corporate surety bond or an alternative security device in amount set by rule. The amount of the device may not be less than \$50,000 or greater than \$2 million. Section 560.209(4), F.S., authorizes the use of an approved alternative security device. The proposed rule amends forms OFR-560-01 (Application for Licensure as a Money Services Business) and OFR-560-07 (Security Device Calculation Form) to factor the

existence of cargo insurance into the surety bond or alternative security device calculation for licensees whose business is limited to the physical transportation of currency or other valuables via armored cars.

SUMMARY: The proposed rule amends forms OFR-560-01 and OFR-560-07 to factor the existence of cargo insurance into the surety bond or alternative security device calculation for licensees whose business is limited to the physical transportation of currency or other valuables via armored cars.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A Statement of Estimated Regulatory Cost has been prepared and is available by contacting: Mike Ramsden, Chief, Money Transmitter Regulation, Office of Financial Regulation, The Fletcher Building, 200 East Gaines Street, Tallahassee, Florida 32399; (850)410-9805; mike.ramsden@flofr.com

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: 560.105, 560.209 FS.

LAW IMPLEMENTED: 560.209 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: Mike Ramsden, Chief, Money Transmitter Regulation, Office of Financial Regulation, The Fletcher Building, 200 East Gaines Street, Tallahassee, Florida 32399; (850)410-9805; mike.ramsden@flofr.com

THE FULL TEXT OF THE PROPOSED RULE IS:

69V-560.1012 Adoption of Forms.

(1) The following forms are incorporated by reference and readopted by this rule for the purposes of Rules 69V-560.102-.913, F.A.C.:

(a) Application for Licensure as a Money Services Business, Form OFR-560-01, effective ~~1-13-09~~.

(b) Location Notification Form, Form OFR-560-02, effective 1-13-09.

(c) Declaration of Intent to Engage in Deferred Presentment Transactions, Form OFR-560-03, effective 1-13-09.

(d) Money Services Business Quarterly Report Form, Form OFR-560-04, effective 1-13-09.

(e) Pledge Agreement, Form OFR-560-05, effective 1-13-09.

(f) Money Services Business Surety Bond Form, Form OFR-560-06, effective 1-13-09.

(g) Security Device Calculation Form, Form OFR-560-07, effective ~~1-13-09~~.

(h) Florida Fingerprint Card (FL922720Z), effective 1-13-09.

(i) Currency Transaction Report, FinCEN Form 104, effective 1-13-09.

(j) Suspicious Activity Report by Money Services Business, FinCEN Form 109, effective 1-13-09.

(k) Report of International Transportation of Currency or Monetary Instruments, FinCEN Form 105, effective 1-13-09.

(2) All forms adopted by this rule are available on the Office's website at [www.flofr.com](http://www.flofr.com) and by mail from the Office of Financial Regulation, 200 East Gaines Street, Tallahassee, Florida 32399-0376.

Specific Authority 560.105, 560.118, 560.141, 560.2085, 560.209, 560.403 FS. Law Implemented 560.118, 560.140, 560.141, 560.205, 560.2085, 560.209, 560.403, 943.053 FS. History--New 1-13-09, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Mike Ramsden, Chief, Money Transmitter Regulation, Office of Financial Regulation, The Fletcher Building, 200 East Gaines Street, Tallahassee, Florida 32399; (850)410-9805; mike.ramsden@flofr.com

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Financial Services Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 27, 2009

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 17, 2009

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

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

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

#### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

##### Board of Landscape Architecture

RULE NO.:	RULE TITLE:
61G10-15.005	Responsible Supervision Control Over Landscape Architectural Practices in the Landscape Architect's Office

##### NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 35, No. 19, May 15, 2009 issue of the Florida Administrative Weekly.

The correction is as follows:

The Rule Development publication date listed in the Notice of Proposed Rulemaking should read:

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN THE FAW: February 27, 2009

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Juanita Chastain, Executive Director, Board of Landscape Architecture, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Florida Real Estate Commission**

RULE NO.:                   RULE TITLE:  
61J2-24.003               Notice of Noncompliance  
**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 35, No. 8, February 27, 2009 issue of the Florida Administrative Weekly.

The original notice of rule development erroneously stated that a SERC was prepared. The board has determined that the proposed rule will not affect small businesses. A statement of Estimated Regulatory Costs has not been prepared. The date of publishing for the original notice of rule development was erroneously given as February 19, 2008. The correct date is June 27, 2008. The foregoing changes do not affect the substance of the proposed rule.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.:                   RULE TITLE:  
64B8-44.005               Citations  
**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 35, No. 17, May 1, 2009 issue of the Florida Administrative Weekly.

Although the Notice of Proposed Rulemaking stated that a Statement of Estimated Regulatory Costs (SERC) had been prepared and was available, the Notice did not summarize the SERC. The following is a Summary of the Statement of Estimated Regulatory Costs:

- The said rule may affect those licensees who are in violation of statute; furthermore, the said rule may affect any licensee who renewed his or her license without completing the required education.
- The agency will not incur any additional costs.
- Licensees will not incur additional costs.
- The change will impact licensees; however, the change will not impose a cost; rather, the change will require

documentation of continuing education.

This correction does not affect the substance of the rule as it appeared in the Florida Administrative Weekly as outlined above.

THE PERSON TO BE CONTACTED REGARDING THE ABOVE CORRECTION IS: Allen Hall, Executive Director, Dietetics and Nutrition Practices Council, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.:                   RULE TITLE:  
64B8-45.001               General Requirements  
**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 35, No. 17, May 1, 2009 issue of the Florida Administrative Weekly.

Although the Notice of Proposed Rulemaking stated that a Statement of Estimated Regulatory Costs (SERC) had been prepared and was available, the Notice did not summarize the SERC. The following is a Summary of the Statement of Estimated Regulatory Costs:

- All licensees must comply with the rule. Licensees are not required to complete continuing education through a home study; however, licensees have the option of doing so.
- Only rule making costs will be incurred.
- Transaction costs are impossible to estimate.
- There is no way to determine how much of an impact the rule will have on small businesses as it is unknown how many licensees will choose home study programs; the rule will not impact small towns or cities.

This correction does not affect the substance of the rule as it appeared in the Florida Administrative Weekly as outlined above.

THE PERSON TO BE CONTACTED REGARDING THE ABOVE CORRECTION IS: Allen Hall, Executive Director, Dietetics and Nutrition Practices Council, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.:                   RULE TITLE:  
64B8-45.002               Continuing Education Approval  
**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 35, No. 17, May 1, 2009 issue of the Florida Administrative Weekly.

Although the Notice of Proposed Rulemaking stated that a Statement of Estimated Regulatory Costs (SERC) had been prepared and was available, the Notice did not summarize the SERC. The following is a Summary of the Statement of Estimated Regulatory Costs:





28, Lafayette County. SRWMD denied the petition because the petitioner did not demonstrate that the underlying statute will be or has been achieved by other means.

A copy of the Order may be obtained by contacting: Robin Lamm, Administrative Assistant, Suwannee River Water Management District, 9225 CR 49, Live Oak, FL 32060, (386)362-1001 or 1(800)226-1066 in Florida only.

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NOTICE IS HEREBY GIVEN THAT on May 14, 2009, the Suwannee River Water Management District has issued an order.

This order (2009-0003) denies in part and grants in part a variance under Section 120.542, F.S., to Reva Jane Hamilton, for a Works of the District existing non-permitted building (ERP08-0362). A petition for variance was received on November 7, 2008, and an addendum to petition was received on December 19, 2008. Notices of receipt of petitions requesting variance were published in F.A.W. in Vol. 34, No. 47 on November 21, 2008, and Vol. 35, No. 1 on January 9, 2009, respectively. No public comment was received. This order denies variance of SRWMD's criteria for paragraph 40B-4.3020(1)(d), F.A.C., as to the building plan requirement, and grants variance to subsection 40B-4.3030(4), F.A.C., as to the elevation requirement, within Township 1 North, Range 11 East, Section 8, Madison County. Petitioner has satisfied the requirement for paragraph 40B-4.3020(1)(c), F.A.C.; therefore the request for variance for this paragraph was withdrawn. SRWMD denies the petition as to paragraph 40B-4.3020(1)(d), F.A.C., because the petitioner did not demonstrate that the underlying statute will be or has been achieved by other means and approves the petition as to subsection 40B-4.3030(4), F.A.C., because the petitioner has demonstrated that the underlying statute will be or has been achieved by other means. A copy of the Order may be obtained by contacting: Robin Lamm, Administrative Assistant, Suwannee River Water Management District, 9225 CR 49, Live Oak, FL 32060, (386)362-1001 or 1(800)226-1066 in Florida only.

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NOTICE IS HEREBY GIVEN THAT on May 15, 2009, the South Florida Water Management District (District), received a petition for waiver from the Collier County Transportation Services, Application No. 09-0227-1, for utilization of Works or Lands of the District known as the Airport Road Canal, to allow an existing bus shelter, concrete pad, and path to remain within 40 feet of the top of the canal bank; Section 11, Township 49 South, Range 25 East, Collier County. The petition seeks relief from subsections 40E-6.011(4) and (6), and paragraph 40E-6.221(2)(j), Florida Administrative Code, which govern the placement of permanent and/or semi-permanent above-ground encroachments within 40 feet of the top of the canal bank within Works or Lands of the District.

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

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NOTICE IS HEREBY GIVEN THAT on May 26, 2009, the South Florida Water Management District (District), received a petition for waiver that was amended. The amended petition was filed by J. W. McDaniel Sr., Inc., (Application No. 09-0326-1), for utilization of Works or Lands of the District known as the L-28I Canal, to allow an existing water control structure and appurtenances, known as W-D1AB (emergency overflow culvert and riser and associated berm), located approximately 100 feet upstream of the beginning of the L-28I (North Feeder Canal), to remain within 40 feet of top of canal bank; Section 25, Township 47 South, Range 33 East, Hendry County. The petition seeks relief from subsections 40E-6.011(4) and (6) and paragraph 40E-6.221(2)(j), Florida Administrative Code, which governs the placement of permanent and/or semi-permanent above ground encroachments within 40 feet of the top of canal bank; and prohibits water control structures within Works or Lands of the District, and requires crown elevation of discharge culverts to be set at least 1/2 foot below water control elevation of the canal. The petition for waiver was amended to clarify how strict application of the criteria or rule would create a substantial hardship.

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

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#### **DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

NOTICE IS HEREBY GIVEN THAT on April 24, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Lisa Gerard, the David Associates, on behalf of property owned at 2435 US Highway 19, Holiday, FL. The petitioner is requesting a temporary variance for extension of time in order to make the necessary corrections per ASME A17.1(1987), Rules 211.3.to 211.8 (1996), for Firefighters' Service (VW 2009-111).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on April 29, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for variance from Richard Jones, 20 Whispering Sands Drive, on behalf of Whispering Sands Condominium Association, Sarasota, FL. The petitioner is requesting a temporary variance for extension of time in order to make the necessary corrections per ASME A17.3 (1996), for Firefighters' Service (VW 2009-112).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on April 29, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rule 3.11.3, A17.3, 1996 which requires Fire Fighter Service Phase 1 and 2, and Section 399.15, Florida Statutes, which requires all elevators be keyed with one of seven regional emergency access keys. The request was received from William Snyder on behalf of Mansions by the Sea Condominiums in Treasure Island, FL (VW 2009-113).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on April 29, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Tricia Sexton, P.A., on behalf of Montgomery Wards Store, 101-34th Street, St. Petersburg, FL. The petitioner is requesting a temporary variance for extension of time in order to make the necessary corrections per ASME A17.3 (1996), 3.11.3 and A17.1, 8.6.5.8 for Firefighters' Service and zone restrictors (door) (VW 2009-114).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 1, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rule 3.11.3, A17.3, 1996 which requires Fire Fighter Service Phase 1 and 2, from Cy Hornsby on behalf of Sunshine Towers, Clearwater, FL (VW 2009-115).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 1, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Dr. Ray Smith, Arbomar Apartments, on behalf of Arbomar Condominium Association, Longboat Key, FL. The petitioner is requesting a temporary variance for extension of time in order to make the necessary corrections per ASME A17.3 (1996), for Firefighters' Service and zone restrictors (door) (VW 2009-116).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 1, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Bill Snyder, Florida Certified Elevator Inspections, on behalf of Harbor Hill Condominium Association, St. Petersburg, FL. The petitioner is requesting a temporary variance for extension of time in order to make the necessary corrections per ASME A17.3 (1996), for Firefighters' Service, regional emergency fire access (key), and zone restrictors (door) (VW 2009-118).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 4, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Carole Bowden, CAM, Holmes Beach Property Management, LLC, on behalf of Ironwood Seventh Condominium Association, Bradenton, FL. The petitioner is requesting a temporary variance for extension of time in order to make the necessary corrections per ASME A17.3 (1996), for Firefighters' Service and zone restrictors (door) (VW 2009-119).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 4, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Duane Knecht, PE Stetson University, on behalf

of Presser Hall at Stetson University, Deland, FL. The petitioner is requesting a temporary variance for extension of time in order to make the necessary corrections per ASME A17.3 (1996), for Firefighters' Service and mechanical room (VW 2009-120).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 4, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Sheron Nichols, Jim Nobles Management Inc., on behalf of Island Way Condominium Association, Clearwater, FL. The petitioner is requesting a temporary variance for extension of time in order to make the necessary corrections per ASME A17.3 (1996), for Firefighters' Service, zone restrictors (door), and Stop/Run button (VW 2009-121).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 4, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for variance from Carole Bowden, CAM, Holmes Beach Property Management, LLC, on behalf of Ironwood Sixth Condominium Association, Bradenton, FL. The petitioner is requesting a temporary variance for extension of time in order to make the necessary corrections per ASME A17.3 (1996), for Firefighters' Service and zone restrictors (door) (VW 2009-122).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 4, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Carole Bowden, CAM, Holmes Beach Property Management, LLC, on behalf of Ironwood Fourth Condominium Association, Bradenton, FL. The petitioner is requesting a temporary variance for extension of time in order to make the necessary corrections per ASME A17.3 (1996), for Firefighters' Service and zone restrictors (door) (VW 2009-123).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 4, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Carole Bowden, CAM, Holmes Beach Property Management, LLC, on behalf of Ironwood Fifth Condominium Association, Bradenton, FL. The petitioner is requesting a temporary variance for extension of time in order to make the necessary corrections per ASME A17.3 (1996), for Firefighters' Service and zone restrictors (door) (VW 2009-124).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 4, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Carole Bowden, CAM, Holmes Beach Property Management, LLC, on behalf of Ironwood Ninth Condominium Association, Bradenton, FL. The petitioner is requesting a temporary variance for extension of time in order to make the necessary corrections per ASME A17.3 (1996), for Firefighters' Service and zone restrictors (door) (VW 2009-125).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 4, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Carole Bowden, CAM, Holmes Beach Property Management, LLC, on behalf of Ironwood Fourteenth Condominium Association, Bradenton, FL. The petitioner is requesting a temporary variance for extension of time in order to make the necessary corrections per ASME A17.3 (1996), for Firefighters' Service and zone restrictors (door) (VW 2009-126).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 5, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a variance from A.S.M.E. A18.1, which limits wheelchair lifts to travel of 14 feet. The petition is to allow a lift traveling 15 feet, 9 inches. The petition was received from Gloria Higham on behalf of Highland Properties, in St. Petersburg, FL (VW 2009-129).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 5, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Patricia Serley, OTIS Elevator Company, Pensacola, Florida on behalf of Sacred Heart Cancer Center, Pensacola, FL. The petitioner is requesting a temporary variance to grant new sub-systems technology for MRL's and use of coated steel belts per ASME A17.1 (2005s), ASME A17.1 (2004), Section 1.2 (VW 2009-131).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 6, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance for 24-36 months to upgrade the building fire alarm system to allow it to recall the elevator. The petition was received from Donna Kirk on behalf of Waterview Towers Condo in West Palm Beach (VW 2009-132).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 6, 2009, the Department Of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Thomas Brantley, PE, Facilities Management Leon County, Tallahassee, Florida on behalf of Leon County Courthouse Annex, 315 S. Calhoun St., Tallahassee, FL. The petitioner is requesting a temporary variance to grant an extension of time for elevator modernization per ASME A17.1 (2004), ASME A17.3 (1996) (VW 2009-133).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 7, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from A17, ASME for unspecified violations until the modernizations can be completed. The request was received from Dave Palmer on behalf of Winter Park Hospital (VW 2009-134).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 7, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Richard Dolson, OTIS Elevator Company, Tampa, Florida on behalf of All Children's Hospital Medical Office Building, St. Petersburg, FL. The petitioner is requesting a variance for installing new OTIS Gen 2 technology for MRLs and use of coated steel belts per ASME A17.1 (2005s), ASME A17.1 (2004), Section 1.2, (VW 2009-135).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 8, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rules 3.4.5(d) and 3.11.1, A17.3, 1996 which require emergency lighting in the car and two-way communication from within the building to the car, from B. J. Miller on behalf of Sarasota County West Wing Jail (VW 2009-137).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 11, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from ASME A17.3, 1996 which requires wires to be covered, emergency lighting in the cab and two-way communication from Larry Williams on behalf of Garden Gate Partners in Winter Park (VW 2009-138).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 11, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rules 3.11.3 and 2.7.4, A17.3, 1996 which requires Fire Fighter Service Phase 1 and 2 and restricted door openings from David Winter on behalf of Seawatch at Jupiter Island Condominium, Jupiter, FL (VW 2009-139).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 11, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rules 3.11.1, 3.11.3 and 2.7.4, A17.3, 1996 and Section 399.15, F.S., which requires Fire Fighter Service Phase 1 and 2 and restricted door

openings, emergency communication and regional emergency elevator access from William Snyder on behalf of 6/10 Cooperation in Winter Haven, FL (VW 2009-140).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 13, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a variance from Rules 3302, 1and 3006.4, 2005 Florida Building Code which require fire rated doors on machine room, from Deighton Babis on behalf of The Grove at Wesley Chapel (VW 2009-141).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 13, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rule 3.11.3, A17.3, 1996 which requires Fire Fighter Service Phase 1 and 2, from William Boedicker on behalf of Louttit Manor, Orlando, FL (VW 2009-142).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 13, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rule 3.11.3, A17.3, 1996 which requires Fire Fighter Service Phase 1 and 2 from Wanda Daberko on behalf of the University of Central Florida (VW 2009-143).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 13, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rule 2.7.4, A17.3, 1996 which requires restricted door openings from Wanda Daberko on behalf of the University of Central Florida (VW 2009-144).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 13, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rules 3.11.3 and 2.7.4, A17.3, 1996 which requires Fire Fighter Service

Phase 1 and 2 and restricted door openings from Wanda Daberko on behalf of the University of Central Florida (VW 2009-145).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 13, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rule 2.7.4, A17.3, 1996 which requires restricted door openings from Wanda Daberko on behalf of the University of Central Florida (VW 2009-146).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 13, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rule 3.11.3, A17.3, 1996 which requires Fire Fighter Service Phase 1 and 2 from Wanda Daberko on behalf of the University of Central Florida (VW 2009-147).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 13, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rule 3.11.3, A17.3, 1996 which requires Fire Fighter Service Phase 1 and 2 from Wanda Daberko on behalf of the University of Central Florida (VW 2009-148).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 13, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rules 3.11.3 and 2.7.4, A17.3, 1996 which requires Fire Fighter Service Phase 1 and 2 and restricted door openings from Wanda Daberko on behalf of the University of Central Florida (VW 2009-149).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 13, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rules 3.11.3 and 2.7.4, A17.3, 1996 which requires Fire Fighter Service

Phase 1 and 2 and restricted door openings from Wanda Daberko on behalf of the University of Central Florida (VW 2009-151).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 13, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rules 3.11.3 and 2.7.4, A17.3, 1996 which requires Fire Fighter Service Phase 1 and 2 and restricted door openings from Wanda Daberko on behalf of the University of Central Florida (VW 2009-152).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 13, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rules 3.11.3 and 2.7.4, A17.3, 1996 which requires Fire Fighter Service Phase 1 and 2 and restricted door openings from Wanda Daberko on behalf of the University of Central Florida (VW 2009-153).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 13, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rules 3.11.3 and 2.7.4, A17.3, 1996 which requires Fire Fighter Service Phase 1 and 2 and restricted door openings from Wanda Daberko on behalf of the University of Central Florida (VW 2009-154).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 13, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rule 2.7.4, A17.3, 1996 which requires restricted door openings from Wanda Daberko on behalf of the University of Central Florida (VW 2009-155).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 14, 2009, the Department Of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for James Rukin, President, on behalf of Park Towers Condominium Inc., Lake Worth, FL. The petitioner is requesting a temporary variance for extension of time in order to make the necessary corrections per ASME A17.3 (1996), for Firefighters' Service, zone restrictors (door) and other modernizations (VW 2009-156).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Department Of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 14, 2009, the Department Of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Kay Yocum, General Manager, on behalf of Shoreline Island Resort, Madeira Beach, FL. The petitioner is requesting a temporary variance for extension of time in order to make the necessary corrections per ASME A17.3 (1996), for code upgrades and modernizations (VW 2009-157).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 8, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from unspecified rules from Thomas P. Brantley on behalf of Leon County Courthouse Annex, Tallahassee, FL (VW 2009-158).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 15, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rules 2.7.4 and 3.11.3, A17.3, 1996 which requires Fire Fighter Service Phase 1 and 2 and restricted door openings from Stacia Scofero on behalf of The Greens at Pineborrk in Sarasota. FL (VW 2009-163).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 19, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from A17.3, from P. Thomas Bohlander on behalf of The Manor House in Delray Beach, FL (VW 2009-166).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 20, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance until April 1, 2010 from Rule 3.11.3, A17.3, 1996 which requires Fire Fighter Service Phase 1 and 2, from Lynn Buonacore on behalf of David Associates (VW 2009-168).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 20, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Paul McCoy, President, on behalf of Castel Del Mare Condominium Association, Sarasota, FL. The petitioner is requesting a temporary variance for extension of time in order to make the necessary corrections per ASME A17.3 (1996), for Firefighters' Service, zone restrictors (door) and other modernizations (VW 2009-170).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 20, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Wayne Johnson, Manager, on behalf of Ormond Beach Surfside Club South Condominium Association, Ormond Beach, FL. The petitioner is requesting a temporary variance for extension of time in order to make the necessary corrections per ASME A17.3 (1996), for Firefighters' Service, zone restrictors (door) and other modernizations (VW 2009-171).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 21, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Raymond Henney, Manager, on behalf of

Imperial Cove Building VIII Condominium Association, Clearwater, FL. The petitioner is requesting a temporary variance for extension of time in order to make the necessary corrections per ASME A17.3 (1996), for Firefighters' Service, emergency access keys, Stop switch, lighting and other modernizations (VW 2009-172).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 21, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Bruce Peterson, Operations Manager on behalf of Pointe Santo de Sanibel Condominium Association, Sanibel, FL. The petitioner is requesting a temporary variance for extension of time in order to make the necessary corrections per ASME A17.3 (1996), for Firefighters' Service, zone restrictors (door) and other modernizations (VW 2009-173).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 22, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rule 3.11.3, A17.3, 1996 which requires Fire Fighter Service Phase 1 and 2, from Peggy L. Rice on behalf of Oceans Two Condominium in Daytona Beach Shores, FL (VW 2009-174).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 13, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rule 2.7.4, A17.3, 1996 which requires restricted door openings from Wanda Daberko on behalf of the University of Central Florida (VW 2009-1250).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on May 18, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a variance from Eric Poulin of Global Tardif requesting a variance from ASME A17.1, 2005 and be allowed to use a 1/4 inch diameter governor rope at an unnamed location.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**DEPARTMENT OF HEALTH**

NOTICE IS HEREBY GIVEN THAT on May 20, 2009, the Board of Clinical Laboratory Personnel, received a petition for waiver or variance filed by, Lois, J. Watts, from subsection 64B3-5.002(6), F.A.C., with regard to the superior academic science requirements. Comments on this petition should be filed with: Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3052, within 14 days of publication of this notice.

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

NOTICE IS HEREBY GIVEN THAT on May 15, 2009, the Board of Optometry, received a petition for waiver or variance filed by, Brent H. Weinman, from subsection 64B13-11.004(3), F.A.C., with regard to the delinquent fee for an expired license. Comments on this petition should be filed with: Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Joe Baker, Jr., Executive Director, Board of Optometry, at the above address, or telephone (850)245-4393.

NOTICE IS HEREBY GIVEN THAT on May 20, 2009, the Board of Podiatric Medicine has issued an order.

The Board of Podiatric Medicine hereby gives notice of the issuance of an order granting the petition for variance or waiver filed by Colleen M. Debarr, D.P.M. The Petitioner filed a petition for variance or waiver from Rules 64B18-11.001 and 64B18-11.002, F.A.C., on April 20, 2009. The Notice of Petition for variance or waiver was published in Vol. 35, No. 17, of the May 1, 2009, Florida Administrative Weekly. The petition was heard at a duly-noticed public meeting of the Board of Podiatric Medicine via teleconference on May 18, 2009. The Board's Order, filed on May 20, 2009, grants the petition for variance or waiver, finding that the Petitioner demonstrated that the purpose of the underlying statute would be met by showing she is well qualified and meets the prior

licensure and education requirements of Section 461.006, Florida Statutes. Petitioner further demonstrated that the Board's application of Rules 64B18-11.001 and 64B18-11.002, F.A.C., to her circumstances would impose a substantial economic hardship.

A copy of the Order may be obtained by contacting: Joe Baker, Jr., Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257.

**DEPARTMENT OF FINANCIAL SERVICES**

NOTICE IS HEREBY GIVEN THAT on April 13, 2009, the Department of Financial Services, Division of State Fire College has issued an order.

The Order has been assigned the number 102844-09-FM. On February 19, 2009, the Department of Financial Services, Division of State Fire College, received a Petition for Variance or Waiver from Petitioner, Jonathan P. Herlocker. On March 13, 2009, a Notice of receipt of this Petition was filed in Vol. 35, No. 10, of the Florida Administrative Weekly. Petitioner sought a variance of Rules 69A-37.084 and 69A-37.085, Florida Administrative Code, which set forth the requirements for firefighter supplemental compensation. Because Petitioner holds a degree from an educational institution which has chosen not to seek accreditation over concerns that it would jeopardize its religious and philosophical distinctive. Petitioner sought a variance from the requirement that an "eligible Bachelor's Degree" must be conferred by a post-secondary institution that has received accreditation "from an accrediting agency that is recognized by the U.S. Department of Education." The Department examined the documentation submitted by Petitioner in support of his Petition and determined that a variance or waiver of Rules 69A-37.084 and 69A-37.085, Florida Administrative Code, was warranted to the limited extent that "accredited" does not require "accreditation from an accrediting agency that is recognized by the U.S. Department of Education" under these particular facts and circumstances.

A copy of the Order may be obtained by contacting: Regina Keenan, Senior Attorney, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-0333, (850)413-4236.

**Section VI**  
**Notices of Meetings, Workshops and Public Hearings**

**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: June 10, 2009, 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: June 10, 2009, 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: June 11, 2009, 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: June 11, 2009, 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: June 18, 2009, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Executive Committee.

DATE AND TIME: June 25, 2009, 11:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: The 2nd Quarterly Meeting of 2009 of the Florida Commission on the Status of Women.

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 3 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 **Department of Agriculture and Consumer Services** announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 19, 2009, 3:00 p.m.

PLACE: Teleconference Call: 1(877)290-0784, Conference Code: 4078285522, call five minutes prior to the scheduled meeting time

GENERAL SUBJECT MATTER TO BE CONSIDERED: Special Meeting of a Subcommittee of the Florida Amusement Device and Attraction Advisory Committee to discuss public service announcements in regards to amusement ride safety.

A copy of the agenda may be obtained by contacting: Rob Jacobs, Bureau of Fair Rides Inspection, 3125 Conner Boulevard, Suite N., Tallahassee, Florida 32399-1650, (850)488-9790.

Pursuant to the provisions of 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: Rob Jacobs at (850)488-9790. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

## DEPARTMENT OF EDUCATION

The Budget, Finance and Business Operations Committee, the Trustee Nomination and Board Procedures Committee, the Student Affairs Committee and the Strategic Planning, Academic and System Oversight Committee, and the regular meeting of the **Board of Governors**, State University System of Florida announces a public meeting to which all persons are invited.

DATE AND TIME: June 18, 2009, 8:00 a.m. – 5:00 p.m.

PLACE: Live Oak Ballroom, University of Central Florida, Orlando, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Update, 2009-2010 Appropriations; Update, 2010-2011 Revenue Outlook; Update, Potential 2010-2011 Budget Issues; Update, Shared Services; Approve, Notice of Intent to Amend

BOG Regulation 9.011, University Direct Support Organizations and Health Services Support Organizations; Approve, Notice of Intent to Repeal, BOG Regulation 9.020, University Health Services Support Organizations; Approve, Appointment of FIU Trustee; Discussion of process for filling trustee vacancies upcoming; Approve, Notice of Intent to Amend, BOG Regulation 6.014, Student Governments; Approve, Notice of Intent to Repeal, BOG Regulation 6.015, Student Records and Reports; Updates: Florida Veteran Student Support Services; Excessive Alcohol Usage on Campus; SUS Student Health Insurance Task Force; SUS Council for Student Affairs; Florida Student Association; Approve, Administrative split of professional doctorates from research doctorates on degree inventory; Approve, Ph.D., Nutrition Science, UF; Approve, Ph.D., Sport Management, FSU; Approve, Exception to 120 hours to degree, Bachelor's, Music Education, UWF; Approve, Termination, Ph.D. and Ed.D., Educational Psychology, UF; Approve, Notice of Intent to Amend, BOG Regulation, Florida Solar Energy Center; Approve, Notice of Intent to Amend, BOG Regulation, Summer Enrollment; Presentations, Economic Development and the Florida High Tech Corridor; Approve, University Requests to Implement Tuition Differential Fees; Approve, Notice of Intent to Repeal, BOG Regulation 4.002, Presidential Search, Selection, Appointment and Evaluation; Approve, BOG Regulation 6.0105, Student Conduct and Discipline; Approve, BOG Regulation 10.001, Self-Insurance Programs; Approve, BOG Regulation 17.001, Lease Authority; Approve, BOG Regulation Chapter 21, Campus Master Plans; Approve, Resolution authorizing the Issuance of Debt by the Division of Bond Finance of the State Board of Administration of Florida on behalf of FIU to finance the Construction of a Parking Facility; Approve, Charter, Office of the Inspector General and Director of Compliance; Update, Chancellor Search; and other matters pertaining to the Board of Governors.

A copy of the agenda may be obtained by contacting: Mikey Bestebreurtje, Corporate Secretary, Board of Governors, 1614 Turlington Building, 325 W. Gaines St., Tallahassee, FL 32399-0400.

Pursuant to the provisions of 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 Access and Equity, DOE at (850)245-9532. If you are 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: Mikey Bestebreurtje, Corporate Secretary, Board of Governors, 1614 Turlington Building, 325 W. Gaines St., Tallahassee, FL 32399-0400.

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The **Commission for Independent Education** announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 12, 2009, 10:00 a.m.

PLACE: By Teleconference: 1(888)808-6959, Conference Code: 2453206

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the general business of the Foreign Medical Schools Committee including consideration of the application for licensure of Universidad Iberoamericana School of Medicine (UNIBE).

A copy of the agenda may be obtained by contacting: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

Pursuant to the provisions of 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: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

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#### DEPARTMENT OF LAW ENFORCEMENT

The Florida **Department of Law Enforcement** announces a public meeting to which all persons are invited.

DATE AND TIME: June 23, 2009, 1:00 p.m.

PLACE: Florida Department of Law Enforcement, 2331 Phillips Road, Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Criminal Justice Professionalism Program announces a public meeting for a Probable Cause Determination to which all persons are invited to attend. The purpose is to determine if probable cause exists to proceed with possible disciplinary action against certain criminal justice officers.

A copy of the agenda may be obtained by contacting: Brenda Presnell, Florida Department of Law Enforcement, Criminal Justice Professionalism Program, Bureau of Standards,

Professional Compliance Section, P. O. Box 1489, Tallahassee, Florida 32302, (850)410-8648 or by e-mail: brendapresnell@fdle.state.fl.us.

For more information, you may contact: Training and Research Manager, Glen Hopkins, FDLE Professional Compliance Section at (850)410-8645.

**NOTICE OF CHANGE – The Department of Law Enforcement, Medical Examiners Commission** announces a public meeting to which all persons are invited.

**DATE AND TIME:** Tuesday, June 16, 2009, 1:00 p.m. (rescheduled from May)

**PLACE:** Hilton Hotel, 3600 Southwest 36th Avenue, Ocala, Florida 34474, (352)854-1400

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Medical Examiners Commission Meeting.

A copy of the agenda may be obtained by contacting: Ms. Victoria P. Gardner, Bureau Chief, Bureau of Standards, Criminal Justice Professionalism Services, Medical Examiners Commission, Post Office Box 1489, Tallahassee, Florida 32302, (850)410-8600.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The Medical Examiners Commission Office at (850)410-8600. If you are 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. Victoria P. Gardner, Bureau Chief, Bureau of Standards, Criminal Justice Professionalism Services, Medical Examiners Commission, Post Office Box 1489, Tallahassee, Florida 32302, (850)410-8600.

#### **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**

The **Investment Advisory Council (IAC)** announces a public meeting to which all persons are invited.

**DATE AND TIME:** Thursday, June 18, 2009, 9:00 a.m. – 2:15 p.m.

**PLACE:** The Hermitage Centre, 1801 Hermitage Blvd., Tallahassee, Florida 32308

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Regularly scheduled quarterly meeting of the Investment Advisory Council. The IAC is a six-member advisory council, which reviews the investments made by the staff of the State Board of Administration and makes recommendations to the Board regarding investment policy, strategy, and procedures. The IAC operates under Section 215.444, Florida Statutes.

A copy of the agenda may be obtained by contacting: Diane Bruce, State Board of Administration of Florida, 1801 Hermitage Boulevard, Suite 100, Tallahassee, Florida 32308, (850)413-1253.

Pursuant to the provisions of 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: James Linn at (850)413-1166. If you are 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 **Participant Local Government Advisory Council (PLGAC)** announces a public meeting to which all persons are invited.

**DATE AND TIME:** Thursday, June 18, 2009, 11:30 a.m. – 3:45 p.m.

**PLACE:** The Hermitage Centre, 1801 Hermitage Boulevard, Tallahassee, Florida 32308

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Regularly scheduled meeting of the Participant Local Government Advisory Council. The PLGAC is a six-member advisory council, which reviews the administration of the Local Government Investment Pool Trust Fund and makes recommendations regarding such administration to the Trustees. The Council operates under Section 218.409(10)(a), Florida Statutes.

A copy of the agenda may be obtained by contacting: Diane Bruce, State Board of Administration of Florida, 1801 Hermitage Boulevard, Suite 100, Tallahassee, Florida 32308, (850)413-1253.

Pursuant to the provisions of 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: James Linn at (850)413-1166. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**PUBLIC SERVICE COMMISSION**

The Florida **Public Service Commission** announces a public meeting in the following docket to which all persons are invited.

**TITLE:** Docket Number 080295 – Request by Sun Communities Finance, LLC d/b/a Water Oak Utility for a revenue-neutral rate restructuring to implement conservation rates in Lake County.

**DATE AND TIME:** Thursday, June 25, 2009, 6:00 p.m.

**PLACE:** Water Oak Satellite Clubhouse, 814 East Norman Street, Lady Lake, FL 32159, (352)753-7579

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Docket Number 080295 – Request by Sun Communities Finance, LLC d/b/a Water Oak Utility for a revenue-neutral rate restructuring to implement conservation rates in Lake County. The purpose of the meeting is to give customers and other interested persons an opportunity to ask questions, to offer comments to the Public Service Commission Staff regarding the utility's pending application for a revenue neutral rate-restructuring proceeding and the quality of service the utility provides. Staff members will summarize Water Oak's proposed filing, the preliminary work accomplished, and answer questions to the extent possible. A representative from the utility has also been invited to respond to questions.

At the beginning of the meeting, procedures will be established for the order of comments. The Public Service Commission Staff will have sign-up sheets, and customers will be called to speak in the order that they sign-up. Public Service Commission Staff will be available to coordinate customers' comments and to assist members of the public. Any person who wishes to comment or provide information to staff may do so at the meetings, orally or in writing. Written comments may also be sent to the Commission at the address given at the end of this notice. Your letter will be placed in the correspondence file of this docket. You may also submit comments through the Public Service Commission's toll-free facsimile line at 1(800)511-0809.

**Emergency Cancellation of Customer Meeting:** If a named storm or other disaster requires cancellation of the meeting, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation of the meeting will also be provided on the Commission's website <http://www.psc.state.fl.us/> under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850)413-6199.

(Any person requiring some accommodation at this meeting because of a physical impairment is asked to advise the agency at least 48 hours before the meeting by contacting: Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850 or at (850)413-6770. If you are hearing or speech impaired, please contact the Agency using the Florida Relay Service, which can be reached at 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.

**EXECUTIVE OFFICE OF THE GOVERNOR**

The **Children and Youth Cabinet of Florida** announces a public meeting to which all persons are invited.

**DATE AND TIME:** Tuesday, June 16, 2009, 12:30 p.m. – 4:30 p.m.

**PLACE:** Ansin Building, Ryder Room, United Way of Miami Dade, 3250 S. W. Third Avenue, Miami, FL 33129

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The meeting will focus on a workshop to help the Cabinet choose priority indicators from among those presented in The State of Florida's Child Report. The workshop will also provide information on next steps in an outcomes accountability process, and include Cabinet discussion on timeline and tasks for moving the process forward.

A copy of the agenda may be obtained by contacting: Sharon Read, Office of the Lieutenant Governor, Sharon.Read@myflorida.com, (239)489-9063.

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: Sharon Read, Office of the Lieutenant Governor, Sharon.Read@myflorida.com, (239)489-9063.

**REGIONAL PLANNING COUNCILS**

The **West Florida Regional Planning Council**, Brownfields Consultant Evaluation Committee meeting announces a public meeting to which all persons are invited.

**DATE AND TIME:** June 10, 2009, 10:00 a.m. – 11:00 a.m. (CST)

**PLACE:** Niceville City Hall, 208 N. Partin Dr., Niceville, FL 32578

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Distribution of consultant's responses to the WFRPC Request for Statement of Qualifications for the Brownfields Cleanup Revolving Loan Fund program.

For more information, you may contact: Cynthia R. Williams at (850)332-7976, ext. 222.

The **Withlacoochee Regional Planning Council**, Budget Committee announces a public meeting to which all persons are invited.

**DATE AND TIME:** Thursday, June 18, 2009, 6:00 p.m.

**PLACE:** Withlacoochee Regional Planning Council, 1241 S. W. 10th Street, Ocala, FL 34471-0323

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To formulate the Council's Budget for Fiscal Year 2009-2010.

A copy of the agenda may be obtained by contacting: Executive Director, Withlacoochee Regional Planning Council, 1241 S. W. 10th Street, Ocala, FL 34471-0323.

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 **Withlacoochee Regional Planning Council**, Board of Directors announces a public meeting to which all persons are invited.

**DATE AND TIME:** Thursday, June 18, 2009, 7:00 p.m.

**PLACE:** Withlacoochee Regional Planning Council, 1241 S. W. 10th Street, Ocala, FL 34471-0323

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To conduct the regular business of the Council.

A copy of the agenda may be obtained by contacting: Executive Director, Withlacoochee Regional Planning Council, 1241 S. W. 10th Street, Ocala, FL 34471-0323.

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 **Withlacoochee Regional Planning Council (CEDS)** Strategy Committee announces a public meeting to which all persons are invited.

**DATE AND TIME:** Wednesday, July 8, 2009, 2:30 p.m.

**PLACE:** Withlacoochee Regional Planning Council, 1241 S. W. 10th Street, Ocala, FL 34471-0323

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To conduct the annual business of updating of the Region's Comprehensive Economic Development Strategy (CEDS). The Council maintains a CEDS through coordination with the US Commerce Department's Economic Development Administration.

A copy of the agenda may be obtained by contacting: Executive Director, Withlacoochee Regional Planning Council, 1241 S. W. 10th Street, Ocala, FL 34471-0323.

The **Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

**DATE AND TIME:** June 17, 2009, 9:30 a.m.

**PLACE:** Sebring Civic Center, 355 West Center Avenue, Sebring, FL 33870

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Transportation and Land Use Task Force meeting of the Heartland 2060 Regional Visioning Effort.

A copy of the agenda may be obtained by contacting: Patricia M. Steed, Executive Director at (863)534-7130.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Patricia M. Steed, Executive Director, 555 East Church Street, Bartow, FL 33830, (863)534-7130.

The **Tampa Bay Regional Planning Council**, Agency on Bay Management announces a public meeting to which all persons are invited.

**DATE AND TIME:** Thursday, July 9, 2009, 9:00 a.m.

**PLACE:** 4000 Gateway Centre Blvd., Suite 100, Pinellas Park, FL 33782

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To conduct the regular business of the Agency on Bay Management.

A copy of the agenda may be obtained by contacting: [www.tbrpc.org](http://www.tbrpc.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 3 days before the workshop/meeting by contacting: Suzanne Cooper at (727)570-5151, ext. 32. If you are 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: Suzanne Cooper at (727)570-5151, ext. 32.

The **Tampa Bay Regional Planning Council**, Clearinghouse Review Committee announces a public meeting to which all persons are invited.

**DATE AND TIME:** Monday, July 27, 2009, 9:00 a.m.

**PLACE:** 4000 Gateway Centre Blvd., Suite 100, Pinellas Park, FL 33782

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To conduct the regular business of the Clearinghouse Review Committee.

A copy of the agenda may be obtained by contacting: [www.tbrpc.org](http://www.tbrpc.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 3 days before the workshop/meeting by contacting: Wren Krahl at (727)570-5151, ext. 22. If you are 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: Wren Krahl at (727)570-5151, ext. 22.

The **Regional Business Alliance** announces a public meeting to which all persons are invited.

Regular Monthly Meeting

DATE AND TIME: Wednesday, June 17, 2009, 2:00 p.m. – 4:00 p.m.

PLACE: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, Florida 33021

GENERAL SUBJECT MATTER TO BE CONSIDERED: Monthly Business Meeting (including possible discussions regarding mass transit funding).

Executive Committee Conference Call

DATE AND TIME: Wednesday, June 24, 2009, 2:00 p.m. – 3:00 p.m.

PLACE: South Florida Regional Business Alliance, Conference Call Line. Dialing Instructions for participation: Conference Call: 1(866)266-3378, Enter conference ID 9545660217 plus #, Then enter password 5515 plus #, Then say your name and enter #

GENERAL SUBJECT MATTER TO BE CONSIDERED: Monthly Business Meeting and Executive Committee Conference Call (including possible discussions regarding mass transit funding).

A copy of the meeting agenda may be obtained by contacting: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, Florida 33021, (954)985-4416. The South Florida Regional Business Alliance is comprised of business leaders from Miami-Dade, Broward, and Palm Beach counties, including members of the South Florida Regional Transportation Authority.

If you are hearing or speech impaired, please contact: South Florida Regional Planning Council at (954)967-4152, ext. 40 (TDD), if you require additional information regarding the meeting above. If you require special accommodations because of a disability or physical impairment, please contact: the South Florida Regional Planning Council, (954)985-4416 at least five calendar days prior to the meeting.

**REGIONAL TRANSPORTATION AUTHORITIES**

The **South Florida Regional Transportation Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, June 16, 2009, 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.

**WATER MANAGEMENT DISTRICTS**

The **Ichetucknee Partnership** (TIP) announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, June 11, 2009, 9:00 a.m.

PLACE: Council Chambers at City Hall, Corner of North Marion Avenue and Madison Street, Lake City, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is to discuss The Ichetucknee Partnership (TIP) business and activities.

A copy of the agenda may be obtained by contacting: Cindy Johnson, TIP Coordinator at (386)362-1001 or email: CLJ@srwmd.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 2 days before the workshop/meeting by contacting: Cindy Johnson at (386)362-1001. If you are 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: Cindy Johnson, TIP Coordinator at (386)362-1001 or CLJ @srwmd.org.

The **St. Johns River Water Management District** announces a public meeting to which all persons are invited.

Southern Region Recreational Public Meeting and Management Review Team Tour (MRT)

DATE AND TIMES: Thursday, June 18, 2009, MRT, 9:30 a.m. – 1:00 p.m.; Meeting 3:00 p.m. – 5:00 p.m.

MANAGEMENT REVIEW TEAM TOUR (MRT)

TIME: 9:30 a.m. – 1:00 p.m.

TOUR: Three Forks Conservation Area

PLACE TO MEET: St. Sebastian River Preserve State Pk., 1000 Buffer Preserve Drive, Fellsmere, Florida 32948, (321)953-5005

Please RSVP by Monday, June 15, 2009 to: tmarshour@sjrwmd.com or (386)329-4855 so transportation can be arranged for all participants.

**SOUTHERN RECREATIONAL PUBLIC MEETING**

TIME: 3:00 p.m. – 5:00 p.m.

PLACE: Indian River County Administration Complex, Building B, 1st Floor, Room B5-101, 1800 27th Street, Vero Beach, FL 32960

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Southern Recreational Public Meeting and MRT will review land management and land acquisition activities in the Southern Region.

A copy of the agenda may be obtained by contacting: Terri Mashour at (386)329-4855.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Karen M. Davis at (386)329-4404. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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.

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The **Water Resources Advisory Commission** (WRAC) Recreational Issues Workshop announces a public meeting to which all persons are invited.

DATE AND TIME: June 15, 2009, 5:00 p.m. – 8:00 p.m.

PLACE: SFWMD, Building B-1, Auditorium, 3301 Gun Club Rd., West Palm Beach, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: A Public Meeting of the Water Resources Advisory Commission (WRAC) regarding recreation issues. The public is advised that it is possible that one or more members of the Governing Board of the South Florida Water Management District may attend and participate in this meeting.

A copy of the agenda may be obtained by contacting: Rick Smith at (561)682-6517 or at our website: <http://my.sfwmd.gov/wrac>.

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

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The **Water Resources Advisory Commission** (WRAC) Issues Workshop – River of Grass Project Planning Phase 1 announces a public meeting to which all persons are invited.

DATE AND TIME: June 18, 2009, 10:00 a.m. – 4:00 p.m.

PLACE: SFWMD, Building B-1, Auditorium, 3301 Gun Club Rd., West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: All interested parties are invited to participate in a planning workshop for use in configuration of the River of Grass Restoration Plan. The public is advised that it is possible that one or more members of the Governing Board of the South Florida Water Management District may attend and participate in this meeting.

A copy of the agenda may be obtained by contacting: Joni Warner at (561)242-5520, ext. 4221.

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

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**COMMISSION FOR THE TRANSPORTATION DISADVANTAGED**

The Florida **Commission for the Transportation Disadvantaged** announces an Executive-Personnel Committee meeting to which all persons are invited.

DATE AND TIME: Thursday, June 18, 2009, 8:30 a.m. – 10:00 a.m.

PLACE: Rosen Centre, 9840 International Drive, Orlando, FL 32819, (407)996-9840, Conference Call: 1(888)808-6959, Conference Code: 34767

GENERAL SUBJECT MATTER TO BE CONSIDERED: To continue the interview process for the Executive Director position for the Commission for the Transportation Disadvantaged.

In accordance with the Americans with Disabilities Act, persons in need of special accommodation to participate in the meeting or an agenda should contact Nikki Smith (5) business days prior to the meeting at the following address and telephone number: Commission for the Transportation Disadvantaged, 605 Suwannee Street, MS-49, Tallahassee, FL 32399-0450, (850)410-5700 or 1(800)983-2435. The meeting is subject to change upon chairperson's request.

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The Florida **Commission for the Transportation Disadvantaged** announces a Commission Business Meeting and Planning Workshop to which all persons are invited. The Planning Workshop will begin upon the completion of the Business meeting.

DATES AND TIME: Thursday, June 18, 2009; Friday, June 19, 2009, 10:00 a.m. – until completion

PLACE: Rosen Centre, 9840 International Drive, Orlando, FL 32819, (407)996-9840, Conference Call: 1(888)808-6959, Conference Code: 34767

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss regular Commission Business.

In accordance with the Americans with Disabilities Act, persons in need of special accommodation to participate in the meeting or an agenda should contact Nikki Smith (5) business days prior to the meeting at the following address and telephone number: Commission for the Transportation Disadvantaged, 605 Suwannee Street, MS-49, Tallahassee, FL 32399-0450, (850)410-5700 or 1(800)983-2435. The meeting is subject to change upon chairperson's request.

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**SPACE FLORIDA**

The **Space Florida** announces a public meeting to which all persons are invited.

DATE AND TIME: June 22, 2009, 8:30 a.m. – 10:00 a.m. (Eastern Daylight Time)

PLACE: Space Florida, Kennedy Space Center Visitor Complex, Cape Canaveral, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Space Florida Legislative Committee meeting.

A copy of the agenda may be obtained by contacting: Deb Spicer, Vice President of Communications, Government and External Affairs at dspicer@spaceflorida.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Deb Spicer, Vice President of Communications, Government and External Affairs at dspicer@spaceflorida.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Deb Spicer, Vice President of Communications, Government and External Affairs at dspicer@spaceflorida.gov.

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The **Space Florida** announces a public meeting to which all persons are invited.

DATE AND TIME: June 22, 2009, 10:00 a.m. – 11:30 a.m. (Eastern Daylight Time)

PLACE: Space Florida South Campus, 100 Spaceport Way, Cape Canaveral, FL 32920

GENERAL SUBJECT MATTER TO BE CONSIDERED: Space Florida Spaceport Operations Advisory Committee Meeting.

A copy of the agenda may be obtained by contacting: Deb Spicer, Vice President of Communications, Government and External Relations at dspicer@spaceflorida.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Deb Spicer, Vice President of Communications, Government and External Relations at email: dspicer@spaceflorida.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Deb Spicer, Vice President of Communications, Government and External Relations at dspicer@spaceflorida.gov.

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The **Space Florida** announces a public meeting to which all persons are invited.

DATE AND TIME: June 22, 2009, 12:00 Noon – 1:30 p.m. (Eastern Daylight Time)

PLACE: Space Florida, Kennedy Space Center Visitor Complex, Cape Canaveral, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Space Florida Business Development Advisory Committee Meeting.

A copy of the agenda may be obtained by contacting: Deb Spicer, Vice President of Communications, Government and External Relations at email: dspicer@spaceflorida.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Deb Spicer, Vice President of Communications, Government and External Relations at email: dspicer@spaceflorida.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Deb Spicer, Vice President of Communications, Government and External Relations at email: dspicer@spaceflorida.gov.

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The **Space Florida** announces a public meeting to which all persons are invited.

DATE AND TIME: June 22, 2009, 2:00 p.m. – 3:30 p.m. (Eastern Daylight Time)

PLACE: Space Florida, Kennedy Space Center Visitor Complex, Cape Canaveral, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Space Florida Education, Research and Development, and Workforce Advisory Committee meeting.

A copy of the agenda may be obtained by contacting: Deb Spicer, Vice President of Communications, Government and External Relations at email: dspicer@spaceflorida.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Deb Spicer, Vice President of Communications, Government and External Relations at email: dspicer@spaceflorida.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Deb Spicer, Vice President of Communications, Government and External Relations at email: dspicer@spaceflorida.gov.

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The **Space Florida** announces a workshop to which all persons are invited.

DATE AND TIME: Tuesday, June 23, 2009, 2:00 p.m. – 4:00 p.m. (Eastern Daylight Time)

PLACE: Space Florida, South Campus Conference Room, 100 Spaceport Way, Cape Canaveral, FL and by Teleconference

GENERAL SUBJECT MATTER TO BE CONSIDERED: Workshop to review Space Florida's Strategic Business Plan.

A copy of the agenda may be obtained by contacting: Deb Spicer, Vice President of Communications, Government and External Affairs at email: dspicer@spaceflorida.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Deb Spicer, Vice President of Communications, Government and External Affairs at email: dspicer@

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

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: Deb Spicer, Vice President of Communications, Government and External Affairs at email: dspicer@spaceflorida.gov.

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The **Space Florida** announces a public meeting to which all persons are invited.

DATE AND TIME: June 24, 2009, 8:30 a.m. – 12:00 Noon (EDT)

PLACE: Kennedy Space Center Visitor Complex, Kurt H. Debus Conference Center, Cape Canaveral, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Space Florida Board of Directors Meeting.

A copy of the agenda may be obtained by contacting: Deb Spicer, Vice President of Communications, Government and External Affairs at email: dspicer@spaceflorida.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Deb Spicer, Vice President of Communications, Government and External Affairs at email: dspicer@spaceflorida.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Deb Spicer, Vice President of Communications, Government and External Affairs at email: dspicer@spaceflorida.gov.

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#### **AGENCY FOR HEALTH CARE ADMINISTRATION**

The **Agency for Health Care Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, June 18, 2009, 10:00 a.m.

PLACE: Agency for Health Care Administration, Conference Room A, 2727 Mahan Drive, Tallahassee, Florida. Any person interested in participating by telephone may dial 1(218)339-2410, Pass Code: 5384968#. If you have any difficulty accessing the teleconference, please call the Florida Center's main number at (850)922-5771.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This is a meeting of the State Consumer Health Information and Policy Advisory Council to which all interested parties are invited. The purpose is to conduct a meeting of key health care stakeholders to discuss issues relating to implementing Florida Statutes mandating transparency in health care through public reporting of health care data.

A copy of the agenda may be obtained by contacting: Jennifer Green, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403. The agenda will also be posted at <http://ahca.myflorida.com/SCHS/chismetings.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: Jennifer Green at (850)922-4381. If you are 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: Jennifer Green at (850)922-4381.

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#### **AGENCY FOR WORKFORCE INNOVATION**

The **Agency for Workforce Innovation**, Office of Early Learning announces the following public hearing to which all persons are invited.

**MEETING:** 2010-2011 Child Care Development Fund State Plan

**DATE AND TIME:** Thursday, June 18, 2009, 3:00 p.m. – 5:00 p.m. or until business is concluded

**PLACE:** Tampa Airport Marriott Hotel, The Broward Room, Tampa International Airport, Tampa, Florida 33607, (813)879-5151

General subject matter to be considered: The 2010-2011 Child Care Development Fund State Plan will be available June 8, 2009, on the Agency for Workforce Innovation, Office of Early Learning website at: [www.floridajobs.org](http://www.floridajobs.org).

Pursuant to the American with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least forty-eight (48) hours before the meeting by contacting: Toshiba Griffin at (850)921-3481. If you are hearing or speech impaired, please contact the agency via the Florida Rely Service at 711.

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#### **DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

The **Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering** announces a workshop to which all persons are invited.

**DATE AND TIME:** June 24, 2009, 9:00 a.m. – 5:00 p.m.

**PLACE:** Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, North Broward Regional Service Center, 1400 West Commercial Blvd., Suite 195, Ft. Lauderdale, Florida 33309

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This workshop will follow up on development of proposed rules, Chapter 61D-14, F.A.C., regulating the conduct of slot machine operations at pari-mutuel racing facilities.

A copy of the agenda may be obtained by contacting: Mary Polombo, Clerk, Division of Pari-Mutuel Wagering, 1940 North Monroe Street, Tallahassee, Florida 32399-1035 or by calling Mary Polombo at (850)413-0750.

Pursuant to the provisions of 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: Mary Polombo at (850)413-0750. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The Probable Cause Panel of the **Construction Industry Licensing Board** announces a public meeting to which all persons are invited.

**DATE AND TIME:** June 18, 2009, 10:00 a.m.

**PLACE:** Department of Business and Professional Regulation, 1940 North Monroe Street, Suite 42, Tallahassee, Florida 32399-2202

**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: Jeffery J. Kelly, Chief Construction Attorney, 1940 North Monroe Street, Suite 42, Tallahassee, Florida 32399-2202.

Pursuant to the provisions of 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: Jeffery J. Kelly, Chief Construction Attorney, 1940 North Monroe Street, Suite 42, Tallahassee, Florida 32399-2202. If you are 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: Jeffery J. Kelly, Chief Construction Attorney, 1940 North Monroe Street, Suite 42, Tallahassee, Florida 32399-2202.

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The **Construction Industry Licensing Board** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, September 8, 2009, 10:00 a.m. or soon thereafter

PLACE: Via Telephone Conference Call: 1(888)808-6959, Conference Code: 4879516

GENERAL SUBJECT MATTER TO BE CONSIDERED: Exams/CE/Public Awareness committee meeting of the board, to include the review of continuing education providers and courses.

A copy of the agenda may be obtained by contacting: Andy Janecek, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)922-2701.

Pursuant to the provisions of 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: Andy Janecek, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)922-2701. If you are 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: Andy Janecek, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)922-2701.

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The **Construction Industry Licensing Board** announces a public meeting to which all persons are invited.

DATES AND TIME: Wednesday, September 9, 2009; Thursday, September 10, 2009; Friday, September 11, 2009, 8:30 a.m.

PLACE: Crowne Plaza Tampa Westshore, 5303 West Kennedy Boulevard, Tampa, FL 33609

GENERAL SUBJECT MATTER TO BE CONSIDERED: Disciplinary, committee and general session meetings of the board.

A copy of the agenda may be obtained by contacting: Andy Janecek, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)922-2701.

Pursuant to the provisions of 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: Andy Janecek, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)922-2701. If you are 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: Andy Janecek, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)922-2701.

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The **Board of Pilot Commissioners** announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 22, 2009, 9:00 a.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4878197#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Deputy Pilot Advancement Committee.

A copy of the agenda may be obtained by contacting: DBPR, Board of Pilot Commissioners, 1940 N. Monroe St., 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: Board of Pilot Commissioners 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.

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The **Board of Pilot Commissioners** announces a public meeting to which all persons are invited.

DATES AND TIMES: July 23, 2009, 1:00 p.m.; July 24, 2009, 9:00 a.m.

PLACE: Hampton Inn & Suites, 19 South Second Street, Fernandina Beach, FL 32034

GENERAL SUBJECT MATTER TO BE CONSIDERED: Committee meetings, probable cause panel, portions which 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: Board of Pilot Commissioners 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.

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The Probable Panel of the **Florida Real Estate Commission** announces a hearing to which all persons are invited.

DATE AND TIME: Monday, June 15, 2009, 2:30 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 public portions of the agenda are available upon request.

Pursuant to the provisions of 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).

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The **Florida Real Estate Commission** announces a public meeting to which all persons are invited.

DATES AND TIME: Tuesday, June 16, 2009; Wednesday, June 17, 2009, 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.

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The **Florida Mobile Home Relocation Corporation** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, June 24, 2009, 9:30 a.m.

PLACE: Shady Lane Oaks, 15777 Bolesta Rd., Clearwater, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review of mobile home owner applications for compensation for relocation and/or abandonment due to change in land use, and such other business as may come before the board. A schedule for future meetings will be determined.

A copy of the agenda may be obtained by contacting: Janet Garrett at 1(888)862-7010.

For more information, you may contact: contacting Janet Garrett, Executive Director, FMHRC, P. O. Box 3047, Tallahassee, FL 32317-4125, 1(888)862-7010.

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#### DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

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The **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: June 16, 2009, 6:00 p.m. (CST)

PLACE: Fort Walton Beach Water and Sewer Building, 1804 Lewis Turner Boulevard, Suite 300, Ft. Walton Beach, FL 32547-1266

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a public meeting to discuss issues related to the National Pollutant Discharge Elimination System (NPDES) Phase II Municipal Separate Storm Sewer System (MS4)

generic permit for Okaloosa County. The primary topic of discussion will be the Stormwater Management Program (SWMP) and the minimum control measures required (elements).

A copy of the agenda may be obtained by contacting: Mr. Edward C. Smith, NPDES Stormwater Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 2500, Tallahassee, FL 32399-2400, (850)245-7523 or email: edward.c.smith@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Edward C. Smith at (850)245-7523. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, June 17, 2009, 1:30 p.m.

PLACE: Seminole County Extension Services, Auditorium, 250 West County Home Rd., Sanford, Florida 32773

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting of the Wekiva Basin Management Action Plan (BMAP) Working Group will include discussion about recommendations to the Department of Environmental Protection regarding adoption of a BMAP to implement adopted Total Maximum Daily Loads in the Wekiva Basin.

A copy of the agenda may be obtained by contacting: Jennifer Gihring, Department of Environmental Protection, Watershed Planning and Coordination Section, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400, (850)245-8418.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Jennifer Gihring at (850)245-8418. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, June 18, 2009, 1:00 p.m.

PLACE: Lake Sylvan Park, 845 Lake Markham Rd., Sanford, FL 32771

GENERAL SUBJECT MATTER TO BE CONSIDERED: This technical workshop will include discussion about elements of the Basin Management Action Plan to implement adopted Total Maximum Daily Loads for Lake Jesup.

A copy of the agenda may be obtained by contacting: Jennifer Gihring, Department of Environmental Protection, Watershed Planning and Coordination Section, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400, (850)245-8418.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Jennifer Gihring at (850)245-8418. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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## DEPARTMENT OF HEALTH

The **Correctional Medical Authority** announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 18, 2009, 10:00 a.m. – 11:30 a.m.

PLACE: Conference Call: 1(888)808-6959 (Toll Free), Conference Code: 5391969, 4030 Explanade Way, 2nd Floor, Room 280N, Tallahassee, FL 32399-1732

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 at (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: Correctional Medical Authority 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.

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The **Board of Chiropractic Medicine** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, June 26, 2009, 8:30 a.m. (to be held by telephone conference call if necessary)

PLACE: Hyatt Regency, 9300 Airport Boulevard, Orlando, Florida 32857, (407)825-1234

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 Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257 or accessing [www.doh.state.fl.us/mqa/chiro/index.html](http://www.doh.state.fl.us/mqa/chiro/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.

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The **Board of Medicine**, South Probable Cause Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, July 10, 2009, 2:00 p.m.

PLACE: Meet-Me Number: 1(888)808-6959, Conference Code: 2454131

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a public meeting to reconsider disciplinary cases with prior findings of probable cause.

A copy of the agenda may be obtained by contacting: Karen Miller at (850)245-4640, ext. 8180 or email: Karen\_Miller2@doh.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Karen Miller at (850)245-4640, ext. 8180 or email: Karen\_Miller2@doh.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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.

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The **Board of Medicine**, North Probable Cause Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, July 24, 2009, 2:00 p.m.

PLACE: Meet-Me Number: 1(888)808-6959, Conference Code: 2454131

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a public meeting to reconsider disciplinary cases with prior findings of probable cause.

A copy of the agenda may be obtained by contacting: Karen Miller at (850)245-4640, ext. 8180 or email: Karen\_Miller2@doh.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Karen Miller at (850)245-4640, ext. 8180 or email:

Karen\_Miller2@doh.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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.

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The **Board of Orthotists and Prosthetists** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, June 30, 2009, 9:00 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 Orthotists and Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257 or accessing [www.doh.state.fl.us/mqa/orthPros/index.html](http://www.doh.state.fl.us/mqa/orthPros/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 18 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.

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## DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF CORRECTION – The **Department of Children and Families**, Circuit 10 announces a public meeting to which all persons are invited.

DATE AND TIME: Correction of Date: June 23, 2009, 9:30 a.m.

PLACE: Department of Children and Families, 1055 US Hwy. 17 N., Bartow, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Chapter 39, F.S., Local Planning Team of the Office of Adoption and Child Protection.

A copy of the agenda may be obtained by contacting: Diane Dvorak, DCF AT (863)619-4100.

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

agency at least 5 days before the workshop/meeting. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Diane Dvorak, DCF at (863)619-4100.

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### **FISH AND WILDLIFE CONSERVATION COMMISSION**

The Florida **Fish and Wildlife Conservation Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: June 17, 2009, 6:00 p.m. – 7:30 p.m.

PLACE: Board Room, Lee County School Board, 2855 Colonial Boulevard, Ft. Myers, FL 33966

GENERAL SUBJECT MATTER TO BE CONSIDERED: Recreation Master Plan for Babcock Ranch Preserve.

A copy of the agenda may be obtained by contacting: Lora Silvanima, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-0516 or lora.silvanima@myfwc.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 5 days before the workshop/meeting by contacting: The ADA Coordinator at (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The Florida **Fish and Wildlife Conservation Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: June 18, 2009, 6:00 p.m. – 7:30 p.m.

PLACE: Port Charlotte Cultural Center, 2280 Aaron Street, Port Charlotte, FL 33952

GENERAL SUBJECT MATTER TO BE CONSIDERED: Recreation Master Plan for Babcock Ranch Preserve.

A copy of the agenda may be obtained by contacting: Lora Silvanima, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-0516 or lora.silvanima@myfwc.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 5 days before the workshop/meeting by contacting: The ADA Coordinator at (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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### **CITIZENS PROPERTY INSURANCE CORPORATION**

The **Citizens Property Insurance Corporation**, Market Accountability Advisory Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 8, 2009, 9:30 a.m. (EST)

PLACE: Dial In Number: 1(866)526-0550

GENERAL SUBJECT MATTER TO BE CONSIDERED: Items of discussion include, but are not limited to, business before the committee.

A copy of the agenda may be obtained by contacting: Sara Golding at 1(800)807-7647, ext. 3874.

Pursuant to the provisions of 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: Sara Golding at 1(800)807-7647, ext. 3874. If you are 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: Sara Golding at 1(800)807-7647, ext. 3874.

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The **Citizens Property Insurance Corporation** announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 15, 2009, 1:00 p.m. – 2:30 p.m.

PLACE: Conference Call: 1(888)302-3367

GENERAL SUBJECT MATTER TO BE CONSIDERED: Items of discussion include, but are not limited to, business before the committee.

A copy of the agenda may be obtained by contacting: Jackie Taylor at (904)407-0384 or Julee Theriault at (904)208-7238.

A copy of the agenda may also be obtained at: [www.citizensfla.com](http://www.citizensfla.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 5 days before the workshop/meeting by contacting: Jackie Taylor at (904)407-0384 or Julee Theriault at (904)208-7238. If you are 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: Jackie Taylor at (904)407-0384 or Julee Theriault at (904)208-7238.

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The **Citizens Property Insurance Corporation**, Board of Governors announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, June 26, 2009, 9:00 a.m. (EDT)

PLACE: Citizens Jacksonville Cypress Center, Suite 108, Jacksonville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Items of discussion include, but are not limited to, financial statements and committee updates.

A copy of the agenda may be obtained by contacting: [www.citizensfla.com](http://www.citizensfla.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 5 days before the workshop/meeting by contacting: Barbara Walker at 1(800)807-7647, ext. 3744. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Barbara Walker.

**GOVERNOR’S COMMISSION ON DISABILITIES**

The **Governor’s Commission on Disabilities**, Transportation Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, June 9, 2009, 9:00 a.m. – 12:00 Noon

PLACE: 4030 Esplanade Way, Room 301, Tallahassee, Florida 32399, Call-In Number: 1(888)808-6959, Conference Code: 6101108#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee is meeting to fulfill the mandate of Executive Order 08-193.

A copy of the agenda may be obtained by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or commission@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 4 days before the workshop/meeting by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or commission@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).

Please be advised that if you intend to provide materials to the Commissioners for review, the materials must be available in alternative formats in advance of dispersal to the Commissioners. If you need assistance in converting files to alternative formats, please send them to commission@dms.myflorida.com.

The **Governor’s Commission on Disabilities**, Employment Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, June 9, 2009, 2:00 p.m. – 5:00 p.m.

PLACE: 4030 Esplanade Way, Room 301, Tallahassee, Florida 32399, Call-In Number: 1(888)808-6959, Conference Code: 6101108#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee is meeting to fulfill the mandate of Executive Order 08-193.

A copy of the agenda may be obtained by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or commission@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 4 days before the workshop/meeting by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or commission@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).

Please be advised that if you intend to provide materials to the Commissioners for review, the materials must be available in alternative formats in advance of dispersal to the Commissioners. If you need assistance in converting files to alternative formats, please send them to commission@dms.myflorida.com.

The **Governor’s Commission on Disabilities**, Healthcare Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, June 10, 2009, 9:00 a.m. – 12:00 Noon

PLACE: 4030 Esplanade Way, Room 301, Tallahassee, Florida 32399, Call-In Number: 1(888)808-6959, Conference Code: 6101108#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee is meeting to fulfill the mandate of Executive Order 08-193.

A copy of the agenda may be obtained by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or commission@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 4 days before the workshop/meeting by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or commission@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).

Please be advised that if you intend to provide materials to the Commissioners for review, the materials must be available in alternative formats in advance of dispersal to the Commissioners. If you need assistance in converting files to alternative formats, please send them to commission@dms.myflorida.com.

The **Governor’s Commission on Disabilities**, Civil Rights Committee announces a telephone conference call to which all persons are invited.



DATE AND TIME: Wednesday, June 10, 2009, 2:00 p.m. – 5:00 p.m.

PLACE: 4030 Esplanade Way, Room 301, Tallahassee, Florida 32399, call-in number: 1(888)808-6959, Conference Code: 6101108#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee is meeting to fulfill the mandate of Executive Order 08-193.

A copy of the agenda may be obtained by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or [commission@dms.myflorida.com](mailto:commission@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 4 days before the workshop/meeting by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or [commission@dms.myflorida.com](mailto:commission@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).

Please be advised that if you intend to provide materials to the Commissioners for review, the materials must be available in alternative formats in advance of dispersal to the Commissioners. If you need assistance in converting files to alternative formats, please send them to [commission@dms.myflorida.com](mailto:commission@dms.myflorida.com).

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The **Governor's Commission on Disabilities**, Education Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, June 11, 2009, 9:00 a.m. – 12:00 Noon

PLACE: 4030 Esplanade Way, Room 301, Tallahassee, Florida 32399, Call-In Number: 1(888)808-6959, Conference Code: 6101108#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee is meeting to fulfill the mandate of Executive Order 08-193.

A copy of the agenda may be obtained by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or [commission@dms.myflorida.com](mailto:commission@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 4 days before the workshop/meeting by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or [commission@dms.myflorida.com](mailto:commission@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).

Please be advised that if you intend to provide materials to the Commissioners for review, the materials must be available in alternative formats in advance of dispersal to the

Commissioners. If you need assistance in converting files to alternative formats, please send them to [commission@dms.myflorida.com](mailto:commission@dms.myflorida.com).

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The **Governor's Commission on Disabilities**, Independent Living Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, June 11, 2009, 2:00 p.m. – 5:00 p.m.

PLACE: 4030 Esplanade Way, Room 301, Tallahassee, Florida 32399, Call-In Number: 1(888)808-6959, Conference Code: 6101108#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee is meeting to fulfill the mandate of Executive Order 08-193.

A copy of the agenda may be obtained by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or [commission@dms.myflorida.com](mailto:commission@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 4 days before the workshop/meeting by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or [commission@dms.myflorida.com](mailto:commission@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).

Please be advised that if you intend to provide materials to the Commissioners for review, the materials must be available in alternative formats in advance of dispersal to the Commissioners. If you need assistance in converting files to alternative formats, please send them to [commission@dms.myflorida.com](mailto:commission@dms.myflorida.com).

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## FLORIDA CLERKS OF COURT OPERATIONS CORPORATION

The **Florida Clerks of Court Operations Corporation** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, June 9, 2009, 3:00 p.m. (EDT)

PLACE: Salon C, Marriott Waterside, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Budget issues and other issues as necessary.

A copy of the agenda may be obtained by contacting: [www.flccoc.org](http://www.flccoc.org) or by calling our office at (850)386-2223.

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The **Florida Clerks of Court Operations Corporation** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, June 9, 2009, immediately following the FLCCOC Executive Council Meeting

PLACE: Salon C, Marriott Waterside, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Annual Meeting of the Florida Clerks of Court Operations Corporation.

A copy of the agenda may be obtained by contacting: www.flccoc.org or by calling the office at (850)386-2223.

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**FLORIDA HEALTH INSURANCE ADVISORY BOARD**

The **Florida Health Insurance Advisory Board** announces a public meeting to which all persons are invited.

DATE AND TIME: June 11, 2009, 9:30 a.m. – 12:30 p.m.

PLACE: Senate Office Building, Room 401, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board will conduct the general business of the organization.

A copy of the agenda may be obtained by contacting: Carol Ostapchuk at ostapchuk@aol.com or (850)668-5052.

Pursuant to the provisions of 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 emailing: ostapchuk@aol.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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**SMALL BUSINESS REGULATORY ADVISORY COUNCIL**

The **Small Business Regulatory Advisory Council** announces a telephone conference call to which all persons are invited.

DATES AND TIME: June 12, 2009, 9:00 a.m.; June 19, 2009 (if needed)

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4737801

GENERAL SUBJECT MATTER TO BE CONSIDERED: The SBRAC will be reviewing FDEP, Chapter 62-346, F.S., Environmental Resource Permitting in Northwest Florida, and any other items that must be addressed before their June 26, 2009 monthly conference call.

A copy of the agenda may be obtained by contacting: Jennifer Crews at jennifer.crews@floridasbrac.org.

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**PASCO-PINELLAS AREA AGENCY ON AGING**

The **Area Agency on Aging of Pasco-Pinellas, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: June 15, 2009, 9:30 a.m.

PLACE: 9887 4th St., N., Ste. 100, St. Petersburg, FL 33702

GENERAL SUBJECT MATTER TO BE CONSIDERED: Items related to Area Agency on Aging of Pasco-Pinellas business and Board of Directors oversight.

A copy of the agenda may be obtained by contacting: Elizabeth Laubach, 9887 4th St., N., Suite 100, St. Petersburg, FL 33702, (727)570-9696.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 4 days before the workshop/meeting by contacting: Elizabeth Laubach, 9887 4th St., N., Suite 100, St. Petersburg, FL 33702, (727)570-9696. If you are 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: Elizabeth Laubach, 9887 4th St., N., Suite 100, St. Petersburg, FL 33702, (727)570-9696.

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**SOIL AND WATER CONSERVATION DISTRICTS**

The **Putnam Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATE AND TIME: 3rd Tuesday, Monthly 8:30 a.m.

PLACE: Putnam Co. Ag. Center Conference Room

GENERAL SUBJECT MATTER TO BE CONSIDERED: Soil and Water Conservation.

A copy of the agenda may be obtained by contacting: Gina Allen at (386)328-6522, ext. 3.

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The **St. Johns Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATE AND TIME: 4th Tuesday Bi-Monthly, 7:00 p.m.

PLACE: St. Johns Co. Fairgrounds

GENERAL SUBJECT MATTER TO BE CONSIDERED: Soil and Water Conservation.

A copy of the agenda may be obtained by contacting: Gina Allen at (386)328-6522, ext. 3.

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**FLORIDA NETWORK OF YOUTH AND FAMILY SERVICES, INC.**

The **Florida Network of Youth and Family Services, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, June 16, 2009, 1:00 p.m. – 5:00 p.m.

PLACE: Marriott Tampa Airport Hotel, Tampa International Airport, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda items:

By-Law feedback and recommendations to the Board  
Policy issues from the Local providers

Joint training session with the Southeastern Network  
Data Collection and analysis

Other service opportunities

Training and technical assistance needs for shelters

Additional Questions

A copy of the agenda may be obtained by contacting: Mary D. Richter, Executive Director, Florida Network of Youth and Family Services, Inc.

Pursuant to the provisions of 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: Karen Miller at (850)922-4324. If you are 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: Mary D. Richter at (850)922-4324.

#### **FLORIDA ENERGY AND CLIMATE COMMISSION**

The **Florida Energy and Climate Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, June 17, 2009, 1:00 p.m. – Until Completion

PLACE: Toni Jennings Room, 110 Senate Office Building, 404 South Monroe Street, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Energy and Climate Commission (FECC) will hold a conference call to consider the FECC Work Plan, discuss the American Recovery and Reinvestment Act Spending Plan and consider mechanisms for implementing the spending plan as it relates to Energy and Climate Change as well as discuss other commission business.

Staff will conduct the conference call from the Toni Jennings Room, 110 Senate Office Building, where members of the public are invited to attend. Members of the public are also invited to listen to the call, but due to noise considerations are asked to dial-in from a land line and keep their phone lines muted until the public comment section of the agenda. The Dial-In Number is: 1(866)233-5216, Conference Code: 5654699.

A copy of the agenda may be obtained by contacting: April Groover at (850)487-3800.

Pursuant to the provisions of 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.

#### **FLORIDA ALLIANCE FOR ASSISTIVE SERVICES AND TECHNOLOGY, INC.**

The **Florida Alliance for Assistive Services and Technology, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, June 25, 2009, 9:00 a.m. – 2:00 p.m.

PLACE: The Embassy Suites Hotel Fort Lauderdale, 1100 S. E. 17th Street, Fort Lauderdale, FL 33316, Teleconference Number: 1(888)808-6959, Conference Code: 2373773

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Directors will meet to conduct such business as specified on the agenda. If you have any questions, please contact: FFAST, Inc., 325 John Knox Road, Bldg. 400, Ste. 402, Tallahassee, FL 32303, 1(888)788-9216. If you would like to present information to the Board of Directors, or if you require reasonable accommodations due to a disability, please contact: FFAST, Inc. at the above address at least 14 working days in advance of 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 14 days before the workshop/meeting by contacting: Tim McCann, FFAST at 1(888)788-9216, ext. 100. If you are 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: Tim McCann, FFAST at 1(888)788-9216, ext. 100.

#### **LEA AND ELLIOTT, INC.**

The **Broward County Port Everglades Department** and Aviation Department in partnership with the Federal Highway Administration, the Florida Department of Transportation District 4, have scheduled a Public Hearing for the Broward County Intermodal Center and People Mover System “SunPort,” Project Development and Environment (PD&E) Study in Broward County, Florida to which all persons are invited.

DATE AND TIME: Thursday, June 25, 2009, 6:00 p.m.

PLACE: Broward County Aviation Department, Auditorium, 100 Aviation Boulevard, Fort Lauderdale, FL 33315

GENERAL SUBJECT MATTER TO BE CONSIDERED: This Hearing is being held to allow interested persons an opportunity to express their views concerning the location, conceptual design and social, economic, and environmental

effects of the proposed Broward County Intermodal Center and People Mover System "SunPort" PD&E Study. (FPID #415481.1).

The Intermodal Center could provide a regional transportation hub to connect transit users to the Fort Lauderdale-Hollywood International Airport (FLL) and the Port Everglades (Seaport). The People Mover could offer a high capacity system to provide efficient access to FLL and to the Seaport, and between FLL and the Seaport for regional users, employees and air/sea patrons. The goal is to alleviate road congestion on the limited access roads to the two facilities and facilitate the need for efficient freight, cargo and petroleum movement out of the regionally significant port.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status.

A copy of the agenda may be obtained by contacting: Carmen Ayala, MTM Partners at (954)494-9954 or e-mail: cmayala@mtmpartners.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 7 days before the workshop/meeting by contacting: Carmen Ayala, MTM Partners at (954)494-9954 or e-mail: cmayala@mtmpartners.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: Carmen Ayala, MTM Partners at (954)494-9954 or e-mail: cmayala@mtmpartners.com.

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**FLORIDA LOCAL ADVOCACY COUNCIL**

The **Florida Local Advocacy Council** announces a public meeting to which all persons are invited.

**SA09 MULTI-PROGRAM COUNCIL**

**DATES AND TIME:** First Tuesday of each month, July 7, 2009; August 4, 2009; September 1, 2009; October 6, 2009; November 3, 2009; December 1, 2009; January 5, 2010; February 2, 2010; March 2, 2010; April 6, 2010; May 4, 2010; June 1, 2010, 10:00 a.m.

**PLACE:** Department of Children and Families Building, Room 809, 9393 N. Florida Avenue, Tampa, FL

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Florida Local Advocacy Council in Service Area 9 announces meetings for all Local Advocacy Council members, including the Chair and Vice-Chair, and administrative office staff. Parts of the meetings are open to the public. Please visit our website <http://www.dms.myflorida.com/fsac> for information, meeting schedules, meeting cancellations, and approved minutes.

A copy of the agenda may be obtained by contacting: 1(800)342-0825.

The **Florida Local Advocacy Council** announces a public meeting to which all persons are invited.

**MULTI-PROGRAM COUNCIL**

**DATES AND TIME:** Second Thursday of each month, July 9, 2009; August 13, 2009; September 10, 2009; October 8, 2009; November 12, 2009; December 10, 2009; January 14, 2010; February 11, 2010; March 11, 2010; April 8, 2010; May 13, 2010; June 10, 2010, 10:00 a.m.

**DEVELOPMENTAL DISABILITIES COUNCIL**

**DATES AND TIME:** Third Thursday of each month, July 16, 2009, Room 165A; August 20, 2009; September 17, 2009; October 15, 2009; November 19, 2009; December 17, 2009; January 21, 2010; February 18, 2010; March 18, 2010; April 15, 2010; May 20, 2010; June 17, 2010, 10:00 a.m.

**MENTAL HEALTH COUNCIL**

**DATES AND TIME:** First Monday of each month, July 6, 2009; September 14, 2009; October 5, 2009; November 2, 2009; December 7, 2009; January 4, 2010; February 1, 2010; March 1, 2010; April 5, 2010; May 3, 2010; June 7, 2010, 10:00 a.m.

**SARASOTA MULTI-PROGRAM COUNCIL**

**DATES AND TIME:** First Thursday of each month, July 2, 2009; August 6, 2009; September 3, 2009; October 1, 2009; November 5, 2009; December 3, 2009; January 7, 2010; February 4, 2010; March 4, 2010; April 1, 2010; May 6, 2010; June 3, 2010, 10:00 a.m.

**PLACE:** Fort Myers Councils: Joseph P. D'Alessandro Office Complex, 2295 Victoria Avenue, Room 165D, Ft. Myers, FL

**PLACE:** Sarasota Multi-program: Special Olympics Gene Whipp Center, 910 Gulf Coast Blvd., Venice, FL

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Florida Local Advocacy Council in Service Area 15 announces meetings for all Local Advocacy Council members, including the Chair and Vice-Chair, and administrative office staff. Parts of the meetings are open to the public. Please visit our website <http://www.dms.myflorida.com/fsac> for information, meeting schedules, meeting cancellations, and approved minutes.

A copy of the agenda may be obtained by contacting: 1(800)342-0825.

The **Florida Local Advocacy Council** announces a public meeting to which all persons are invited.

**MULTI-PROGRAM COUNCIL**

**DATES AND TIME:** Fourth Wednesday every other month, July 22, 2009; September 23, 2009; November 25, 2009; January 27, 2010; March 24, 2010; May 26, 2010, 10:00 a.m.

**MENTAL HEALTH COUNCIL**

DATES AND TIME: Fourth Wednesday of every other month, July 22, 2009; September 23, 2009; November 25, 2009; January 27, 2010; March 24, 2010; May 26, 2010, 2:00 p.m.

PLACE: Mary Grizzle Building, Room 142B, 11351 Ulmerton Road, Largo, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Local Advocacy Council in Service Area 10 announces meetings for all Local Advocacy Council members, including the Chair and Vice-Chair, and administrative office staff. Parts of the meetings are open to the public. Please visit our website <http://www.dms.myflorida.com/fsac> for information, meeting schedules, meeting cancellations, and approved minutes.

A copy of the agenda may be obtained by contacting: 1(800)342-0825.

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#### FLORIDA SURPLUS LINES SERVICE OFFICE

The **Florida Surplus Lines Service Office**, Board of Governors announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, July 29, 2009, 1:00 p.m.

PLACE: Boca Raton Resort & Club, 501 East Camino Real, Boca Raton, FL 33432

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Matters.

A copy of the agenda may be obtained by contacting: Georgie Barrett at [gbarrett@fslso.com](mailto:gbarrett@fslso.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 7 days before the workshop/meeting by contacting: Georgie Barrett at 1(800)562-4496, ext. 101. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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## 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 Emil Veksenfeld. It was assigned Case No. DCA09-DEC-119. The petition seeks the agency's opinion as to the applicability of Sections 553.71(7) and 553.79, F.S., as it applies to the petitioner.

The petition seeks the Florida Building Commission's opinion as to the definition of "threshold building" in Section 553.71(7), F.S., and the provisions on special inspectors in Section 553.79, F.S.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Blvd., Tallahassee, FL 32399-2100.

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NOTICE IS HEREBY GIVEN THAT the Florida Building Commission has received the petition for declaratory statement from the Bermuda Roof Co., Inc. It has been assigned Case No. DCA09-DEC-129. The petition seeks the agency's opinion as to the applicability of Section 553.842, F.S., Chapter 9B-72, F.A.C., and section 1512.2.2, Florida Building Code, Building Volume (2007, as amended) as it applies to the petitioner.

Petitioner asks if its product, a premixed lightweight cementitious mortar-type adhesive for roof tiles can be used for hip and ridge tiles within the High Velocity Hurricane Zone.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Blvd., Tallahassee, FL 32399-2100.

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NOTICE IS HEREBY GIVEN THAT the Florida Building Commission has received the petition for declaratory statement from Collier County Building Review and Permitting Department. The petition seeks the agency's opinion as to the applicability of sections 105.1 and 105.2, Florida Building Code, Building Volume (2007, as amended) as it applies to the petitioner.

Petitioner asks if a permit is required for the replacement, relocation, enlargement, or change in energy source of a gas or electric water heater.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Blvd., Tallahassee, FL 32399-2100.

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NOTICE IS HEREBY GIVEN THAT the Florida Building Commission has received the petition for declaratory statement from the City of Jacksonville, Department of Planning and Development. The petition seeks the agency's opinion as to the applicability of section 403.2, Florida Building Code, Plumbing Volume (2007, as amended) as it applies to the petitioner.

Petitioner asks if the code requires separate toilet room facilities in a restaurant having an area of less than 3,000 square feet and an occupant load of 35 persons but seating capacity of 11 persons, which is located within a shopping center.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Blvd., Tallahassee, FL 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 Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Douglas G. Beaudoin, Petitioner/Unit Owner, In Re: Zellwood Station Co-op, Inc., Docket No. 2009023837 on May 6, 2009. The petition seeks the agency's opinion as to the applicability of Chapter 720, Florida Statutes, as it applies to the petitioner.

Whether Zellwood Station Community Association is a homeowners' association operated under Chapter 720, Florida Statutes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida 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 Lisa Lehman, Petitioner/Unit Owner, In Re: The Towers of Quayside Homeowners Association, Inc., Docket No. 2009025325 on May 14, 2009. The petition seeks the agency's opinion as to the applicability of (no reference) as it applies to the petitioner.

Whether the Towers of Quayside Homeowners' Association, Inc., must amend its governing documents to change the percentage share of each members' maintenance fees.

A copy 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 Lisa Lehman, Petitioner/Unit Owner, In Re: The Towers of Quayside Homeowners Association, Inc., Docket No. 2009025321 on May 14, 2009. The petition seeks the agency's opinion as to the applicability of (no reference), as it applies to the petitioner.

Whether the Towers at Quayside Homeowners Association, Inc. must revise the current bylaws to grant each condominium association member an equitable number of seats of the board.

A copy 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 Sherman Tobin, Petitioner/Unit Owner, In Re: The Towers of Quayside Homeowners Association, Inc., Docket No. 2009026090 on May 18, 2009. The petition seeks the agency's opinion as to the applicability of (no reference) as it applies to the petitioner.

Whether the Towers at Quayside Homeowners Association, Inc., must revise the current bylaws to grant each condominium association member an equitable number of seats of the board.

A copy 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.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**Section VIII**  
**Notices of Petitions and Dispositions**  
**Regarding the Validity of Rules**

**Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:**

**NONE**

**Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:**

**NONE**

**Section IX**  
**Notices of Petitions and Dispositions**  
**Regarding Non-rule Policy Challenges**

**NONE**

**Section X**  
**Announcements and Objection Reports of**  
**the Joint Administrative Procedures**  
**Committee**

**NONE**

**Section XI**  
**Notices Regarding Bids, Proposals and**  
**Purchasing**

**DEPARTMENT OF EDUCATION**

**NOTICE TO DESIGN BUILDERS**

The University of Central Florida announces that design build services will be required for the project listed below:  
 Project No.: UCF-TBD, Project and Location: Distributed Antenna Design and Construction, University of Central Florida, Orlando, FL 32816)

Project description: The project consists of developing, engineering, designing and constructing a distributed antenna system for the UCF campus and certain buildings located in the Central Florida Research Park to enhance the coverage and capacity of all cellular service formats including the future 700MHz ranges and NexTel iDEN, the public safety 700 and 800MHz frequencies, Wi-Fi, and WiMax. The DAS system is to be engineered to result in a system with high flexibility in configuration changes, have low on-going operational costs, and have a high level of service reliability.

The selected Design Build (DB) team will provide design, construction documents, and construction administration services with a two (2) year warranty.

Conceptual and schematic design shall take place onsite with the University in an interactive, charette-style format. The design team shall prepare graphic illustrations of design concepts for review and will participate in the presentation of those concepts.

The approximate dollar value of this project will be determined by the Design Build Team.

The contract for design build services will consist of two phases. Phase one is pre-construction services, for which the design builder will be paid a fixed fee. Phase one services include value engineering, constructability analyses, development of a cost model, estimating, and the development of a Guaranteed Maximum Price (GMP) at 75% Construction Document phase. If the GMP is accepted, phase two, the construction phase, will be implemented. The design builder is the single point of responsibility for performance of the construction of the project and shall publicly bid trade contracts, encouraging the inclusion of Minority Business Enterprises (MBEs). Failure to negotiate an acceptable fixed fee for phase one of the contract, or to arrive at an acceptable GMP within the time provided in the agreement may result in the termination of the design builder's contract.

Selection of finalists 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. Finalists will be provided with a copy of the final interview requirements and a copy of the standard University of Central Florida design build agreement.

Carefully review the Design Build Contract and General Conditions documents. 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](http://www.fp.ucf.edu) with the advertisement. The Selection Committee may reject all proposals and stop the selection process at any time.

Firms desiring to provide design build services for the project shall submit a letter of application and a completed University of Central Florida "Design Builder Qualifications

Supplement.” Proposals must not exceed 40 pages, including the Design Builder Qualifications Supplement and letter of application. Pages must be numbered consecutively. Submittals which do not comply with these requirements or do not include the requested data will not be considered. No submittal material will be returned.

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 design build 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 design build 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 placement on the convicted vendor list.

The University of Central Florida Design Builder Qualifications Supplement forms and the Project Fact Sheet which contains the selection criteria may be obtained by contacting: Gina Seabrook, Office of Facilities Planning, University of Central Florida, 4000 Central Florida Boulevard, Post Office Box 163020, Orlando, Florida 32816-3020, (407)823-2166, Fax: (407)823-5141, email: gseabroo@mail.ucf.edu or on our website www.fp.ucf.edu.

Please submit all questions in email: gseabroo@mail.ucf.edu. Five (5) bound copies of the required proposal data shall be submitted to: Mrs. Gina Seabrook, Facilities Planning, 4000 Central Florida Blvd., Post Office Box 163020, Orlando, FL 32816-3020. Submittals must be received by 4:30 p.m. (Local Time), July 7, 2009. Facsimile (FAX) submittals are not acceptable and will not be considered. Late submissions will not be accepted.

**NOTICE TO ARCHITECTS AND CONSTRUCTION MANAGERS**

The University of Central Florida on behalf of its Board of Trustees announces that Professional Services in the disciplines of architecture and construction management will be required for the project listed below:

Project No. UCF-546 College of Nursing Building  
 Project and Location: College of Nursing Building, University of Central Florida, Lake Nona Health Sciences Campus, Orlando, Florida.

The projects consist of the design and construction of a new facility. The project will be in two phases. The space categories and square footage for each phase will be determined during program verification.

The project cost will be determined during program verification and will depend on the award of a National Institute of Health grant for Phase I funding, including planning, construction and furnishings/equipment. There will be two separate contracts for this project, one for the Architect (A/E) and one for the Construction Manager (CM).

**FORM OF PROPOSALS**

It is the University’s intention to have professionals in the disciplines of architecture and construction management to submit proposals separately one for architect and one for construction manager. Proposal reviews, selection and interviews will be conducted separately.

This facility will be the in the early planning phase in the fiscal year 2010-11. The selected architect and construction manager will provide program verification, design, construction documents, and administration for the referenced project. Blanket professional liability insurance for the Architect/Engineer will be required for this project in the amount of \$2,000,000 and will be provided as a part of Basic Services.

Five (5) bound copies of the required proposal data shall be submitted to: Mrs. Gina Seabrook, 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), July 17, 2009. Facsimile (FAX) submittals are not acceptable and will not be considered. Late submissions will not be accepted.

The selection committee members have elected not to meet with proposed firms. Please do not contact the selection committee.

**INSTRUCTIONS FOR ARCHITECT AND CONSTRUCTION MANAGEMENT**

Architects and Construction Management 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 architect/engineer and construction manager qualifications separately, including experience and ability; past experience; bonding capacity; cost estimating; qualification of the firm's personnel, staff and consultants; and ability to 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 Architect/Engineer, Construction Management Contract and General Condition's documents. 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](http://www.fp.ucf.edu) with the advertisement.

#### **INSTRUCTIONS FOR CONSTRUCTION MANAGERS**

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.

#### **CONSTRUCTION MANAGEMENT CONTRACT**

The contract for construction management services will consist of two phases. Phase one is pre-construction services, for which the construction manager will be compensated. Phase one services include value engineering, constructability analyses, development of a cost model, estimating, 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 construction manager becomes the single point of responsibility for performance of the 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 construction manager's contract.

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, (407)823-2166, Fax: (407)823-5141, email: [gseabroo@mail.ucf.edu](mailto:gseabroo@mail.ucf.edu), or the Facilities Planning Web Site: [www.fp.ucf.edu](http://www.fp.ucf.edu) under the heading advertisements.

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#### **NOTICE TO PROFESSIONAL CONSULTANTS**

Request for Qualifications (RFQ) OFDC RFQ-003-08/09/ Structural Engineering Design Continuing Services. The DCPS Office of Facilities Design and Construction announces that Architect/Engineer services are required for Structural Engineering Design Continuing Services for Duval County Public Schools. The Owner reserves the right to select one or more firms to perform the work. The firm(s) selected will be responsible for consulting studies, design, engineering, bid review, inspection and construction administration of various projects. The firm(s) selected under a continuing contract will be responsible for assigned projects having estimated construction costs and study fees not exceeding the threshold amounts of \$2,000,000 (construction) and \$200,000 (study fees) respectively, provided for in Section 287.055 Florida Statutes. This will be a multiple award contract for an initial period of one year with an option to renew for two additional one-year periods. The selected firm(s) shall be required to execute the Duval County School Board standard form of agreement. Applicants are advised that all plans, drawings and specifications for these projects become property of the Owner. Applications are to be sent to: Duval County Public Schools, Office of Facilities Design and Construction, 1701 Prudential Drive, 5th Floor, Jacksonville, FL 32207-8182.

PROJECT MANAGER: Tony Gimenez  
Phone No.: (904)390-2945

RESPONSE DUE DATE: RFQ's ARE DUE ON OR BEFORE JULY 7, 2009, AND WILL BE ACCEPTED UNTIL 4:30 P.M.

MBE GOALS: Encouragement

Information on the selection process can be found at: [www.duvalschools.org](http://www.duvalschools.org), then go to About DCPS, then DCPS Departments, then Facilities Design and Construction, then Selection Booklets.

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

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

**EXPRESSWAY AUTHORITIES**

**NOTICE TO PROFESSIONAL ENGINEERING CONSULTANTS**

Orlando-Orange County Expressway Authority  
**PHASE I EXPRESSWAY MANAGEMENT SYSTEM ON S.R. 414**

(John Land Apopka Expressway)  
 Project No. 414-510  
 Contract No. 000607

The Orlando-Orange County Expressway Authority requires the services of a Professional Engineering Consultant in connection with the Phase I Expressway Management System on S.R. 414 (John Land Apopka Expressway) identified as Project No. 414-510, Contract No. 000607.

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: 6.3.1, Intelligent Transportation Systems Analysis and Design; 6.3.2, Intelligent Transportation Systems Implementation; 6.3.3, Intelligent Transportation Systems Traffic Engineering Systems Communications. Use of subconsultants to perform major types of work will not be allowed.

**ADDITIONAL TYPES OF WORK REQUIRING PRE-QUALIFICATION:** Consultants may use pre-qualified subconsultants for the following work groups: 8, Survey and Mapping; 9, Soil Exploration, Material Testing and Foundations; 12, Right of Way Survey and Mapping.

**DESCRIPTION:** The services to be provided by the selected consultant will include professional engineering design services for the following planned ITS devices:

- Approximately 15 Closed Circuit Television (CCTV) Cameras to provide comprehensive video coverage along S.R. 414 from U.S. 441 to S.R. 429;
- Approximately 11 Data Collection Sensor (DCS) sites placed at interchanges along S.R. 414 from U.S. 441 to S.R. 429, also including sensors at the U.S. 441/S.R. 429 interchange;
- Fiber optic feeder cable along S.R. 414 from U.S. 441 to S.R. 429 to connect the proposed devices to the Authority's existing fiber optic network.

The selected consultant and its subconsultants, if any, shall not enter into any other contract with the Authority during the term of the Contract which would create or involve a conflict of interest with the services to be provided.

**LETTERS OF INTEREST SUBMITTAL REQUIREMENTS:** Consultants wishing to be considered shall submit six (6) sets of a Letter of Interest package. The letter shall be a maximum of ten (10) pages exclusive of attachments and resumes. The packages shall include the following:

1. Firms Experience – Details of specific experience for at least three (3) projects, similar to those described above that involve CCTV and DCS design, civil support for ITS design, and power and communications design completed by the consultant's Project Manager and other key project team members including the name of client contact person, telephone number, and physical address;
2. Personnel Experience – Resumes of the consultant's proposed Project Manager and other key personnel presently employed by the consultant who will be assigned to the project. The Project Manager shall have at least five (5) years of experience administering similar types of consultant contracts;
3. Project Team – Anticipated subconsultants shall be identified and the roles that each will play in providing the required services. Resumes should be provided for subconsultants that may be involved in key roles;
4. Prequalification Documentation – A copy of the Notice of Qualification issued by the FDOT showing current qualification in the Types of Work specified above;
5. Office Location – The office assigned responsibility and its physical address shall be identified. It is required that the consultant have an office and key staff located within the Orlando area.

Failure to submit any of the above required information may be cause for rejection of the package as non-responsive.

**SELECTION / NEGOTIATIONS:** The Authority's Evaluation Committee will shortlist firms based on its evaluation and scoring of the Letters of Interest and qualifications information received. Scoring of the submittals will be as follows: Firms Experience – 25 points; Personnel Experience – 30 points; Project Team – 25 points; Prequalification Documentation – 10 points; Office Location – 10 points. The five firms with the highest point totals will be shortlisted.

Shortlisted firms will proceed to the next step in the process which includes preparation and submittal of a Technical Proposal and an oral presentation. The Authority will provide the shortlisted firms with a Scope of Services for use in preparing the Technical Proposal. Each firm will be evaluated and ranked by the Authority's Evaluation Committee based on the Technical Proposal and oral presentation. As part of its evaluation process, the Committee will also consider the consultant's willingness to meet time requirements, consultant's projected workload, and consultant's use of Minority/Women Owned Businesses.

**CODE OF ETHICS:** All consultants selected to work with the Authority are required to comply with the Authority's Code of Ethics, a copy of which may be obtained by contacting the Authority.

**EQUAL OPPORTUNITY STATEMENT:** The Orlando-Orange County Expressway Authority, in accordance with the provisions of Title VI and Title VII of the Civil Rights Act of 1964, hereby notifies all firms and individuals that it will require affirmative efforts be made to ensure participation by minorities.

**MINORITY/ WOMEN/ DISADVANTAGED BUSINESS ENTERPRISE PARTICIPATION:** Minority/ Women/ Disadvantaged Business Enterprises will not be discriminated against on the basis of race, color, sex, or national origin in consideration for qualification or an award by the Authority.

**NON-SOLICITATION PROVISION:** From the first date of publication of this notice, no person may contact any Authority Board Member, Officer or Employee or any selection committee member, with respect to this notice or the services to be provided, except as related to the Submittal Requirements detailed above. Reference is made to the lobbying guidelines of the Authority for further information regarding this Non-Solicitation Provision.

**LETTER OF RESPONSE DEADLINE:**

June 26, 2009, 3:00 p.m. (Orlando Local Time)

**AUTHORITY CONTACT PERSON:**

Mr. Robert Johnson  
Manager of Procurement  
Telephone: (407)690-5372

**LETTER OF RESPONSE ADDRESS:**

Orlando-Orange County Expressway Authority  
4974 ORL Tower Road  
Orlando, FL 32807

Re: Consultant Services for Design of S.R. 414 ITS Components  
Project No. 414-510  
Contract No. 000607

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**MDX PROCUREMENT/CONTRACT NO.:** ITB-09-07

**MDX PROJECT/SERVICE TITLE:**

**STEEL BRIDGE/STRUCTURE PAINTING AND REPAIRS**

The Miami-Dade Expressway Authority (MDX) is soliciting Bids from qualified firms to provide Painting and Repairs of 19 Steel Bridges. A Pre-Bid conference is scheduled for June 3, 2009, 10:00 a.m. (Eastern Time).

For a copy of the ITB with information on the Scope of Services, Pre-qualifications and submittal requirements free of charge, please logon to MDX's Website: [www.mdxway.com](http://www.mdxway.com) to download the document under "Doing Business with MDX", or call MDX's Procurement Department at (305)637-3277 for assistance. Note: In order to download any MDX solicitation, you must first be registered as a Vendor with MDX. This can

only be facilitated through MDX's Website: [www.mdxway.com](http://www.mdxway.com) under "Doing Business with MDX: Vendor Registration".

The deadline for submitting Bids in response to this ITB is June 30, 2009 by 2:00 p.m. (Eastern Time).

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**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

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**NOTICE OF INVITATION TO BID**

**BID NO. BDC 106-08/09**

The Department of Environmental Protection, Division of Recreation and Parks, Bureau of Design and Construction is soliciting formal competitive bids from Certified or Registered General Contractors licensed to work in the jurisdiction for the project listed below:

**PROJECT NAME:** Honeymoon Island State Park-Relocation of Bathhouse Number 3

**SCOPE OF WORK:** The contractor shall furnish all labor, material, equipment and supervision to move an existing wood framed bath house inland on the island. The work shall include a new elevated wood pile foundation and ramping system, new sidewalks, landscaping, demolition of the existing piles and all site utilities.

**PROJECT BUDGET:** \$700,000.00

**PARK LOCATION:** Honeymoon Island State Park, #1 Causeway Blvd., Dunedin, Florida

**PROJECT MANAGER:** Hubert Baxter, Bureau of Design and Construction, Alfred B. Maclay Gardens State Park, 3540 Thomasville Road, Tallahassee, Florida 32309, (850)488-5372, Fax: (850)488-3539.

**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 June 5, 2009 at Honeymoon Island Administration, 1 Causeway Blvd., Dunedin, Florida 33592, Attention: Peter Krulder, Park Manager, (727)469-5943, Fax: (727)469-5703.

**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, Bureau of Design and Construction, (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, July 7, 2009, 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 Administrator, Bureau of Design and Construction, (850)488-5372. The Department reserves the right to reject any or all bids.

**BID POSTING DATE:** No later than 2:00 p.m. (ET), Tuesday, July 14, 2009, 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.

## NOTICE OF INVITATION TO BID

BID NO. BDC 108-08/09

The Department of Environmental Protection, Division of Recreation and Parks, Bureau of Design and Construction is soliciting formal competitive bids from Certified or Registered General Contractors or Florida Department of Transportation Paving Contractors licensed to work in the jurisdiction for the project listed below:

**PROJECT NAME:** Mike Roess Gold Head Branch State Park-Road and Parking Repaving

**SCOPE OF WORK:** The contractor shall provide all labor, materials, equipment and supervision to repair and resurface, the day use parking lot and road side parking, and re-stripe using thermoplastic, to the original parking configurations. The contractor shall provide all labor, materials, equipment and supervision to repair and resurface the camping area roadway and loop, and sanitary sewer dump station driveway. The contractor shall provide all labor, materials, equipment and supervision to repair and resurface the maintenance area road and circular drive, and the park manager's driveway, strip the centerline of all roadways within the park with a broken white stripe, using thermoplastic in accordance with FDOT specifications.

**PROJECT BUDGET:** \$360,000.00

**PARK LOCATION:** Mike Roess Gold Head Branch State Park, on SR 21, 6 miles east of Keystone Heights.

**PROJECT MANAGER:** Tom Napier, Bureau of Design and Construction, Alfred B. Maclay Gardens State Park, 3540 Thomasville Road, Tallahassee, Florida 32309, (850)488-5372, Fax: (850)488-1141.

**MINORITY BUSINESS REQUIREMENT:** The Department of Environmental Protection supports diversity in its Procurement Program and requests that all sub-contracting opportunities afforded by this bid embrace diversity enthusiastically. The award of sub-contracts should reflect the full diversity of the citizens of the State of Florida. The Department will be glad to furnish a list of Minority Owned Firms that could be offered sub-contracting opportunities.

**PREQUALIFICATION:** When the total Bid 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 June 5, 2009 at: Mike Roess Gold Head Branch State Park, 6239 State Road 21, Keystone Heights, Florida 32656, Attention: Jason Cutshaw, Park Manager, Telephone: (352)473-4701, Fax: (352)473-0827.

**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, Bureau of Design and Construction, (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 4:00 p.m. (ET), Tuesday, June 30, 2009, 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 Administrator, Bureau of Design and Construction, (850)488-5372. The Department reserves the right to reject any or all bids.

**BID POSTING DATE:** No later than 2:00 p.m. (ET), Tuesday, July 7, 2009 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.

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## **DEPARTMENT OF MILITARY AFFAIRS**

### **REQUESTING QUALIFICATIONS FOR DESIGN – BUILD TEAMS**

The State of Florida, Department of Military Affairs (DMA), Construction and Facility Management Office (CFMO) requests qualifications from State of Florida registered licensed

General/Building Contractors (GC) and Architect/Engineering (A/E) Teams for Design – Build Services for the following projects located at Camp Blanding Joint Training Center, Starke, Florida 32091.

**FOR COMPLETE INFORMATION, SUBMISSION REQUIREMENTS AND FEDERAL ARRA CONDITIONS YOU MUST GO TO THE MYFLORIDA.COM VENDOR BID SYSTEM AT: [http://vbs.dms.state.fl.us/vbs/main\\_menu](http://vbs.dms.state.fl.us/vbs/main_menu).**

A separate submission is required and a separate contract will be issued for each of the following projects.

**PROJECT NUMBER: 201165**

**HVAC INSTALLATION, AREA 4600**

**PROJECT NUMBER: 201164**

**HVAC INSTALLATION, AREA 4700**

**PROJECT NUMBER: 201163**

**HVAC INSTALLATION, AREA 4800**

**FUNDING: AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) OF 2009**

The Scope of Work for Project Numbers 201165, 201164 and 201163 may include but not necessary limited to: Provide high efficiency HVAC climate control system. Remove existing ventilation systems. Repair and/or replace sheet rock/ceiling. Install concrete blocks after vent removal. Upgrade existing electrical panels in all affected buildings. Insulate all buildings with spray insulation. Install new HVAC unit enclosure. Paint buildings. Rework or replace all exterior doors. Upgrade electrical distribution lines. Add new primary and secondary overhead services.

**PROJECT NUMBER: 209019**

**REFURBISH BUILDING 2000**

**PROJECT NUMBER: 209027**

**REFURBISH BUILDING 2001**

**FUNDING: SUSTAINMENT, RESTORATION AND MODERNIZATION**

The Scope of Work for Project Numbers 209019 and 209027 may include but not necessary limited to: General renovation/refurbishment/reconfiguration of office space, cage and drill hall; as well as, male and female latrines with showers.

The Department reserves the right to reject any and all submissions or accept minor irregularities in the best interest of the DMA. The State of Florida's performance and obligation to pay under any contract is contingent upon availability of funding and an annual appropriation by the Legislature.

**POINT OF CONTACT:** Department of Military Affairs, Construction and Facility Management Office, Contracting Branch at (904)823-0255, (904)823-0252 or e-mail: [cfmocontracting@fl.ngb.army.mil](mailto:cfmocontracting@fl.ngb.army.mil).

**SERVICES TO BE PROVIDED:** CFMO will contract with a single contract entity, for each project listed above, whose Design – Build team shall provide all services including, but not necessarily limited to site investigation, preconstruction,

schematic and preliminary designs, constructability reviews, complete design and engineering, construction documents, specifications, detailed line-item construction cost estimates, procurement, permitting and permits, bidding, labor, materials, equipment, construction management, and construction required to provide upgrades and repair to code.

Blanket professional design liability insurance will be required for each project in the amount of \$250,000.00 and will be provided as a part of the services. The respondent must be capable of bonding at 100% of the value of the contract with a surety licensed to do business in the State of Florida with a Best rating of A, Class VIII.

**SELECTION INFORMATION:** Selection of applicants for consideration will be made on the basis of Design-Build successful relative experience of the Architect-Engineer firm and the General/Building Contractor and their ability to perform based on, but not limited to the information submitted on DBC Forms 5085 and 5112 for licensed and/or professional personnel; professional services qualifications, financial capability, recent, current, and projected workloads of the Design-Build team members, and location of their office in relation to the project site. A minimum requirement of two successfully completed projects within the previous three years of similar size, scope and complexity shall apply. The qualifications packages will be reviewed and three semi-finalists will be interviewed to determine the best qualified Design-Build team for this project. The three semi-finalists may be required to participate in formal presentations or telephone interviews. The selection committee may reject all submissions and stop the selection process at any time. Additional building requirements and information will be provided to short-listed firms at the Mandatory Site Visit. Order of Negotiations for the selected shortlisted firms will be made on the basis of past performance references, knowledge of site and local conditions, proposed project staff, ability to meet budget, ability to meet project schedule, understanding program and requirements, and approach and methodology.

**CONTRACT AWARD:** The short list for interviews and the final order of negotiations will be posted on the MyFlorida.com website [http://vbs.dms.state.fl.us/vbs/main\\_menu](http://vbs.dms.state.fl.us/vbs/main_menu). Failure to file a protest within the time prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of proceedings under Chapter 120, Florida Statutes. If no protest is filed, a contract will be negotiated with the firm which the Department considers the most qualified for the intended project. If an agreement, for compensation which the Department determines is fair, competitive, and reasonable, cannot be reached and the Department is unable to negotiate a satisfactory contract, negotiations will be formally ceased and negotiations shall be undertaken with the firm the Department has determined is the second most qualified after Departmental review of the submissions.

One original and four copies of each submission document are required. Forms must be electronically obtained in MICROSOFT WORD software format (file extension “.doc”-document format) from CFMO-Contracting Branch, telephone: (904)823-0252 or (904)823-0255 or e-mail: [cfmocontracting@fl.ngb.army.mil](mailto:cfmocontracting@fl.ngb.army.mil). Forms are available in Adobe Acrobat software (file extension “.pdf”-portable document format) with the original solicitation on the Vendor Bid System on MyFlorida.com. CFMO issued forms must be used. No other forms or format will be accepted.

Submittals received after the due date will not be considered. However, submittals may be sent to the CFMO-Contracting Branch any time prior to the final due date.

Submittals are to be sent to Department of Military Affairs, Construction & Facility Management Office (CFMO), Attention: Contracting Branch, Robert F. Ensslin, Jr., National Guard Armory, 2305 State Road 207, St. Augustine, Florida 32086.

Faxed or e-mailed submittals are not acceptable and will not be considered. All instructions must be complied with and requested data must be included in order for your firm to be considered for this project. All information received will be maintained with the Department and will not be returned.

Request for private meetings by individual firms will not be granted. No individual verbal communication shall take place between any applicants and the Owners, or Owner’s representatives. Request for any additional information, clarifications, or technical questions must be requested in writing.

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## HILLSBOROUGH COUNTY AVIATION AUTHORITY

### NOTICE TO DESIGN-BUILD FIRMS

The Hillsborough County Aviation Authority hereby requests, pursuant to the Consultants Competitive Negotiation Act, Section 287.055, Florida Statutes, letters of interest from design-build firms desiring to render design-build services for the following projects:

#### GROUNDWATER REMEDIATION FOR CORPORATE GENERAL AVIATION

PHASE 2 HCAA PROJECT NO. 4482 07

and

#### AIRPORT SUPPORT AREA

ENVIRONMENTAL REMEDIATION  
PHASE 5 HCAA PROJECT NO. 7053 09  
TAMPA INTERNATIONAL AIRPORT

These projects will include services for environmental engineering design, regulatory permitting and remediation of groundwater contaminants. The goal is to reduce groundwater contaminant concentrations to less than the Florida Department of Environmental Protection’s natural attenuation default concentrations.

Significant Dates:

Letters of interest due: NLT 5:00 p.m., June 15, 2009  
 RFQ posted on web site: After 12:00 Noon, July 1, 2009  
 Mandatory pre-qualification conference: At 10:30 a.m., July 8, 2009  
 Qualification Proposals Due: NLT 5:00 p.m., July 22, 2009  
 For other Project details, additional information on submitting letters of interest and location of meeting, go to the Authority website: [www.tampaairport.com](http://www.tampaairport.com), Quick Links, Airport Business, Notice of Solicitation.

## Section XII Miscellaneous

### DEPARTMENT OF COMMUNITY AFFAIRS

#### NOTICE OF INTENT TO FIND PUBLIC SCHOOLS INTERLOCAL AGREEMENT CONSISTENT WITH SECTIONS 163.31777(2) AND (3), FLORIDA STATUTES DCA DOCKET NO. 13-34

The Department gives notice of its intent to find the Public Schools Interlocal Agreement (“Agreement”) executed between the Miami-Dade County School Board and the City of Doral, 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 the City of Doral, 8300 N. W. 53rd Street, Suite 206, Doral, Florida 33166.

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: Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, and a copy mailed or delivered to Miami-Dade County School Board and the City of Doral. 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.

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-s-Mike McDaniel, Chief  
 Office of Comprehensive Planning  
 2555 Shumard Oak Boulevard  
 Tallahassee, Florida 32399-2100

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### 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 Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of Edward A. Evett, Jr. and Michael Harrington d/b/a A Star Auto & Truck Sales, as a dealership for the sale of motorcycles manufactured by Chongqing Hi-Bird Motorcycle Industry Co. Ltd. (HIBR) at 314 Warfield Avenue, Venice (Sarasota County), Florida 34285, on or after June 19, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Edward A. Evett, Jr. and Michael Harrington d/b/a A Star Auto & Truck Sales are dealer operator(s): Michael Harrington, 175 Kings Highway 715, Punta Gorda, Florida 33983 and Edward A. Evett, Jr., 565 North Jackson Road, Venice, Florida 34292; principal investor(s): Michael Harrington, 175 Kings Highway 715, Punta Gorda, Florida 33983 and Edward A. Evett, Jr., 565 North Jackson Road, Venice, Florida 34292.

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: Dan Vogel, Snyder Computer Systems, Inc. d/b/a Wildfire Motors, 11 Technology Way, Steubenville, Ohio 43952.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of Edward A. Evett, Jr. and Michael Harrington d/b/a A Star Auto & Truck Sales, as a dealership for the sale of motorcycles manufactured by Zhejiang Jiajue Apollo Vehicle Manufacture Co. Ltd. (JIAJ) at 314 Warfield Avenue, Venice (Sarasota County), Florida 34285, on or after June 19, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Edward A. Evett, Jr. and Michael Harrington d/b/a A Star Auto & Truck Sales are dealer operator(s): Michael Harrington, 175 Kings Highway 715, Punta Gorda, Florida 33983 and Edward A. Evett, Jr., 565 North Jackson Road, Venice, Florida 34292; principal investor(s): Michael Harrington, 175 Kings Highway 715, Punta Gorda, Florida 33983 and Edward A. Evett, Jr., 565 North Jackson Road, Venice, Florida 34292.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of Edward A. Evett, Jr. and Michael Harrington d/b/a A Star Auto & Truck Sales, as a dealership for the sale of motorcycles manufactured by Kinroad Xintian Motorcycle Manufacture Co. Ltd. (KNRO) at 314 Warfield Avenue, Venice (Sarasota County), Florida 34285, on or after June 19, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Edward A. Evett, Jr. and Michael Harrington d/b/a A Star Auto & Truck Sales are dealer operator(s): Michael Harrington, 175 Kings Highway 715, Punta Gorda, Florida 33983 and Edward A. Evett, Jr., 565 North Jackson Road, Venice, Florida 34292; principal investor(s): Michael Harrington, 175 Kings Highway 715, Punta Gorda, Florida 33983 and Edward A. Evett, Jr., 565 North Jackson Road, Venice, Florida 34292.

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If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of Edward A. Evett, Jr. and Michael Harrington d/b/a A Star Auto & Truck Sales, as a dealership for the sale of motorcycles manufactured by Zhejiang Summit Huawin Motorcycle Co. Ltd. (POPC) at 314 Warfield Avenue, Venice (Sarasota County), Florida 34285, on or after June 19, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Edward A. Evett, Jr. and Michael Harrington d/b/a A Star Auto & Truck Sales are dealer operator(s): Michael Harrington, 175 Kings Highway 715, Punta Gorda, Florida 33983 and Edward A. Evett, Jr., 565 North Jackson Road, Venice, Florida 34292; principal investor(s): Michael Harrington, 175 Kings Highway 715, Punta Gorda, Florida 33983 and Edward A. Evett, Jr., 565 North Jackson Road, Venice, Florida 34292.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of Edward A. Evett, Jr. and Michael Harrington d/b/a A Star Auto & Truck Sales, as

a dealership for the sale of motorcycles manufactured by China Qingqi Group Co. Ltd. (QING) at 314 Warfield Avenue, Venice (Sarasota County), Florida 34285, on or after June 19, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Edward A. Evett, Jr. and Michael Harrington d/b/a A Star Auto & Truck Sales are dealer operator(s): Michael Harrington, 175 Kings Highway 715, Punta Gorda, Florida 33983 and Edward A. Evett, Jr., 565 North Jackson Road, Venice, Florida 34292; principal investor(s): Michael Harrington, 175 Kings Highway 715, Punta Gorda, Florida 33983 and Edward A. Evett, Jr., 565 North Jackson Road, Venice, Florida 34292.

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.

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A copy of such petition or complaint must also be sent by U.S. Mail to: Dan Vogel, Snyder Computer Systems, Inc. d/b/a Wildfire Motors, 11 Technology Way, Steubenville, Ohio 43952.

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 Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of Edward A. Evett, Jr. and Michael Harrington d/b/a A Star Auto & Truck Sales, as a dealership for the sale of motorcycles manufactured by Taixing Sandi Motorcycle Co. Ltd. (SNDI) at 314 Warfield Avenue, Venice (Sarasota County), Florida 34285, on or after June 19, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Edward A. Evett, Jr. and Michael Harrington d/b/a A Star Auto & Truck Sales are dealer operator(s): Michael Harrington, 175 Kings Highway 715,

Punta Gorda, Florida 33983 and Edward A. Evett, Jr., 565 North Jackson Road, Venice, Florida 34292; principal investor(s): Michael Harrington, 175 Kings Highway 715, Punta Gorda, Florida 33983 and Edward A. Evett, Jr., 565 North Jackson Road, Venice, Florida 34292.

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.

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#### Notice of Publication for a New Point

##### Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of Edward A. Evett, Jr. and Michael Harrington d/b/a A Star Auto & Truck Sales, as a dealership for the sale of motorcycles manufactured by Jiangsu Sunhou S & T Motorcycle Co. Ltd. (SNHU) at 314 Warfield Avenue, Venice (Sarasota County), Florida 34285, on or after June 19, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Edward A. Evett, Jr. and Michael Harrington d/b/a A Star Auto & Truck Sales are dealer operator(s): Michael Harrington, 175 Kings Highway 715, Punta Gorda, Florida 33983 and Edward A. Evett, Jr., 565 North Jackson Road, Venice, Florida 34292; principal investor(s): Michael Harrington, 175 Kings Highway 715, Punta Gorda, Florida 33983 and Edward A. Evett, Jr., 565 North Jackson Road, Venice, Florida 34292.

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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: Dan Vogel, Snyder Computer Systems, Inc. d/b/a Wildfire Motors, 11 Technology Way, Steubenville, Ohio 43952.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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#### Notice of Publication for a New Point

##### Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of Edward A. Evett, Jr. and Michael Harrington d/b/a A Star Auto & Truck Sales, as a dealership for the sale of motorcycles manufactured by Zhejiang Leike Machinery Co. Ltd. (ZLMI) at 314 Warfield Avenue, Venice (Sarasota County), Florida 34285, on or after June 19, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Edward A. Evett, Jr. and Michael Harrington d/b/a A Star Auto & Truck Sales are dealer operator(s): Michael Harrington, 175 Kings Highway 715, Punta Gorda, Florida 33983 and Edward A. Evett, Jr., 565 North Jackson Road, Venice, Florida 34292; principal investor(s): Michael Harrington, 175 Kings Highway 715, Punta Gorda, Florida 33983 and Edward A. Evett, Jr., 565 North Jackson Road, Venice, Florida 34292.

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: Dan Vogel, Snyder Computer Systems, Inc. d/b/a Wildfire Motors, 11 Technology Way, Steubenville, Ohio 43952.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of Less  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Lance Powersports, Inc., intends to allow the establishment of Classy Cycles, Inc., as a dealership for the sale of motorcycles manufactured by Benzhou Vehicle Industry Group Co. Ltd. (SHWI) at 13416 Front Beach Road, Panama City Beach (Bay County), Florida 32407, on or after May 20, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Classy Cycles, Inc. are dealer operator(s): Colleen Swab, 13416 Front Beach Road, Panama City Beach, Florida 32407; principal investor(s): Colleen Swab, 13416 Front Beach Road, Panama City Beach, 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: Gene Chang, Lance Powersports, Inc., 5200 Ontario Mills Parkway, 100-B, 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.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of Less  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Lance Powersports, Inc., intends to allow the establishment of Classy Cycles, Inc., as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 13416 Front Beach Road, Panama City Beach (Bay County), Florida 32407, on or after May 20, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Classy Cycles, Inc. are dealer operator(s): Colleen Swab, 13416 Front Beach Road, Panama City Beach, Florida 32407; principal investor(s): Colleen Swab, 13416 Front Beach Road, Panama City Beach, 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: Gene Chang, Lance Powersports, Inc., 5200 Ontario Mills Parkway, 100-B, 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.

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NOTICE OF WITHDRAWAL

Notice is hereby given that the publication of Brandon Motor Company d/b/a Countryside Mazda, as a new point for Mazda automobiles and trucks (MAZD) motorcycle franchise dealership in Pinellas County by Mazda Motor of America, Inc. d/b/a Mazda North American Operations, published in Vol. 35, No. 20, pps 2506-2507 of the Florida Administrative Weekly on May 22, 2009, has been withdrawn.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that JMSTAR Powersports, Inc., intends to allow the establishment of John T. Faulkner d/b/a Faulkner Motorsports, as a dealership for the sale of motorcycles manufactured by Shanghai Honling Motorcycle Co. Ltd. (HONL) at 4237 US Highway 19, New Port Richey (Pasco County), Florida 34652, on or after May 19, 2009.

The name and address of the dealer operator(s) and principal investor(s) of John T. Faulkner d/b/a Faulkner Motorsports are dealer operator(s): John T. Faulkner, 4237 US Highway 19, New Port Richey, Florida 34652; principal investor(s): John T. Faulkner, 4237 US Highway 19, New Port Richey, Florida 34652.

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 John T. Faulkner d/b/a Faulkner Motorsports, as a dealership for the sale of motorcycles manufactured by Shanghai JMSTAR Motorcycle Co. Ltd. (JMST) at 4237 US Highway 19, New Port Richey (Pasco County), Florida 34652, on or after May 19, 2009.

The name and address of the dealer operator(s) and principal investor(s) of John T. Faulkner d/b/a Faulkner Motorsports are dealer operator(s): John T. Faulkner, 4237 US Highway 19, New Port Richey, Florida 34652; principal investor(s): John T. Faulkner, 4237 US Highway 19, New Port Richey, Florida 34652.

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 John T. Faulkner d/b/a Faulkner Motorsports, as a dealership for the sale of motorcycles manufactured by Zhejiang Xingyue Vehicle Co. Ltd. (ZXYV) at 4237 US Highway 19, New Port Richey (Pasco County), Florida 34652, on or after May 19, 2009.

The name and address of the dealer operator(s) and principal investor(s) of John T. Faulkner d/b/a Faulkner Motorsports are dealer operator(s): John T. Faulkner, 4237 US Highway 19, New Port Richey, Florida 34652; principal investor(s): John T. Faulkner, 4237 US Highway 19, New Port Richey, Florida 34652.

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.

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#### Notice of Publication for a New Point

##### Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Garverick Group, Inc., intends to allow the establishment of Jealse Scooters, Inc., as a dealership for the sale of motorcycles manufactured by Benzhou Vehicle Industry Group Co. Ltd. (SHWI) at 572 East Osceola Parkway, Kissimmee (Osceola County), Florida 34744, on or after May 21, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Jealse Scooters, Inc. are dealer operator(s): Fabio Alzate, 1575 Carey Glenn Circle, Orlando, Florida 32824; principal investor(s): Fabio Alzate, 1575 Carey Glenn Circle, Orlando, Florida 32824.

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: Tyler Garverick, President, Garverick Group, Inc., 8930 Western Way, Suite 5, Jacksonville, Florida 32256.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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#### Notice of Publication for a New Point

##### Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that JMSTAR Powersports, Inc., intends to allow the establishment of Motor Sports of North America, LLLP, as a dealership for the sale of motorcycles manufactured by Shanghai Honling Motorcycle Co. Ltd. (HONL) at 7441 US Highway 301 South, Suite 102, Riverview (Hillsborough County), Florida 33569, on or after May 22, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Motor Sports of North America, LLLP are dealer operator(s): Richard Hannam, Post Office Box 17072, Tampa, Florida 33682; principal investor(s): Richard Hannam, 7441 US Highway 301 South, Suite 102, Riverview, Florida 33569 and Mary Jo Castro, 7441 US Highway 301 South, Suite 102, Tampa, Florida 33569.

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.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that JMSTAR Powersports, Inc., intends to allow the establishment of Motor Sports of North America, LLLP, as a dealership for the sale of motorcycles manufactured by Shanghai JMSTAR Motorcycle Co. Ltd. (JMST) at 7441 US Highway 301 South, Suite 102, Riverview (Hillsborough County), Florida 33569, on or after May 22, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Motor Sports of North America, LLLP are dealer operator(s): Richard Hannam, Post Office Box 17072, Tampa, Florida 33682; principal investor(s): Richard Hannam, 7441 US Highway 301 South, Suite 102, Riverview, Florida 33569 and Mary Jo Castro, 7441 US Highway 301 South, Suite 102, Tampa, Florida 33569.

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.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that JMSTAR Powersports, Inc., intends to allow the establishment of Motor Sports of North America, LLLP, as a dealership for the sale of motorcycles manufactured by Zhejiang Xingyue Vehicle Co. Ltd. (ZXYV) at 7441 US Highway 301 South, Suite 102, Riverview (Hillsborough County), Florida 33569, on or after May 22, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Motor Sports of North America, LLLP are dealer operator(s): Richard Hannam, Post Office Box 17072, Tampa, Florida 33682; principal investor(s): Richard Hannam, Post Office Box 17072, Tampa, Florida 33682 and Mary Jo Castro, Post Office Box 17072, Tampa, Florida 33682.

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.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of Less  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Carter Brothers Manufacturing Co., Inc., intends to allow the establishment of Scooter Superstore of America, Inc., as a dealership for the sale of motorcycles manufactured by Sanyang Industry Co. Ltd. (SANY) at 2600 Highway 1 South, St. Augustine (St. Johns County), Florida 32086, on or after May 22, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Scooter Superstore of America, Inc. are dealer operator(s): Peter Warrick, 4360 Peters Road, Fort Lauderdale, Florida 33317; principal investor(s): Peter Warrick, 4360 Peters Road, Fort Lauderdale, Florida 33317.

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 US Highway 231 South, 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.

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#### Notice of Publication for a New Point

##### Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Lance Powersports, Inc., intends to allow the establishment of Soho Moto Group, LLC, as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 401 South Howard Avenue, Tampa (Hillsborough County), Florida 33606, on or after May 15, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Soho Moto Group, LLC are dealer operator(s): Thomas A. Anderson, 401 South Howard Avenue, Tampa, Florida 33606; principal investor(s): Thomas A. Anderson, 401 South Howard Avenue, Tampa, Florida 33606.

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, 100-B, 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.

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#### Notice of Publication for a New Point

##### Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Red Streak Scooters, LLC, intends to allow the establishment of Steve's Cycles, Inc., as a dealership for the sale of motorcycles manufactured by Shanghai Shenke Motorcycle Co. Ltd. (SHEN) at 1045 West King Street, Cocoa (Brevard County), Florida 32922, on or after May 13, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Steve's Cycles, Inc. are dealer operator(s): Steve Foley, 1045 West King Street, Cocoa, Florida 32922; principal investor(s): Steve Foley, 1045 West King Street, Cocoa, Florida 32922.

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: Beverly Fox, President, Red Streak Scooters, LLC, 427 Dougherty Boulevard, Inwood, New York 11096.

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 Red Streak Scooters, LLC, intends to allow the establishment of Steve's Cycles, Inc., as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 1045 West King Street, Cocoa (Brevard County), Florida 32922, on or after May 13, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Steve's Cycles, Inc. are dealer operator(s): Steve Foley, 1045 West King Street, Cocoa, Florida 32922; principal investor(s): Steve Foley, 1045 West King Street, Cocoa, Florida 32922.

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: Beverly Fox, President, Red Streak Scooters, LLC, 427 Doughty Boulevard, Inwood, New York 11096.

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 Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of H Long Investments Corp. d/b/a Tropical Scooters of Vero, as a dealership for the sale of motorcycles manufactured by

Chongqing Hi-Bird Motorcycle Industry Co. Ltd. (HIBR) at 4901 North US Highway 1, Unit J, Vero Beach (Indian River County), Florida 32967, on or after June 20, 2009.

The name and address of the dealer operator(s) and principal investor(s) of H Long Investments Corp. d/b/a Tropical Scooters of Vero are dealer operator(s): Heidi Long, 1013 Rose Arbor Drive, Sebastian, Florida 32958; principal investor(s): Heidi Long, 1013 Rose Arbor Drive, Sebastian, Florida 32958.

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.

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A copy of such petition or complaint must also be sent by U.S. Mail to: Dan Vogel, Snyder Computer Systems, Inc. d/b/a Wildfire Motors, 11 Technology Way, Steubenville, Ohio 43952.

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 Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of H Long Investments Corp. d/b/a Tropical Scooters of Vero, as a dealership for the sale of motorcycles manufactured by Zhejiang Jiajue Apollo Vehicle Manufacture Co. Ltd. (JIAJ) at 4901 North US Highway 1, Unit J, Vero Beach (Indian River County), Florida 32967, on or after June 20, 2009.

The name and address of the dealer operator(s) and principal investor(s) of H Long Investments Corp. d/b/a Tropical Scooters of Vero are dealer operator(s): Heidi Long, 1013 Rose Arbor Drive, Sebastian, Florida 32958; principal investor(s): Heidi Long, 1013 Rose Arbor Drive, Sebastian, Florida 32958.



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.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of Less  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of H Long Investments Corp. d/b/a Tropical Scooters of Vero, as a dealership for the sale of motorcycles manufactured by Kinroad Xintian Motorcycle Manufacture Co. Ltd. (KNRO) at 4901 North US Highway 1, Unit J, Vero Beach (Indian River County), Florida 32967, on or after June 20, 2009.

The name and address of the dealer operator(s) and principal investor(s) of H Long Investments Corp. d/b/a Tropical Scooters of Vero are dealer operator(s): Heidi Long, 1013 Rose Arbor Drive, Sebastian, Florida 32958; principal investor(s): Heidi Long, 1013 Rose Arbor Drive, Sebastian, Florida 32958.

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.

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Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of Less  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of H Long Investments Corp. d/b/a Tropical Scooters of Vero, as a dealership for the sale of motorcycles manufactured by Zhejiang Summit Huawin Motorcycle Co. Ltd. (POPC) at 4901 North US Highway 1, Unit J, Vero Beach (Indian River County), Florida 32967, on or after June 20, 2009.

The name and address of the dealer operator(s) and principal investor(s) of H Long Investments Corp. d/b/a Tropical Scooters of Vero are dealer operator(s): Heidi Long, 1013 Rose Arbor Drive, Sebastian, Florida 32958; principal investor(s): Heidi Long, 1013 Rose Arbor Drive, Sebastian, Florida 32958.

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.

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If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving

the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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Franchise Motor Vehicle Dealer in a County of Less  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of H Long Investments Corp. d/b/a Tropical Scooters of Vero, as a dealership for the sale of motorcycles manufactured by China Qingqi Group Co. Ltd. (QING) at 4901 North US Highway 1, Unit J, Vero Beach (Indian River County), Florida 32967, on or after June 20, 2009.

The name and address of the dealer operator(s) and principal investor(s) of H Long Investments Corp. d/b/a Tropical Scooters of Vero are dealer operator(s): Heidi Long, 1013 Rose Arbor Drive, Sebastian, Florida 32958; principal investor(s): Heidi Long, 1013 Rose Arbor Drive, Sebastian, Florida 32958.

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: Dan Vogel, Snyder Computer Systems, Inc. d/b/a Wildfire Motors, 11 Technology Way, Steubenville, Ohio 43952.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of Less  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of H Long

Investments Corp. d/b/a Tropical Scooters of Vero, as a dealership for the sale of motorcycles manufactured by Taixing Sandi Motorcycle Co. Ltd. (SNDI) at 4901 North US Highway 1, Unit J, Vero Beach (Indian River County), Florida 32967, on or after June 20, 2009.

The name and address of the dealer operator(s) and principal investor(s) of H Long Investments Corp. d/b/a Tropical Scooters of Vero are dealer operator(s): Heidi Long, 1013 Rose Arbor Drive, Sebastian, Florida 32958; principal investor(s): Heidi Long, 1013 Rose Arbor Drive, Sebastian, Florida 32958.

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: Dan Vogel, Snyder Computer Systems, Inc. d/b/a Wildfire Motors, 11 Technology Way, Steubenville, Ohio 43952.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Lance Powersports, Inc., intends to allow the establishment of Tropical Scooters, LLC, as a dealership for the sale of motorcycles manufactured by Benzhou Vehicle Industry Group Co. Ltd. (SHWI) at 11610 Seminole Boulevard, Largo (Pinellas County), Florida 33778, on or after June 1, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Tropical Scooters, LLC are dealer operator(s): Michele Stanley, 11610 Seminole Boulevard, Largo, Florida 33778; principal investor(s): Michele Stanley, 11610 Seminole Boulevard, Largo, Florida 33778.

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, 100-B, 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.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of Less  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of H Long Investments Corp. d/b/a Tropical Scooters of Vero, as a dealership for the sale of motorcycles manufactured by Jiangsu Sunhou S & T Motorcycle Co. Ltd. (SNHU) at 4901 North US Highway 1, Unit J, Vero Beach (Indian River County), Florida 32967, on or after June 20, 2009.

The name and address of the dealer operator(s) and principal investor(s) of H Long Investments Corp. d/b/a Tropical Scooters of Vero are dealer operator(s): Heidi Long, 1013 Rose Arbor Drive, Sebastian, Florida 32958; principal investor(s): Heidi Long, 1013 Rose Arbor Drive, Sebastian, Florida 32958.

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: Dan Vogel, Snyder Computer Systems, Inc. d/b/a Wildfire Motors, 11 Technology Way, Steubenville, Ohio 43952.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Lance Powersports, Inc., intends to allow the establishment of Tropical Scooters, LLC, as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 11610 Seminole Boulevard, Largo (Pinellas County), Florida 33778, on or after June 1, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Tropical Scooters, LLC are dealer operator(s): Michele Stanley, 11610 Seminole Boulevard, Largo, Florida 33778; principal investor(s): Michele Stanley, 11610 Seminole Boulevard, Largo, Florida 33778.

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, 100-B, 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 Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of H Long Investments Corp. d/b/a Tropical Scooters of Vero, as a dealership for the sale of motorcycles manufactured by Zhejiang Leike Machinery Co. Ltd. (ZLMI) at 4901 North US Highway 1, Unit J, Vero Beach (Indian River County), Florida 32967, on or after June 20, 2009.

The name and address of the dealer operator(s) and principal investor(s) of H Long Investments Corp. d/b/a Tropical Scooters of Vero are dealer operator(s): Heidi Long, 1013 Rose Arbor Drive, Sebastian, Florida 32958; principal investor(s): Heidi Long, 1013 Rose Arbor Drive, Sebastian, Florida 32958.

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: Dan Vogel, Snyder Computer Systems, Inc. d/b/a Wildfire Motors, 11 Technology Way, Steubenville, Ohio 43952.

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 Tropical Scooters, LLC, as a dealership for the sale of

Zongshen motorcycles (ZONG) at 11610 Seminole Boulevard, Largo (Pinellas County), Florida 33778, on or after May 19, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Tropical Scooters, LLC are dealer operator(s): Mark W. Starkey, 11610 Seminole Boulevard, Largo, Florida 33778; principal investor(s): Mark W. Starkey, 11610 Seminole Boulevard, Largo, Florida 33778.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Patricia Fornes, 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.

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

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

**AGENCY FOR HEALTH CARE ADMINISTRATION**

The Agency for Health Care Administration has received an application for an emergency service exemption from Martin Memorial Medical Center, located at 200 S.E. Hospital Avenue, Stuart, FL 34994, pursuant to Section 395.1041(3), Florida Statutes and Rule 59A-3.255, Florida Administrative Code. The hospital is requesting an emergency service exemption for oral maxillo-facial surgery services. Comments received within 15 days of publication will be considered by the Agency prior to making a determination of exemption status.

Additional information may be obtained by writing: Agency for Health Care Administration, Attention: Teresa Wooten, 2727 Mahan Drive, MS #31, Tallahassee, FL 32308, by phone: (850)414-6942, by e-mail: wootent@ahca.myflorida.com.

The Agency for Health Care Administration has received an application for an emergency service exemption from Martin Memorial Hospital South, located at 2100 S. E. Salerno Road, Stuart, FL 34997, pursuant to Section 395.1041(3), Florida Statutes and Rule 59A-3.255, Florida Administrative Code. The hospital is requesting an emergency service exemption for oral maxillo-facial surgery services. Comments received within 15 days of publication will be considered by the Agency prior to making a determination of exemption status.

Additional information may be obtained by writing: Agency for Health Care Administration, Attention: Teresa Wooten, 2727 Mahan Drive, MS #31, Tallahassee, FL 32308, by phone: (850)414-6942, by e-mail: wootent@ahca.myflorida.com.

NOTICE OF BATCHED APPLICATION RECEIPT  
AND NOTICE OF TENTATIVE PUBLIC HEARINGS

The Agency for Health Care Administration has received and accepted the following Certificate of Need applications for review in the batched Other Beds and Programs review cycle with an application due date of May 20, 2009.

- County: Marion District: 3  
CON # 10050  
Facility/Project: Estelle's House  
Applicant: Hospice of Marion County, Inc.  
Project Description: Establish a five-bed freestanding inpatient hospice facility
- County: Marion District: 3  
CON # 10051  
Facility/Project: Legacy House  
Applicant: Hospice of Marion County, Inc.  
Project Description: Establish a nine-bed freestanding inpatient hospice facility
- County: Marion District: 3  
CON # 10052  
Facility/Project: Sylvia's House  
Applicant: Hospice of Marion County, Inc.  
Project Description: Establish a five-bed freestanding inpatient hospice facility
- County: Marion District: 3  
CON # 10053  
Facility/Project: Tuscany House  
Applicant: Hospice of Marion County, Inc.  
Project Description: Establish a nine-bed freestanding inpatient hospice facility
- County: Palm Beach District: 9  
CON # 10054  
Facility/Project: Saint Mary's Medical Center

- Applicant: Tenet St. Mary's, Inc.  
Project Description: Establish a pediatric cardiac catheterization program  
County: Palm Beach District: 9  
CON # 10055  
Facility/Project: Saint Mary's Medical Center  
Applicant: Tenet St. Mary's, Inc.  
Project Description: Establish a pediatric open heart surgery program  
County: Broward District: 10  
CON # 10056  
Facility/Project: Wilton Manors Health & Rehabilitation Center  
Applicant: Palm Court NH, LLC.  
Project Description: Addition of 29 community nursing home beds through the delicensure of 29 beds at Mercy Manor North  
County: Miami-Dade District: 11  
CON # 10057  
Facility/Project: University Plaza Rehabilitation and Nursing Center, Inc.  
Applicant: University Plaza Rehabilitation and Nursing Center, Inc.  
Project Description: Establish a new 148-bed community nursing home through the delicensure of same number of beds  
Also, IF REQUESTED, tentative public hearings have been scheduled as follows:  
PROPOSAL: District 3 – CON #10050  
DATE AND TIME: Wednesday, July 1, 2009, 9:00 a.m. – 10:30 a.m.  
PLACE: WellFlorida Council  
1785 N. W. 80th Boulevard  
Gainesville, FL 32606
- PROPOSAL: District 3 – CON #10051  
DATE AND TIME: Wednesday, July 1, 2009, 11:00 a.m. – 12:30 p.m.  
PLACE: WellFlorida Council  
1785 N. W. 80th Boulevard  
Gainesville, FL 32606
- PROPOSAL: District 3 – CON #10052  
DATE AND TIME: Wednesday, July 1, 2009, 1:00 p.m. – 2:30 p.m.  
PLACE: WellFlorida Council  
1785 N. W. 80th Boulevard  
Gainesville, FL 32606
- PROPOSAL: District 3 – CON #10053  
DATE AND TIME: Wednesday, July 1, 2009, 3:00 p.m. – 4:30 p.m.  
PLACE: WellFlorida Council  
1785 N. W. 80th Boulevard  
Gainesville, FL 32606
- PROPOSAL: District 9 – CON #10054

DATE AND TIME: Monday, June 29, 2009, 1:00 p.m. – 2:30 p.m.

PLACE: Treasure Coast Health Council, Inc.  
600 Sand Tree Drive, Suite 101  
Palm Beach Gardens, FL 33403

PROPOSAL: District 9 – CON #10055

DATE AND TIME: Monday, June 29, 2009, 2:30 p.m. – 4:00 p.m.

PLACE: Treasure Coast Health Council, Inc.  
600 Sand Tree Drive, Suite 101  
Palm Beach Gardens, FL 33403

PROPOSAL: District 10

DATE AND TIME: Tuesday, June 30, 2009, 10:00 a.m. – 12:00 Noon

PLACE: Broward Regional Health Planning Council, Inc.  
915 Middle River Drive  
Conference Room 115  
Fort Lauderdale, FL 33304

PROPOSAL: District 11

DATE AND TIME: Monday, June 29, 2009, 10:00 a.m. – 12:00 Noon

PLACE: Health Council of South Florida, Inc.  
8095 N. W. 12th Street, Suite 300  
Miami, FL 33126

Public hearing requests must be in writing and be received at: Agency for Health Care Administration, CON Office, 2727 Mahan Drive, Mail Stop 28, Tallahassee, Florida 32308, Attention: James B. McLemore, by 5:00 p.m., June 19, 2009. In lieu of requesting and attending a public hearing, written comments submitted to the agency relative to the merits of these applications will become part of the official project application file. Pursuant to subsection 59C-1.010(3), F.A.C., written comments must be received by June 24, 2009.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**NOTICE OF AVAILABILITY**

**FLORIDA CATEGORICAL EXCLUSION NOTIFICATION  
City of Mascotte**

The Florida Department of Environmental Protection has determined that the City of Mascotte's project to construct a 500,000 gallon ground storage tank and associated piping, install two new high service pumps and replace the auxiliary power generator at the Knight Street Water Treatment Plant will not adversely affect the environment. The total cost of the

project is estimated to be \$1,530,000. The project may qualify for a Drinking Water State Revolving Fund loan composed of federal funds and state funds.

A full copy of the Florida Categorical Exclusion Notification can be obtained by writing: Gregg Caro, Department of Environmental Protection, Bureau of Water Facilities Funding, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400 or calling (850)245-8546.

**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://www.dep.state.fl.us/secretary/oip/state\\_clearinghouse/](http://www.dep.state.fl.us/secretary/oip/state_clearinghouse/). For information, call (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

**DEPARTMENT OF HEALTH**

On May 22, 2009, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Joseph Marie Gustin Charlot, R.N., a.k.a. Marie Gustin Charlot-Joseph, R.N license #RN 2232142. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On May 22, 2009, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Rebecca Virginia Hanlon, R.N. license #RN 2811542. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On May 22, 2009, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Dominique Gabriella Quiles, R.N. license #RN 9236952. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The State Surgeon

General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On May 22, 2009, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Kathi Stone, R.N. license #2830272. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On May 20, 2009, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Loretta Brown Youngblood, C.N.A. license #CNA 132949. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of the Posting of Intended Awards for Emergency Medical Services General Matching Grants (75% Grants)

AGENCY: Florida Department of Health, Bureau of Emergency Medical Services

GRANT TITLE: Florida Emergency Medical Services Matching Grant Program

The list of intended grant recipients and those not intended for awards is posted outside of Conference Room 315P, Third Floor, State Office Building, 4025 Esplanade Way, Tallahassee, Florida 32311-7829 beginning on June 5, 2009, 8:00 a.m. and also will be posted on the Internet at <http://www.fl-ems.com/Grants/Grants.html>, beginning on June 5, 2009.

The list also will be provided by mail, e-mail, or facsimile (fax) by making a request directed to: State EMS Matching Grants, Bureau of Emergency Medical Services, Department of Health, 4052 Bald Cypress Way, Bin #C18, Tallahassee, Florida 32399-1738, (850)245-4440, ext. 2734, Fax (850)245-4378 or e-mail: Alan\_VanLewen@doh.state.fl.us. Any entity whose substantial interests have been affected by this decision may file a petition for an administrative hearing as provided in Sections 120.569 and 120.57, F.S.

The petition must be in writing and conform to the requirements of Rule 28-106.201 or 28-106.301, F.A.C., as applicable.

Mediation pursuant to Section 120.573, F.S., is not available for this action. A written petition must be filed within twenty-one (21) days of the date of award posting. The term "filed" means received by: Agency Clerk, Department of Health, 4052 Bald Cypress Way, Bin #A02, Tallahassee, FL 32399-1703. Written petitions may be hand-delivered to: Agency Clerk, 2585 Merchants Row Blvd., Prather Building, Suite 110, Tallahassee, FL. Failure to file a written petition within 21 days of posting constitutes a waiver of hearing rights. If you have any questions regarding the procedure, contact an attorney.

Notice of the Posting of Intended Awards for Rural

Emergency Medical Services Matching Grants (90% Grants)  
AGENCY: Florida Department of Health, Bureau of Emergency Medical Services

GRANT TITLE: Florida Emergency Medical Services Rural Matching Grant Program

The list of intended grant recipients and those not intended for awards is posted outside of Conference Room 315P, Third Floor, State Office Building, 4025 Esplanade Way, Tallahassee, Florida 32311-7829 on June 5, 2009, 8:00 a.m. and will be posted on the Internet at <http://www.fl-ems.com/Grants/Grants.html>, on June 5, 2009.

The list also will be provided by mail, e-mail, or facsimile (fax) by making a request directed to: State EMS Matching Grant Administrator, Bureau of Emergency Medical Services, Department of Health, 4052 Bald Cypress Way, Bin #C18, Tallahassee, Florida 32399-1738, (850)245-4440, ext. 2734, Fax (850)245-4378, or e-mail: Alan\_VanLewen@doh.state.fl.us. Any entity whose substantial interests have been affected by this decision may file a petition for an administrative hearing as provided in Sections 120.569 and 120.57, F.S.

The petition must be in writing and conform to the requirements of Rule 28-106.201 or 28-106.301, F.A.C., as applicable.

Mediation pursuant to Section 120.573, F.S., is not available for this action. A written petition must be filed within twenty-one (21) days of the date of award posting. The term "filed" means received by: Agency Clerk, Department of Health, 4052 Bald Cypress Way, Bin #A02, Tallahassee, FL 32399-1703. Written petitions may be hand-delivered to: Agency Clerk, 2585 Merchants Row Blvd., Prather Building, Suite 110, Tallahassee, FL. Failure to file a written petition within 21 days of posting constitutes a waiver of hearing rights. If you have any questions regarding the procedure, contact an attorney.

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

Solicitations of Applications for Challenge Grants  
To Lead Agencies for Homeless Assistance

Pursuant to Section 420.622 Florida Statutes, the Department of Children and Families through the State Office on Homelessness, hereby solicits applications for Challenge Grants to lead agencies for homeless assistance continuums of care designated by the State Office on Homelessness. A lead agency may be a local homeless coalition, municipal or county government, or other public agency, or a private not for profit corporation. Such grants may be up to \$150,000 per lead agency.

To qualify for the grant, a lead agency must develop and implement a local homeless assistance continuum of care plan for its designated catchment area.

Preference will be given to those lead agencies that have demonstrated the ability of their continuum of care to provide quality services to homeless persons and the ability to leverage federal homeless assistance under the Stewart B. McKinney Act and private funding for the provision of services to homeless persons. Preference will also be given to lead agencies in catchment areas with the greatest need for the provision of housing and services to the homeless, relative to the population of the catchment area.

Lead agencies wishing to apply for such Challenge grants may request an application package from:

Office on Homelessness  
1317 Winewood Boulevard  
Tallahassee, FL 32399-0700  
(850)922-4691

The deadline for submission of applications to the Office on Homelessness shall be 3:00 p.m. (EDT), July 10, 2009.

Solicitations of Applications for Homeless Housing Assistance  
Grants To Lead Agencies for Homeless Assistance

Pursuant to Section 420.622, Florida Statutes, the Department of Children and Families, through the State Office on Homelessness, hereby solicits applications for homeless housing assistance grants to lead agencies for homeless assistance continuums of care designated by the State Office on Homelessness. A lead agency may be a local homeless coalition, municipal, or county government, or other public agency, or a private not-for-profit corporation. Such grants may be up to \$750,000 per project, with no more than two grants awarded annually in any given continuum of care catchment area.

To qualify for the grant, a lead agency must develop and implement a local homeless assistance continuum of care plan for its designated catchment area.

Preference will be given to those lead agencies that build or rehabilitate the greatest number of units and who leverage additional private and public funds, particularly federal funds designated for construction and rehabilitation of transitional, or permanent housing for homeless persons. Preference will also be given to lead agencies in catchment areas with the greatest need for the provision of housing to the homeless, relative to the population of the catchment area.

Lead agencies wishing to apply for such homeless housing assistance grants may request an application package from:

Office on Homelessness  
1317 Winewood Boulevard  
Tallahassee, FL 32399-0700  
Phone: (850)922-4691

The deadline for submission of applications to the Office on Homelessness shall be 3:00 p.m. (EDT), July 10, 2009.

**DEPARTMENT OF FINANCIAL SERVICES**

NOTICE TO ALL POLICYHOLDERS, CREDITORS  
AND CLAIMANTS HAVING BUSINESS  
WITH MD MEDICARE CHOICE, INC.  
IN THE CIRCUIT COURT OF THE SECOND JUDICIAL  
CIRCUIT, IN AND FOR LEON COUNTY, FLORIDA  
CASE NO.: 2008-3191

In Re: The Receivership of MD MEDICARE CHOICE, INC.,  
a Florida Health Maintenance Organization.

NOTICE TO ALL POLICYHOLDERS, CREDITORS, AND  
CLAIMANTS HAVING BUSINESS WITH MD MEDICARE  
CHOICE, INC.

You are hereby notified that by order of the Circuit Court of the Second Judicial Circuit, in and for Leon County, Florida, entered the 29th day of September, 2008, the Department of Financial Services of the State of Florida was appointed as Receiver of MD MEDICARE CHOICE, INC., effective at 11:59 p.m., September 30, 2008, and was ordered to liquidate the assets located in Florida of said company.

Policyholders, claimants, creditors, and other persons in this State having claims against the assets of MD MEDICARE CHOICE, INC., shall present such claims to the Receiver on or before 11:59 p.m., Wednesday, September 30, 2009, or such claims shall be forever barred.

Requests for forms for the presentation of such claims and inquiries concerning this Receivership should be addressed to: The Division of Rehabilitation and Liquidation of the Florida Department of Financial Services, Receiver for MD MEDICARE CHOICE, INC., Post Office Box 110, Tallahassee, Florida 32302-0110. Additional information may be found at: [www.floridainsurancereceiver.org](http://www.floridainsurancereceiver.org).



**Section XIII**  
**Index to Rules Filed During Preceding Week**

RULES FILED BETWEEN May 18, 2009  
 and May 22, 2009

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
6C7-4.034	5/19/09	6/8/09	Newspaper	
6C7-6.007	5/20/09	6/9/09	Newspaper	
6C7-6.0072	5/20/09	6/9/09	Newspaper	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**DEPARTMENT OF EDUCATION**

**University of Central Florida**

6C7-1.011	5/19/09	6/8/09	Newspaper	
6C7-1.014	5/19/09	6/8/09	Newspaper	
6C7-1.017	5/19/09	6/8/09	Newspaper	
6C7-2.001	5/19/09	6/8/09	Newspaper	
6C7-2.002	5/19/09	6/8/09	Newspaper	
6C7-2.003	5/19/09	6/8/09	Newspaper	
6C7-2.0031	5/19/09	6/8/09	Newspaper	
6C7-2.004	5/19/09	6/8/09	Newspaper	
6C7-2.006	5/19/09	6/8/09	Newspaper	
6C7-2.008	5/19/09	6/8/09	Newspaper	
6C7-2.009	5/19/09	6/8/09	Newspaper	
6C7-2.010	5/19/09	6/8/09	Newspaper	
6C7-2.0121	5/19/09	6/8/09	Newspaper	
6C7-2.017	5/19/09	6/8/09	Newspaper	
6C7-2.018	5/19/09	6/8/09	Newspaper	
6C7-2.023	5/19/09	6/8/09	Newspaper	
6C7-2.027	5/19/09	6/8/09	Newspaper	
6C7-2.0271	5/19/09	6/8/09	Newspaper	
6C7-2.029	5/19/09	6/8/09	Newspaper	
6C7-2.031	5/19/09	6/8/09	Newspaper	
6C7-4.007	5/19/09	6/8/09	Newspaper	
6C7-4.008	5/19/09	6/8/09	Newspaper	
6C7-4.010	5/19/09	6/8/09	Newspaper	
6C7-4.013	5/19/09	6/8/09	Newspaper	
6C7-4.014	5/19/09	6/8/09	Newspaper	
6C7-4.019	5/19/09	6/8/09	Newspaper	
6C7-4.022	5/19/09	6/8/09	Newspaper	
6C7-4.029	5/19/09	6/8/09	Newspaper	
6C7-4.0291	5/19/09	6/8/09	Newspaper	
6C7-4.0292	5/19/09	6/8/09	Newspaper	
6C7-4.0293	5/19/09	6/8/09	Newspaper	
6C7-4.030	5/19/09	6/8/09	Newspaper	
6C7-4.031	5/19/09	6/8/09	Newspaper	
6C7-4.033	5/19/09	6/8/09	Newspaper	

**DEPARTMENT OF CORRECTIONS**

33-602.220	5/19/09	6/8/09	35/15	
33-602.221	5/19/09	6/8/09	35/15	
33-602.222	5/19/09	6/8/09	35/15	

**WATER MANAGEMENT DISTRICTS**

**Suwannee River Water Management District**

40B-400.115	5/18/09	6/7/09	35/11	
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**DEPARTMENT OF HEALTH**

**Board of Clinical Social Work, Marriage and Family**

64B4-3.001	5/19/09	6/8/09	35/11	
64B4-3.0015	5/19/09	6/8/09	35/11	
64B4-3.0075	5/19/09	6/8/09	35/11	
64B4-3.0085	5/19/09	6/8/09	35/11	
64B4-3.009	5/19/09	6/8/09	35/11	
64B4-3.010	5/19/09	6/8/09	35/11	

**Board of Hearing Aid Specialists**

64B6-8.003	5/22/09	6/11/09	35/10	
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**Board of Nursing**

64B9-5.001	5/20/09	6/9/09	35/14	
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**Board of Pharmacy**

64B16-26.2031	5/21/09	6/10/09	34/36	34/52
64B16-26.600	5/22/09	6/11/09	33/21	35/9

**Board of Speech-Language Pathology and Audiology**

64B20-6.001	5/19/09	6/8/09	34/49	35/14
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**DEPARTMENT OF FINANCIAL SERVICES**

**Funeral and Cemetery Services**

69K-17.0035	5/20/09	6/9/09	34/43	35/16
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**Finance**

69V-560.1000	5/18/09	6/7/09	34/51	35/8
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