

## Section I

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

#### DEPARTMENT OF EDUCATION

##### State Board of Education

**RULE NO.:** 6A-20.027  
**RULE TITLE:** Rosewood Family Scholarship Fund  
**PURPOSE AND EFFECT:** The purpose of the rule development is to review the governing statute, Section 1009.55, Florida Statutes, to determine what amendments should be proposed to the existing language of Rule 6A-20.027, F.A.C. The effect will be a rule which is consistent with governing law.

**SUBJECT AREA TO BE ADDRESSED:** Requirements and eligibility relating to the Rosewood Family Scholarship.

**RULEMAKING AUTHORITY:** 1001.02(1), 1009.55(2) FS.

**LAW IMPLEMENTED:** 1009.40, 1009.55 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:** Theresa Antworth, Director, State Programs, Office of Student Financial Assistance, Department of Education, 325 West Gaines Street, Tallahassee, Florida; (850)410-5185. To request a rule development workshop, please contact: Lynn Abbott, Agency Clerk, (850)245-9661 or e-mail [lynn.abbott@fldoe.org](mailto:lynn.abbott@fldoe.org) or go to <https://app1.fldoe.org/rules/default.aspx>

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

#### DEPARTMENT OF REVENUE

**RULE NO.:** 12-22.008  
**RULE TITLE:** Warrants and Liens List

**PURPOSE AND EFFECT:** Section 10, Chapter 2010-138, and section 4, Chapter 2010-166, L.O.F., authorize the Department to publish a list of taxpayers against whom the Department has filed a warrant, notice of lien, or judgment lien certificate for taxes, surtaxes, surcharges, fees, interest, and/or penalty administered by the Department. The purpose of the creation of Rule 12-22.008, F.A.C. (Warrants and Liens List), is to provide how the Warrants and Liens List will be published, the taxpayers and the information that will be contained in the list, and how the list will be updated and maintained by the Department. When in effect, this rule establishes the procedures that will be used by the Department to prepare, publish, update, and maintain the Warrants and Liens List

containing taxpayers who have an outstanding warrant, lien, or judgment lien for taxes, interest, penalty, and/or fees administered by the Department.

**SUBJECT AREA TO BE ADDRESSED:** The subject of this rule workshop for the development of Rule 12-22.008, F.A.C. (Warrants and Liens List), is the procedures the Department will use to prepare, publish, and maintain a list of taxpayers who have an outstanding tax warrant, lien, or judgment lien as authorized by Chapters 2010-138 and 2010-166, L.O.F.

**RULEMAKING AUTHORITY:** 213.053(20) FS., s. 10, Ch. 2010-138, s. 4, Ch. 2010-166, L.O.F.

**LAW IMPLEMENTED:** 55.10, 55.202, 55.204, 95.091(1)(a), (b), 198.22, 198.33, 199.262, 201.16, 211.125(7)(a), 211.33(7)(a), 213.053(20), (21), 213.21(2), (4), 213.69, 213.731, 213.733, 220.813, 443.1316 FS., s. 10, Ch. 2010-138, s. 4, Ch. 2010-166, L.O.F.

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

**DATE AND TIME:** July 29, 2010, 10:00 a.m.

**PLACE:** Room 118, Carlton Building, 501 S. Calhoun 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: Sarah Wachman at (850)410-2651. If you are 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:** Brinton Hevey, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)488-7157

**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS PUBLISHED ON THE DEPARTMENT'S INTERNET SITE AT:** [myflorida.com/dor/rules](http://myflorida.com/dor/rules).

#### DEPARTMENT OF TRANSPORTATION

**RULE NOS.:** 14-1.020  
**RULE TITLES:** General Purpose and Application  
 14-1.021  
 Final Orders

**PURPOSE AND EFFECT:** Rule Chapter 14-1, F.A.C., is being amended to remove unnecessary language and repeal Rule 14-1.020, F.A.C.

**SUBJECT AREA TO BE ADDRESSED:** The indexing of Final Orders will be addressed.

**RULEMAKING AUTHORITY:** 344.044(2) FS.

**LAW IMPLEMENTED:** 120.53(1), (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: Deanna R. Hurt, Assistant General Counsel and Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458

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

**DEPARTMENT OF TRANSPORTATION**

RULE NOS.:	RULE TITLES:
14-51.010	Purpose
14-51.011	Definitions
14-51.012	Trailblazing Signs
14-51.013	Sign Evaluation Process
14-51.014	General Criteria
14-51.020	Supplemental Guide Signs
14-51.021	General Service Signs
14-51.030	Supplemental Guide Signs
14-51.031	General Services Signs
14-51.040	Exclusions
14-51.041	Criteria for Unincorporated Areas
14-51.042	Sign Characteristics
14-51.043	Customized Place Name Signs
14-51.051	Standards
14-51.052	Design
14-51.053	Installation
14-51.061	TODS Program Implementation
14-51.062	General Criteria for TODS on the SHS
14-51.063	TODS Location and Placement
14-51.064	Trailblazers
14-51.065	Design

PURPOSE AND EFFECT: Rule Chapter 14-51, F.A.C., is being amended to clarify sign eligibility criteria, incorporate federal changes, and restructure the chapter for better organization.

SUBJECT AREA TO BE ADDRESSED: The overall structure and clarity of the rule chapter is addressed.

RULEMAKING AUTHORITY: 316.0745, 334.044(2), 479.02(4), 479.262 FS.

LAW IMPLEMENTED: 316.03, 316.0745, 479.02(4), 479.262 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: Deanna R. Hurt, Assistant General Counsel and Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458

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

**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

RULE NO.:	RULE TITLE:
15-1.012	Delegation of Authority

PURPOSE AND EFFECT: The purpose of the proposed rule action is to amend the current rule to incorporate planning, budgeting, and other specified acts authorized by Chapter 120, F.S.

SUBJECT AREA TO BE ADDRESSED: The proposed rule action revises the current Rule 15-1.012, F.A.C., by incorporating the Executive Director’s authority to take action concerning planning and budgeting for the department, to enter into agreements with other governmental agencies, and to conduct rulemaking procedures.

RULEMAKING AUTHORITY: 322.02(6), 324.042 FS.

LAW IMPLEMENTED: 322.02(2), 324.0221, 324.051 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: July 26, 2010, 9:30 a.m.

PLACE: Department of Highway Safety and Motor Vehicles, 2900 Apalachee Parkway, Room Number A-427, Tallahassee, Florida 32399

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Douglas D. Sunshine, Assistant General Counsel, Department of Highway Safety and Motor Vehicles, Room A432, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399, dougsunshine@flhsmv.gov. If you are hearing 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: Douglas D. Sunshine, Assistant General Counsel, Department of Highway Safety and Motor Vehicles, Room A432, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399, (850)617-3131

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

## DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

### Division of Driver Licenses

RULE NO.: 15A-13.001  
 RULE TITLE: Driving Privilege Restricted to Employment Purposes Only

PURPOSE AND EFFECT: To consider early reinstatement for drivers that have four (4) or more DUI convictions and reinstating for Employment Purposes Only, for the duration of the revocation, and to give this type of driver an opportunity to drive back and forth to work and on the job while being monitored and supervised by an alcohol program.

SUBJECT AREA TO BE ADDRESSED: Requirements of eligibility for consideration of early reinstatement.

RULEMAKING AUTHORITY: 322.02(6) FS.

LAW IMPLEMENTED: 322.271(5) FS.

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

DATE AND TIME: July 27, 2010, 10:30 a.m.

PLACE: Department of Highway Safety and Motor Vehicles, 2900 Apalachee Parkway, Room A-436, Tallahassee, Florida 32399

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Eileen Bishop, Assistant Bureau Chief, Bureau of Administrative Reviews, 2900 Apalachee Parkway, Room C307, MS-81, Tallahassee, Florida 32399, eileenbishop@flhsmv.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Eileen Bishop, Assistant Bureau Chief, Bureau of Administrative Reviews, 2900 Apalachee Parkway, Room C307, MS-81, Tallahassee, Florida 32399, eileenbishop@flhsmv.gov. Telephone Number: (850)617-2607

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

## BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

## DEPARTMENT OF CORRECTIONS

RULE NO.: 33-602.101  
 RULE TITLE: Care of Inmates

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to clarify the circumstances under which staff may force hygiene and grooming standard compliance.

SUBJECT AREA TO BE ADDRESSED: Grooming Standards.

RULEMAKING AUTHORITY: 944.09, 945.215 FS.

LAW IMPLEMENTED: 944.09, 945.215 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 Jowers, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-602.101 Care of Inmates.

(1) through (4) No change.

(5) ~~The If an inmate refuses to adhere to the grooming standards after having been given an opportunity and after having been found to be in violation through the formal disciplinary process (Rules 33-601.301-.314, F.A.C.), the officer in charge or a more senior official shall direct staff to shave the inmate, or cut the inmate's hair if an inmate refuses to adhere to the grooming standards after, or take other necessary action to bring the inmate into compliance with the grooming standards after all efforts to verbally persuade the inmate to comply have failed and:-~~

(a) The inmate has been found to be in violation of Department grooming standards through the formal disciplinary process (Rules 33-601.301-.314, F.A.C.) or

(b) The inmate has been deemed by authorized medical staff to not be responsible for the non-compliance and the continuing non-compliance creates a health or welfare risk to the inmate or others.

(6) When it is necessary to use force to bring an inmate into compliance with the grooming standards ~~carry out this task~~, the use of force shall be documented pursuant to Rule 33-602.210, F.A.C.

(6) through (11) renumbered (7) through (12) No change.

Rulemaking Authority 944.09, 945.215 FS. Law Implemented 944.09, 945.215 FS. History—New 10-8-76, Amended 4-19-79, 4-24-80, 10-14-84, 1-9-85, Formerly 33-3.02, Amended 11-3-87, 10-6-88, 7-23-89, 8-27-91, 3-30-94, 11-13-95, 6-2-99, Formerly 33-3.002, Amended 11-21-00, 1-25-01, 1-19-03, 9-23-03, 3-5-06, 10-23-06, 1-18-07, 5-13-08, 6-22-10,\_\_\_\_\_.

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE NO.:                   RULE TITLE:  
40D-1.6051                   Timeframe for Providing Requested Information for Permit Applications and Denial of Incomplete Applications

PURPOSE AND EFFECT: The purpose and effect of this rulemaking is to amend the District’s current process for staff-issued notices of denial of incomplete permit applications consistent with a recent District Order delegating authorization to the Executive Director to take final action on permit applications and denials of permit applications.

SUBJECT AREA TO BE ADDRESSED: Permitting procedures.

RULEMAKING AUTHORITY: 120.54(5), 373.044, 373.113, 373.118, 373.4135, 373.4136, 373.414 FS.

LAW IMPLEMENTED: 120.54(5), 120.60, 373.084, 373.085, 373.116, 373.118, 373.119, 373.171, 373.229, 373.2295, 373.308, 373.309, 373.323, 373.413, 373.4136, 373.414, 373.416, 373.418, 373.426 FS.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The Southwest Florida Water Management District, Human Resources Director, 2379 Broad Street, Brooksville, Florida 34604-6899; telephone (352)796-7211, ext. 4702 or 1(800)423-1476 (FL only), ext. 4702; TDD (FL only) 1(800)231-6103; or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Barbara Martinez, Sr. Administrative Assistant, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4660 (OGC#2010028)

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

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE NOS.:                   RULE TITLES:  
40D-1.607                   Permit Processing Fee  
40D-1.659                   Forms and Instructions

PURPOSE AND EFFECT: The purpose and effect of amendments to Rule 40D-1.607, F.A.C., are to clarify that semi-impervious surfaces will continue to be included with impervious surfaces in the calculation of project area, which area is used to determine the required processing fee for an environmental resource permit. The purpose and effect of amendments to Rule 40D-1.659, F.A.C., are to include in the listing of all District-adopted forms a revised State of Florida Permit Application to Construct, Repair, Modify or Abandon a Well, Form No. LEG-R.040.01 (6/10), a revised Well Construction Completion Report, Form No. LEG-R.005.02 (6/10), and a revised Joint Application for Environmental Resource Permit/Authorization to Use State Owned Submerged Lands/Federal Dredge and Fill Permit, Form No. 547.27/ERP (6/10).

SUBJECT AREA TO BE ADDRESSED: Environmental Resource Permitting and Well Construction Permitting.

RULEMAKING AUTHORITY: 373.044, 373.113, 373.149, 373.171, 373.337 FS.

LAW IMPLEMENTED: 373.0831(3), 373.109, 373.116, 373.196(1), 373.1961(3), 373.206, 373.207, 373.209, 373.216, 373.219, 373.229, 373.239, 373.306, 373.308, 373.309, 373.313, 373.323, 373.324, 373.413, 373.414, 373.416, 373.419, 373.421, 668.50 FS.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The Southwest Florida Water Management District, Human Resources Director, 2379 Broad Street, Brooksville, Florida 34604-6899; telephone (352)796-7211, ext. 4702 or 1(800)423-1476 (FL only), ext. 4702; TDD (FL only) 1(800)231-6103; or email to ADACoordinator@

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Barbara Martinez, Sr. Administrative Assistant, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4660 (OGC#2010041)

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

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE NOS.:	RULE TITLES:
40D-3.101	Content of Application
40D-3.411	Well Completion Report

PURPOSE AND EFFECT: The purpose of this rulemaking is to adopt and incorporate by reference a revised State of Florida Permit Application to Construct, Repair, Modify or Abandon a Well, Form No. LEG-R.040.01 (6/10) and a revised Well Completion Report, Form No. LEG-R.005.02 (6/10). The effect will be to make the District-adopted forms identical to revised forms proposed for statewide use by the Department of Environmental Protection.

SUBJECT AREA TO BE ADDRESSED: Water Well Construction.

RULEMAKING AUTHORITY: 373.044, 373.113, 373.149, 373.171, 373.309, 373.337 FS.

LAW IMPLEMENTED: 373.109, 373.308, 373.309, 373.313, 373.316 FS.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The Southwest Florida Water Management District, Human Resources Director, 2379 Broad Street, Brooksville, Florida 34604-6899; telephone (352)796-7211, ext. 4702 or 1(800)423-1476 (FL only), ext. 4702; TDD (FL only) 1(800)231-6103; or email to: ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Barbara

Martinez, Sr. Administrative Assistant, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4660 (OGC#2010016)

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

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE NOS.:	RULE TITLES:
40D-4.051	Exemptions
40D-4.091	Publications, Forms and Agreements Incorporated by Reference
40D-4.101	Content of Application

PURPOSE AND EFFECT: The purpose of this rulemaking is to add the term, “semi-impervious” to the environmental resource permit rules and portions of the Environmental Resource Permitting Manual Part B, Basis of Review, which set forth permitting exemptions, limitations or requirements that are based upon the amount of impervious surface proposed for a project. The effect will be to clarify that semi-impervious material is to be included in requirements relating to impervious material. Historically, impervious and semi-impervious materials have been treated the same in District rules. However, recent rulemaking involving adoption of a separate definition of “semi-impervious” made the continued inclusion of semi-impervious materials in calculations relating to impervious material unclear.

SUBJECT AREA TO BE ADDRESSED: Environmental resource permitting.

RULEMAKING AUTHORITY: 373.044, 373.046, 373.113, 373.149, 373.171, 373.414, 373.414(9) FS.

LAW IMPLEMENTED: 373.0361, 373.042, 373.079(4)(a), 373.083(5), 373.114, 373.171, 373.403, 373.406, 373.413, 373.4135, 373.4136, 373.414, 373.4144, 373.416, 373.429, 373.441 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.

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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 (OGC#2010041)

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

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE NO.: 40D-40.301  
 RULE TITLE: Conditions for Issuance of General Permits for Minor Surface Water Management Systems

PURPOSE AND EFFECT: The purpose of this rulemaking is to add the term, "semi-impervious" to the conditions for issuance of general environmental resource permits that are based upon the amount of impervious material proposed for a project. The effect will be to clarify that any such provisions concerning impervious surfaces are intended to include semi-impervious material. Historically, impervious and semi-impervious materials have been treated the same in District rules. However, recent rulemaking that included adoption of a separate definition of "semi-impervious" made the continued inclusion of semi-impervious materials in these rule provisions unclear.

SUBJECT AREA TO BE ADDRESSED: Environmental resource permitting.

RULEMAKING AUTHORITY: 373.044, 373.113, 373.118 FS.

LAW IMPLEMENTED: 373.118, 373.413, 373.414, 373.416 373.427 FS.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The Southwest Florida Water Management District, Human Resources Director, 2379 Broad Street, Brooksville, Florida 34604-6899; telephone (352)796-7211, ext. 4702 or 1(800)423-1476 (FL only), ext. 4702; TDD (FL only) 1(800)231-6103; or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Barbara Martinez, Sr. Administrative Assistant, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4660 (OGC#2010041)

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

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Health Facility and Agency Licensing**

RULE NO.: 59A-3.2085  
 RULE TITLE: Department and Services

PURPOSE AND EFFECT: Agency proposes to revise Rule 59A-3.2085, Florida Administrative Code, to establish licensure standards for burn units in Florida hospitals.

SUBJECT AREA TO BE ADDRESSED: The rules will establish standards to govern the licensure and operation of burn units in Florida hospitals.

RULEMAKING AUTHORITY: 408.0361 FS.

LAW IMPLEMENTED: 408.0361 FS.

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

DATE AND TIME: July 29, 2010, 1:30 p.m.

PLACE: 2727 Mahan Drive, Building 3, Conference Room B, Tallahassee, FL 32308

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kaylyn Boles, Bureau of Health Facility Regulation at Kaylyn.Boles@ahca.myflorida.com or at (850)412-4339

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

**DEPARTMENT OF MANAGEMENT SERVICES**

**Technology Program**

RULE NO.: 60FF-5.003  
 RULE TITLE: State Grant Programs

PURPOSE AND EFFECT: The Board proposes the rule amendment to delete unnecessary language and to add new language to clarify E911 State grant program.

SUBJECT AREA TO BE ADDRESSED: State grant programs.

RULEMAKING AUTHORITY: 365.172(6)(a)11. FS.

LAW IMPLEMENTED: 365.172(6)(a)3.b., 365.173(2)(i), 365.172(9)(a), (b), (c) 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: John C. Ford, Chair, E911 Board, 4030 Esplanade Way, Suite 160Q, Tallahassee, Florida 32399-0950

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

**DEPARTMENT OF MANAGEMENT SERVICES**

**Technology Program**

RULE NO.: 60FF-5.005                      RULE TITLE: Emergency Grants

PURPOSE AND EFFECT: The Board proposes the rule amendment to delete unnecessary language and to add new language to clarify the emergency grants program.

SUBJECT AREA TO BE ADDRESSED: Emergency grants.

RULEMAKING AUTHORITY: 365.172(6)(a)11. FS.

LAW IMPLEMENTED: 365.172(6)(a)3.b., 365.172(2)(g), 365.172(2)(i) 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: John C. Ford, Chair, E911 Board, 4030 Esplanade Way, Suite 160Q, Tallahassee, Florida 32399-0950

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

**DEPARTMENT OF MANAGEMENT SERVICES**

**Technology Program**

RULE NO.: 60FF-5.006                      RULE TITLE: Requirements for County Carry Forward Funds and Excess Funding

PURPOSE AND EFFECT: The Board proposes the rule amendment to delete unnecessary language and to add new language to clarify the requirements for county carry forward funds and excess funding.

SUBJECT AREA TO BE ADDRESSED: Requirements for county carry forward funds and excess funding.

RULEMAKING AUTHORITY: 365.172(6)(a)11. FS.

LAW IMPLEMENTED: 365.173(2)(c) 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: John C. Ford, Chair, E911 Board, 4030 Esplanade Way, Suite 160Q, Tallahassee, Florida 32399-0950

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Division of Pari-Mutuel Wagering**

RULE NOS.:	RULE TITLES:
61D-11.001	Definitions
61D-11.002	Cardroom Games
61D-11.003	Card-Play Hands
61D-11.004	Dealer Responsibilities
61D-11.005	Prohibitions
61D-11.006	Inspection of Premises, Records
61D-11.007	Cardroom Operator License
61D-11.008	Cardroom Business Occupational License
61D-11.009	Cardroom Employee Occupational License and Pari-Mutuel/Cardroom Combination License
61D-11.012	Duties of Cardroom Operators
61D-11.013	Display of Identification and Possession of Occupational Licenses
61D-11.0149	Dominoes Supervisors
61D-11.015	Chips and Tokens
61D-11.016	Card and Domino Tables
61D-11.0175	Count Rooms and Count Procedures
61D-11.018	Reporting Requirements to Determine Net Proceeds or Gross Revenues
61D-11.019	Internal Control System
61D-11.020	Drop Box and Key Control Procedures
61D-11.022	Cardroom Imprest Bank and Card Table Imprest Tray
61D-11.025	Cardroom Electronic Surveillance
61D-11.0275	Tournaments
61D-11.0279	Jackpots, Prizes, and Giveaways
61D-11.030	Cardroom Vaults

PURPOSE AND EFFECT: The purpose and effect will be to implement changes in the rules listed above to implement the newly amended provisions of Section 849.086, Florida Statutes. The amendments are the result of Senate Bill 622, which give an effective date of July 1, 2010 for Chapter 2010-170, Laws of Florida. Rules will also be updated and clarified to implement other provisions of Section 849.086, Florida Statutes.

**SUBJECT AREA TO BE ADDRESSED:** The recent amendments to Section 849.086, Florida Statutes, contained in Chapter 2010-170, Laws of Florida, will increase the operating hours of licensed cardrooms at pari-mutuel wagering facilities and significantly increase the amounts wagered on poker and dominoes conducted at those facilities. The amendments also provide for changes in licensing rules. Adjustments to these rules will be required because some provisions contained in the rules listed above are in conflict with the amended statute. A number of changes will also be required for accounting, security, and internal control issues created by the greater amount of money that will be wagered due to the amendments. The division will also consider changes in licensing rules allowed by the amendments. There is also a need to update and clarify some of the above-listed rules. Rule 61D-11.030, F.A.C., is being created and includes minimum accounting, internal control, and security requirements for cardroom vaults. **RULEMAKING AUTHORITY:** 550.0251(12), 849.086(4), (5), (6), (11) FS.

**LAW IMPLEMENTED:** 849.086 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:** July 27, 2010, 9:00 a.m. – 5:00 p.m.

**PLACE:** Hurston Building, North Tower, 400 West Robinson Street, Suite N-901, Orlando, Florida 32801-1736

Pursuant to the provisions of 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).

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Mary Polombo, Clerk, Division of Pari-Mutuel Wagering, 1940 North Monroe Street, Tallahassee, Florida 32399-1035

**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**

**Regulatory Council of Community Association Managers**

**RULE NO.:** 61E14-4.001  
**RULE TITLE:** Continuing Education Renewal Requirements

**PURPOSE AND EFFECT:** The rule amendment is proposed to require licensees who receive a license after January 1, 2010, who would otherwise be exempt from continuing education

requirements until the September 2012 biennium, to take an annual legal update course. The Rule amendment would also limit a course instructor to receiving credit only once for each course taught during two consecutive biennial renewal periods.

**SUBJECT AREA TO BE ADDRESSED:** Continuing Education Renewal Requirements.

**RULEMAKING AUTHORITY:** 455.2123, 455.2124, 468.4315(2), 468.4336, 468.4337 FS.

**LAW IMPLEMENTED:** 455.2123, 455.2124, 468.4336, 468.4337 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:** Anthony Spivey, Executive Director, Regulatory Council of Community Managers, 1940 North Monroe Street, Tallahassee, Florida 32399-0762

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

61E14-4.001 Continuing Education Renewal Requirements.

(1) through (2) No change.

(3) The 20 hours of continuing education shall be comprised of courses approved pursuant to Rule 61E14-4.003 ~~61-20.5082~~, F.A.C., in the following areas:

(a) 4 hours of legal update seminars. Licensees shall satisfactorily complete a 2-hour legal update seminar during each year of the biennial renewal period. The legal update seminars shall consist of instruction regarding changes to Chapters 455, 468, Part VIII, 617, 718, 719, 720 and 721, F.S., and other legislation, case law, Florida Administrative Code, arbitration cases, mediation cases, ethics and regulations impacting community association management. Licensees shall not be awarded continuing education credit for completing the same legal update seminar more than once even if the seminars were taken during different years.

(b) through (d) No change.

(e) 4 hours of additional instruction in any area described in paragraph (3)~~(b), (c) or (d)~~ of this rule or in any course or courses directly related to the management or administration of community associations approved pursuant to Rule 61E14-4.003, F.A.C.

(4) No licensee will receive credit, for purposes of meeting the continuing education requirement, for completing the same continuing education course more than once during two consecutive biennial renewal periods.



(5) Course instructors may receive continuing education credit hours in the amount of hours approved by the Council for licensees only once for each course taught by the instructor during two consecutive biennial renewal periods every renewal period for each approved course taught by the instructor.

(6) Anyone licensed for more than 24 months at renewal time will be required to have complied with the CE requirements set forth in subsection (1), above, prior to renewal. More than 24 months, means 24 months plus 1 day. Licensees licensed for 24 months or less at renewal time are exempt from compliance with the CE requirements set forth in subsection (1), above, until the end of the next renewal cycle. Beginning September 2010 all licensees licensed after January 1, 2010, must take the legal update courses required in paragraph (3)(a) every year, without regard to the exemption set forth in subsection (6).

~~(7) A licensee shall retain, and make available to the Department and its representatives upon request, continuing education course certificates of completion that comply with paragraph 61-6.015(4)(a), F.A.C., for three years following course completion.~~

~~(8) All licensees shall comply with all applicable provisions of subsections 61-6.015(2) and (3), F.A.C.~~

Rulemaking Specific Authority 455.2123, 455.2124, 468.4315(2), 468.4336, 468.4337 FS. Law Implemented 455.2123, 455.2124, 468.4336, 468.4337 FS. History—New 5-5-88, Amended 3-22-89, 2-5-91, 12-28-92, Formerly 7D-55.008, 61B-55.008, Amended 10-18-99, 3-13-00, 2-21-01, 7-21-03, 4-25-05, 2-28-07,\_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Construction Industry Licensing Board**

RULE NO.: 61G4-15.034  
 RULE TITLE: Certification of Cell Tower Specialty Contractors

PURPOSE AND EFFECT: The Board proposes to review the rule and modify procedures for certification of cell tower specialty contractors.

SUBJECT AREA TO BE ADDRESSED: Certification of cell tower specialty contractors.

RULEMAKING AUTHORITY: 455.213, 489.108, 489.113(6) FS.

LAW IMPLEMENTED: 489.105(3)(q), 489.113(6) 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: G. W. Harrell, Executive Director, Construction Industry Licensing Board, P. O. Box 5257, Tallahassee, Florida 32399-5257

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

RULE NO.: 61G15-32.002  
 RULE TITLE: Definitions

PURPOSE AND EFFECT: The Board proposes the rule amendment to add new language and to delete unnecessary language to clarify definitions.

SUBJECT AREA TO BE ADDRESSED: Definitions.

RULEMAKING AUTHORITY: 471.008, 471.033(2) FS.

LAW IMPLEMENTED: 471.005(7), 471.033(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: Carrie Flynn, Executive Director, Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32303-5268

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 ENVIRONMENTAL PROTECTION**

RULE NOS.:	RULE TITLES:
62-503.200	Definitions
62-503.300	General Program Information
62-503.430	Loan Agreements
62-503.500	Funds Reserved for Specific Purposes
62-503.600	Priority List Information
62-503.700	Planning, Design, Construction, and Procurement Requirements
62-503.751	Environmental Review
62-503.800	Audits Required
62-503.850	Exceptions to Program Requirements

PURPOSE AND EFFECT: Primarily to limit the Fund's overexposure and to offer greater control over the demands for funding, the proposed rule chapter incorporates a major restructuring. It has been expanded to incorporate a more

rigorous priority scoring system designed to allow only the higher priority projects to be listed for funding. The priority system will be revised and the priority score calculation will be changed. Preconstruction loans will be replaced by separate loans for planning, design, and sanitary sewer evaluation studies, and loans specifically for inflow and infiltration projects will also be available. In addition to the segment cap limit, the total amount listed on the contingency list for any one project sponsor will be limited. Procedures are being added to accommodate certain federal provisions regarding Green Project Reserve and Additional Subsidization, if they are required.

**SUBJECT AREA TO BE ADDRESSED:** The federal Water Pollution Control Act, as amended, commonly called the Clean Water Act, authorizes federal appropriations to capitalize the State Revolving Fund (SRF). Section 403.1835, F.S. establishes the Wastewater Treatment and Stormwater Management Revolving Loan Trust Fund. The SRF offers low-interest loans to fund the planning, design and construction of wastewater, stormwater and non-point source infrastructure projects. This rule sets forth the Department's program management procedures and requirements for obtaining financial assistance from the SRF.

**RULEMAKING AUTHORITY:** 403.1835(10) FS.

**LAW IMPLEMENTED:** 403.1835, 403.1837 FS.

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

**DATE AND TIME:** August 17, 2010, 10:00 a.m.

**PLACE:** Room 609, Bob Martinez Center, 2600 Blair Stone Road, 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: Gary Powell at (850)245-8383. If you are 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:** Tim Banks at (850)245-8360

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

**DEPARTMENT OF HEALTH**

**Board of Dentistry**

**RULE NO.:** 64B5-2.0135 **RULE TITLE:** Dental Hygiene Examination

**PURPOSE AND EFFECT:** The Board proposes the rule amendment to add new language to clarify grade requirements for the clinical (or practical) portion of the examination.

**SUBJECT AREA TO BE ADDRESSED:** Dental hygiene examinations.

**RULEMAKING AUTHORITY:** 456.017, 466.004(4), 466.007 FS.

**LAW IMPLEMENTED:** 456.017, 466.007, 466.009(3) 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:** Susan Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

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

**DEPARTMENT OF HEALTH**

**Board of Dentistry**

**RULE NO.:** 64B5-2.017 **RULE TITLE:** Acceptable Variance of Examiners

**PURPOSE AND EFFECT:** The Board proposes the rule amendment to delete unnecessary language.

**SUBJECT AREA TO BE ADDRESSED:** Acceptable variance of examiners.

**RULEMAKING AUTHORITY:** 466.004(3), 466.006(4)(b)5. FS.

**LAW IMPLEMENTED:** 466.006(4) FS.

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

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Susan Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3258

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

**DEPARTMENT OF HEALTH****Board of Dentistry**

RULE NO.: 64B5-12.013  
 RULE TITLE: Continuing Education Requirements  
 PURPOSE AND EFFECT: The Board proposes The rule amendment to add new language to clarify continuing education credit requirements.

SUBJECT AREA TO BE ADDRESSED: Continuing education requirements.

RULEMAKING AUTHORITY: 456.013(8), 456.031, 466.004(4), 466.0135, 466.014, 466.017(3), (4) FS.

LAW IMPLEMENTED: 456.013(8), 456.031, 466.0135, 466.014, 466.017(3), (5), 466.028(1)(i), (bb) 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: Susan Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

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

**DEPARTMENT OF HEALTH****Board of Dentistry**

RULE NO.: 64B5-16.005  
 RULE TITLE: Remediable Tasks Delegable to Dental Assistants

PURPOSE AND EFFECT: The Board proposes the rule amendment to add new language to clarify remediable tasks delegable to dental assistants.

SUBJECT AREA TO BE ADDRESSED: Remediable tasks delegable to dental assistants.

RULEMAKING AUTHORITY: 466.004(4), 466.024(3) FS.

LAW IMPLEMENTED: 466.024 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: Susan Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

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

**DEPARTMENT OF HEALTH****Board of Dentistry**

RULE NO.: 64B5-16.006  
 RULE TITLE: Remediable Tasks Delegable to a Dental Hygienist

PURPOSE AND EFFECT: The Board proposes the rule amendment to add new language to clarify remediable tasks delegable to a dental hygienist.

SUBJECT AREA TO BE ADDRESSED: Remediable tasks delegable to a dental hygienist.

RULEMAKING AUTHORITY: 466.004, 466.023, 466.024 FS.

LAW IMPLEMENTED: 466.023, 466.024 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: Susan Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

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

**DEPARTMENT OF HEALTH****Board of Dentistry**

RULE NO.: 64B5-17.002  
 RULE TITLE: Written Dental Records; Minimum Content; Retention

PURPOSE AND EFFECT: The Board proposes to review the rule to delete unnecessary language and to add new language if necessary to update the rule.

SUBJECT AREA TO BE ADDRESSED: Written dental records.

RULEMAKING AUTHORITY: 466.004(4) FS.

LAW IMPLEMENTED: 456.058, 466.028(1)(m), (o) 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: Susan

Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

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

**DEPARTMENT OF HEALTH**

**Board of Hearing Aid Specialists**

RULE NO.: 64B6-8.002  
 RULE TITLE: Qualifications for Trainees, Sponsors and Designated Hearing Aid Specialists

PURPOSE AND EFFECT: The Board proposes the rule amendment to update the application to address changes related to SB 1986.

SUBJECT AREA TO BE ADDRESSED: Qualifications for Trainees, Sponsors, and Dedicated Hearing Aid Specialists.

RULEMAKING AUTHORITY: 484.044, 484.0445 FS.

LAW IMPLEMENTED: 484.0445 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sue Foster, Executive Director, Board of Hearing Aid Specialists, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

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

**DEPARTMENT OF HEALTH**

**Board of Massage**

RULE NO.: 64B7-25.001  
 RULE TITLE: Examination Requirements

PURPOSE AND EFFECT: The purpose of this proposed rule development is to update form DH-MQA 1115, Application for Licensure to have all confidential information in one place.

SUBJECT AREA TO BE ADDRESSED: Application for Licensure.

RULEMAKING AUTHORITY: 456.013(7), 456.017(1)(c), 456.034, 480.035(7), 480.041(2), 480.042(1) FS.

LAW IMPLEMENTED: 456.013(7), 456.017(1)(c), (5), 456.034, 456.0635, 480.041, 480.042 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Anthony Jusevitch, Executive Director, Board of Massage Therapy/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

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

**DEPARTMENT OF HEALTH**

**Division of Environmental Health**

RULE NOS.:	RULE TITLES:
64E-5.1203	General Provisions
64E-5.1204	Certification Requirements for Radon Measurement Specialists and Technicians
64E-5.1205	Certification Requirements for Radon Mitigation Specialists and Technicians
64E-5.1206	Certification Requirements for Radon Measurement Businesses
64E-5.1207	Certification Requirements for Radon Mitigation Businesses

PURPOSE AND EFFECT: 1) To amend certification fee schedule in order to provide a one year delay in increase of certification fees in order to provide temporary relief for small businesses, 2) remove obsolete language for effective dates for certification fee changes that have already taken effect.

SUBJECT AREA TO BE ADDRESSED: Radon certification fee.

RULEMAKING AUTHORITY: 404.056 FS.

LAW IMPLEMENTED: 404.056 FS.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Val Grant, Florida Department of Health, Bureau of Community Environmental Health, 4052 Bald Cypress Way, Bin A08, Tallahassee, FL 32399-1710, (850)245-4288. If you are 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: Clark Eldredge, Florida Department of Health, Bureau of Community Environmental Health, 4052 Bald Cypress Way, Bin #A08, Tallahassee, FL 32399-1710, (850)245-4288

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

**FLORIDA HOUSING FINANCE CORPORATION**

RULE NOS.:	RULE TITLES:
67-21.002	Definitions
67-21.003	Application and Selection Process for Developments
67-21.0035	Applicant Administrative Appeal Procedures
67-21.004	Federal Set-Aside Requirements
67-21.0045	Determination of Method of Bond Sale
67-21.006	Development Requirements
67-21.007	Fees
67-21.008	Terms and Conditions of MMRB Loans
67-21.009	Interest Rate on Mortgage Loans
67-21.010	Issuance of Revenue Bonds
67-21.013	Non-Credit Enhanced Multifamily Mortgage Revenue Bonds
67-21.014	Credit Underwriting Procedures
67-21.015	Use of Bonds with Other Affordable Housing Finance Programs
67-21.017	Transfer of Ownership
67-21.018	Refundings and Troubled Development Review
67-21.019	Issuance of Bonds for Section 501(c)(3) Entities

**PURPOSE AND EFFECT:** The purpose of this Rule is to establish the procedures by which the Corporation shall administer the Application process, determine loan amounts, make and service mortgage loans for new construction or rehabilitation of affordable rental units under the Multifamily Mortgage Revenue Bond (MMRB) Program authorized by Section 142 of the Code and Section 420.509, F.S.

**SUBJECT AREA TO BE ADDRESSED:** The Rule Development workshop will be held to receive comments and suggestions from interested persons relative to the development of the 2011 application and program requirements for the MMRB Program, as specified in Rule Chapter 67-21, Florida Administrative Code (F.A.C.).

**RULEMAKING AUTHORITY:** 420.507, 420.508 FS.

**LAW IMPLEMENTED:** 420.509 FS.

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

**DATE AND TIME:** July 29, 2010, 2:30 p.m.

**PLACE:** Tallahassee City Hall, Commission Chambers, 300 South Adams Street, Tallahassee, FL 32301. The workshop will be accessible via phone at 1(888)808-6959, Conference Code #1374197.

Pursuant to the provisions of 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: Blake Carson-Poston at (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Len Stirrat, Multifamily Bonds Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197

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

**FLORIDA HOUSING FINANCE CORPORATION**

RULE NOS.:	RULE TITLES:
67-48.001	Purpose and Intent
67-48.002	Definitions
67-48.004	Application and Selection Procedures for Developments
67-48.005	Applicant Administrative Appeal Procedures
67-48.007	Fees
67-48.0072	Credit Underwriting and Loan Procedures
67-48.0075	Miscellaneous Criteria
67-48.009	SAIL General Program Procedures and Restrictions
67-48.0095	Additional SAIL Application Ranking and Selection Procedures
67-48.010	Terms and Conditions of SAIL Loans
67-48.0105	Sale, Transfer or Refinancing of a SAIL Development
67-48.013	SAIL Construction Disbursements and Permanent Loan Servicing
67-48.014	HOME General Program Procedures and Restrictions
67-48.015	Match Contribution Requirement for HOME Allocation
67-48.017	Eligible HOME Activities
67-48.018	Eligible HOME Applicants
67-48.019	Eligible and Ineligible HOME Development Costs
67-48.020	Terms and Conditions of Loans for HOME Rental Developments
67-48.0205	Sale, Transfer or Refinancing of a HOME Development

- 67-48.022 HOME Disbursements Procedures and Loan Servicing
- 67-48.023 Housing Credits General Program Procedures and Requirements
- 67-48.027 Tax-Exempt Bond-Financed Developments
- 67-48.028 Carryover Allocation Provisions
- 67-48.029 Extended Use Agreement
- 67-48.030 Sale or Transfer of a Housing Credit Development
- 67-48.031 Termination of Extended Use Agreement and Disposition of Housing Credit Developments

**PURPOSE AND EFFECT:** The purpose of this Rule is to establish the procedures by which the Corporation shall: (1) administer the Application process, determine loan amounts, make and service mortgage loans for new construction or rehabilitation of affordable rental units under the State Apartment Incentive Loan (SAIL) Program authorized by Section 420.5087, Florida Statutes (F.S.), and the HOME Investment Partnerships (HOME) Program authorized by Section 420.5089, Florida Statutes; and (2) administer the Application process, determine Housing Credit (HC) amounts and implement the provisions of the Housing Credit Program authorized by Section 42 of the Code and Section 420.5099, Florida Statutes.

**SUBJECT AREA TO BE ADDRESSED:** The Rule Development workshop will be held to receive comments and suggestions from interested persons relative to (1) the development of the 2011 application and program requirements for the SAIL, HOME, HC Programs, as specified in Rule Chapter 67-48, Florida Administrative Code (F.A.C.) and (2) amendments to the Florida Housing Finance Corporation's 2009 Qualified Allocation Plan (QAP).

**RULEMAKING AUTHORITY:** 420.507 FS.

**LAW IMPLEMENTED:** 420.5087, 420.5089, 420.5099 FS.

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

**DATE AND TIME:** July 29, 2010, 2:30 p.m.

**PLACE:** Tallahassee City Hall, Commission Chambers, 300 South Adams Street, Tallahassee, FL 32301. The workshop will be accessible via phone at 1(888)808-6959, Conference Code #1374197.

Pursuant to the provisions of 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: Blake Carson-Poston at (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kevin Tatreau, Director of Multifamily Development Programs  
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

## Section II Proposed Rules

### DEPARTMENT OF STATE

#### Division of Elections

<b>RULE NO.:</b>	<b>RULE TITLE:</b>
1S-2.021	Revocation of Registration of Political Committees and Electioneering Communications Organizations

**PURPOSE AND EFFECT:** To implement Ch 2010-167, § 21, Laws of Florida, which mandated that the Division of Elections adopt rules to prescribe the manner in which electioneering communications may be dissolved and have their registrations canceled. The proposed rule changes the title and text of the rule to include electioneering communications.

**SUMMARY:** The rule provides the conditions under which an electioneering communications organization's registration can be revoked and the appellate rights to which the organization is entitled. These procedures are similar to the existing ones in the rule for political committees.

**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:** 20.10(3), 97.012(1), 106.03(7), 106.22(9) FS.

**LAW IMPLEMENTED:** 106.03 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:** August 3, 2010, 2:30 p.m.

**PLACE:** Room 307, R. A. Gray Building, Department of State, 500 S. Bronough 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: Eddie Phillips, Executive Assistant, Department of

State, Office of General Counsel, phone: (850)245-6536 or email: elphillips@dos.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Gary J. Holland, Department of State, Office of General Counsel, R. A. Gray Building, 500 S. Bronough Street, Tallahassee, Florida 32399-0250, (850)245-6536; email: gjholland@dos.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

**1S-2.021 Revocation of Registration of Political Committees and Electioneering Communications Organizations.**

(1) The filing officer shall revoke the registration of a political committee (hereinafter committee) or an electioneering communications organization (hereinafter organization) when:

(a) The committee or organization fails to maintain a registered office and a registered agent as required by Section 106.022, F.S.;

(b) The committee or organization fails to file the appointment of a successor within 10 days after the death, resignation or removal of the campaign treasurer ~~pursuant to Section 106.021(2), F.S.;~~

(c) The committee or organization fails to file the appointment of a successor within 10 days after the death, resignation or removal of ~~its~~ the committee chairperson;

(d) The committee or organization fails to file campaign treasurers' reports for more than 6 months; ~~or~~

(e) The committee's aggregate reported financial activity during the calendar year is less than \$500 unless the committee is only registered and required to report as the sponsor of a proposed constitutional amendment by initiative who intended to seek the signatures of registered voters; ~~or~~

(f) The organization's aggregate reported financial activity during the calendar year is \$5000 or less.

(2) The filing officer shall send notification to the committee's or organization's chairperson of the intent to revoke the committee's registration to the most recent address on file with the filing officer for the chairperson. If the notification is returned undeliverable, the filing officer shall send the notification to the committee's or organization's registered agent at the most recent address on file with the filing officer. Within 30 days of the date of the filing officer's mailing of the preliminary notice of intent to revoke, the committee or organization may provide additional documentation to the filing officer showing that the committee's or organization's registration should not be revoked. Upon review of such documentation, if the filing officer determines that the ~~committee's~~ registration should not be revoked, the committee or organization will be notified that

it is in compliance. If after review of the additional documentation provided, the filing officer determines that the ~~committee's~~ registration should be revoked, a final notice of intent to revoke shall be mailed by the filing officer to the most recent address on file with the filing officer. If no additional documentation is provided by the committee or organization within 30 days of the date of the filing officer's mailing of the preliminary notice, the filing officer shall mail a final notice of intent to revoke to the most recent address on file with the filing officer.

(3) If the committee or organization objects to such revocation, it must file an appeal within 30 days of the date of the filing officer's mailing of the final notice of intent to revoke. The appeal may be accompanied by any documentation or evidence supporting the claim. The appeal must be filed with the filing officer. The filing officer will forward the appeal to the Florida Elections Commission.

(4) Failure to timely file an appeal as described herein shall constitute a waiver of any such entitlement.

(5) A committee or organization desiring a hearing before the commission must include in the appeal a separate request for hearing.

(6) Appeals under this rule are exempt from the confidentiality provisions of Section 106.25, F.S.

Rulemaking Authority 20.10(3), 97.012(1), 106.03(7), 106.22(9) FS. Law Implemented 106.03 FS. History--New 2-28-90, Amended 10-29-03, 11-15-09, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Kristi Bronson, Chief, Bureau of Election Records, Division of Elections

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Donald L. Palmer, Director, Division of Elections

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 28, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 11, 2010

**DEPARTMENT OF TRANSPORTATION**

RULE NO.:	RULE TITLE:
14-15.012	Manual on Speed Zoning for Highways, Roads, and Streets in Florida

PURPOSE AND EFFECT: Rule 14-15.012, F.A.C., is being amended to incorporate the updated Manual on Speed Zoning for Highways, Roads, and Streets in Florida.

SUMMARY: The Manual on Speed Zoning for Highways, Roads, and Streets in Florida is being amended.

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: 316.006(1), 316.187, 316.555, 344.044(2) FS.

LAW IMPLEMENTED: 316.0745, 316.187, 316.1893(3), (4), 316.555 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: Deanna R. Hurt, Assistant General Counsel and Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458

THE FULL TEXT OF THE PROPOSED RULE IS:

14-15.012 Manual on Speed Zoning for Highways, Roads, and Streets in Florida.

~~This manual, entitled *Speed Zoning for Highways, Roads, and Streets in Florida*,~~

~~(1) FDOT Manual Number 750-010-002, *Speed Zoning for Highways, Roads, and Streets in Florida*, Rev. 09/09 1997 edition, is hereby incorporated by this rule and made a part of the rules of the Department of Transportation. Copies of this manual is document are available from the State Traffic Engineering and Operations Office at [http://www.dot.state.fl.us/TrafficOperations/speedzone/Speed\\_Zone\\_Manual.html](http://www.dot.state.fl.us/TrafficOperations/speedzone/Speed_Zone_Manual.html) the Department of Transportation, Maps and Publications Sales, 605 Suwannee Street, Mail Station 12, Tallahassee, Florida 32399-0450, at no more than cost pursuant to 119.07(1)(a), Florida Statutes.~~

~~(2) FDOT Form 750-010-03, *Vehicle Spot Speed Study*, Rev. 10/99, is hereby incorporated by reference. This form is available from the Forms and Procedures Office at <http://www.dot.state.fl.us/proceduraldocuments/>.~~

~~Rulemaking Specific Authority 316.006(1), 316.187, 316.1893, 316.555, 316.189, 344.044(2) FS. Law Implemented 316.0745, 316.187, 316.1893(3), (4), 316.555 316.189 FS. History—New 5-25-80, Formerly 14-15.12, Amended 8-23-89, 10-14-97, \_\_\_\_\_.~~

NAME OF PERSON ORIGINATING PROPOSED RULE: Mark C. Wilson, State Traffic Operations Engineer

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Stephanie C. Kopelousos, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 29, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 14, 2010

**DEPARTMENT OF TRANSPORTATION**

RULE NOS.:	RULE TITLES:
14-26.0041	Definitions and Terms
14-26.00411	Procedure for Issuance of Permits
14-26.008	Schedule of Fees
14-26.009	Exemptions from Fee Requirement
14-26.010	Weight Limitations
14-26.012	Movement Conditions and Restrictions
14-26.01311	Permits to Move Sealed Containerized Loads
14-26.015	Penalties

PURPOSE AND EFFECT: Rule Chapter 14-26, F.A.C., is being amended to correct direct conflict between the rules.

SUMMARY: Permit issuance, fees, conditions, and penalties will be addressed.

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: 316.550, 334.044(2) FS.

LAW IMPLEMENTED: 316.515, 316.516, 316.535, 316.550, 334.044(28) 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: Deanna R. Hurt, Assistant General Counsel and Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458

THE FULL TEXT OF THE PROPOSED RULES IS:

14-26.0041 Definitions and Terms.

All terms in this rule chapter shall have the same meaning as defined in Section 316.003, F.S., except that "Department" shall refer to the Department of Transportation. Additionally, the following terms are defined:

(1) "Applicant" means a person or entity requesting a permit.

(2) "Axle Spacing" means the measurement between the centers of the axles as measured from center-to-center of wheel hubs.

(3) "Escort" means a person authorized in the manner prescribed in subsection 14-26.012(3), F.A.C., to perform accompanying duties for overweight or overdimensional vehicles.



(4) “Escort Vehicle” means a vehicle independent of the permitted vehicle, equipped with a working, amber warning light located on top of the escort vehicle, and operated by a qualified escort, law enforcement escort, or any combination shown in Rule 14-26.012, F.A.C.

(5) “Excluding Weekends and Holidays” means movement on Saturday and Sunday is limited to the period of time beginning one-half hour before sunrise and ending at 12:00 Noon, and is prohibited all day on New Year’s Day, Memorial Day, Independence Day, Labor Day, Thanksgiving, the day after Thanksgiving, and Christmas. If any of these holidays fall on Saturday, the preceding Friday shall also be observed as a holiday. If any of these holidays fall on a Sunday, the following Monday shall also be observed as a holiday.

~~(6) “Expired Permit” means a trip permit which has lapsed for less than 24 hours or a multi-trip permit which has lapsed for less than 30 days.~~

~~(6)(7)~~ “External Bridge” or “outer bridge” means the distance from the center of the front steering axle of the vehicle (or combination of vehicles) to the center of the last axle of the vehicle (or combination of vehicles).

~~(7)(8)~~ “Fifth Wheel” means a device mounted on a truck tractor or similar towing vehicle (e.g., converter dolly) which interfaces with and couples to the upper coupler assembly of a semitrailer.

~~(8)(9)~~ “Flag” means a red or florescent orange device used to warn approaching traffic of a safety hazard.

~~(9)(10) “Governmental Government Entity” means as defined in Section 334.03, F.S. a unit of government, or any officially designated public agency or authority of a unit of government, that has the responsibility for planning, construction, operation, maintenance, or jurisdiction over transportation facilities.~~

~~(10)(11)~~ “Inner-Bridge” means the distance between the centers of any two or more consecutive axles on a vehicle (or combination of vehicles) traveling on the interstate system only, exclusive of the external bridge.

~~(11)(12)~~ “Kingpin Setting” means the distance between the kingpin or other peg which locks into the fifth wheel and the center of the rear axle or the center of the rear axle grouping (whichever applies).

~~(12)(13)~~ “Law Enforcement Escort” means any police officer as defined in Section 316.003(32), F.S., operating any vehicle owned by a law enforcement agency using blue or red and blue warning lights to accompany an oversize/overweight vehicle.

~~(13)(14)~~ “Local Moves” means hauling not more than a 50 mile radius from the point of origin.

~~(14)(15)~~ “Manufactured Building” or “modular building” means a closed structure, building assembly, or system of subassemblies, which may include structural, electrical, plumbing, heating, ventilating, or other service systems made

for installation or erection as a finished building or part of a finished building, which shall include, but not be limited to residential, commercial, institutional, storage, and industrial structures. The term includes buildings not intended for human habitation such as lawn storage buildings and storage sheds made and assembled offsite by a manufacturer certified in conformance with Section 553.381, F.S.

~~(15)(16)~~ “Manufactured Home” means ~~is~~ as defined in Section 320.01(2)(b), F.S.

~~(16)(17)~~ “Mobile Home” means ~~is~~ as defined in Section 320.01(2)(a), F.S.

~~(17)(18)~~ “Multiple Loading” means the placing of more than one item on a vehicle so as to cause the overall measurements to exceed the maximum length, width, height, or weight limitations established in Sections 316.515 and 316.535, F.S.

~~(18)(19)~~ “Multi-Trip Permit” or “blanket” or “annual permit” means authorization issued to allow multiple trips for a period not to exceed 12 months.

~~(19)(20)~~ “Non-Routine Permit” means authorization issued with a structural evaluation or override authorization.

~~(20)(21)~~ “Overdimensional” or “oversize” means any vehicle configuration, including the load, which exceeds the limitations provided in Section 316.515, F.S.

~~(21)(22)~~ “Overhang” means that portion of a load or vehicle attachment that projects beyond the front or rear wheels of a vehicle or the front or rear bumper of a vehicle if it is equipped with a front or rear bumper.

~~(22)(23)~~ “Overweight” means any vehicle configuration, including the load, which exceeds the limitations provided in Section 316.535, F.S.

~~(23)(24)~~ “Permit Office” means the Permit Section of the Office of Maintenance, Florida Department of Transportation, with offices located in Tallahassee, Florida. Website: [www.fdotmaint.com/permit/](http://www.fdotmaint.com/permit/).

~~(24)(25)~~ “Permittee” means the applicant to whom an oversize/overweight permit is issued.

~~(25)(26)~~ “Routine Permit” means authorization issued by the Department for an overweight or overdimensional load that did not require a structural evaluation, local movement restrictions, or override authorization.

~~(26)(27)~~ “Self-Propelled Equipment” means a single rigid frame unit propelled with its own power source which does not transport a divisible load, and includes equipment such as earth handling equipment, cranes (which may include a dolly attachment), derricks, and fire trucks.

~~(27)(28)~~ “Trip Permit” means authorization issued to allow a single hauling of a load from point of origin to destination.

~~(28)~~<sup>(29)</sup> “Truck Crane” means any vehicle (which may include a dolly attachment) designed and constructed to be used primarily for lifting, lowering, or traversing while operating from either a secure stationary position, or in a rolling position if specifically designed for rolling operation.

~~(29)~~<sup>(30)</sup> “Valid Permit” means authorization issued pursuant to Section 316.550, F.S., by the Department ~~and~~ that has not been altered, changed, or otherwise modified, unless in writing by the Department, accompanied by the original permit.

~~(30)~~<sup>(31)</sup> “Warning Light” means a class 2 ~~an~~ electrical lighting device located on permitted vehicle and escort vehicles, used to warn all approaching traffic of a possible safety hazard. The device shall be any one or combination of the following:

- (a) Rotating;
- (b) Strobe;
- (c) Flashing.

~~(31)~~<sup>(32)</sup> “Warning Sign” means a sign device, located on permitted vehicle and escort vehicles, used to warn all approaching traffic of a possible safety hazard.

~~(32)~~<sup>(33)</sup> “Wrecker Permit” means authorization issued for the operation of a wrecker where the combined weight of the wrecker plus towed disabled vehicle exceeds the maximum weight established by Section 316.535, F.S.

Rulemaking Authority 316.550(5), 334.044(2) FS. Law Implemented 316.515, 316.550 FS. History—New 9-15-87, Amended 7-21-91, 6-23-96, 11-10-98, 2-1-10,\_\_\_\_\_.

14-26.00411 Procedure for Issuance of Permits.

(1) Purpose. The purpose of this rule chapter is to protect the public safety, to reduce interference with traffic flow on state owned highways and structures, and to preserve the state’s transportation facilities by providing standards and procedures to govern issuance of permits for overweight and overdimensional vehicles and loads operating over state owned roadways and structures. The rules of this rule chapter apply to all persons or entities operating overweight and overdimensional vehicles and loads over state maintained roads, which are not specifically exempt under Chapter 316, F.S., ~~over state maintained roads.~~

(2) Intent. It is the intent of the Department to require that all reasonable steps be taken to reduce the vehicle load to legal limits of weight and dimensions. Permits for overweight and overdimensional vehicles and loads are intended for a single item load which cannot reasonably be dismantled or disassembled and which cannot reasonably be shipped by rail, water, or air.

(3) The administration of these rules is assigned to the Department’s Permit Office, located in Tallahassee, Florida, whose mailing address is:

Florida Department of Transportation  
 Permit Section  
 605 Suwannee Street, M.S. 62  
 Tallahassee, Florida 32399-0450

Travel authorization and/or permits for travel on local roadways and structures must be obtained from local authorities.

(4) Permitting Process. Payment for permits shall be in cash, by cashier’s check, personal or company check, money order, credit card, or bond/escrow account. Permit requests must be received at least ten business days before scheduled movement for non-routine permits. The applicant must complete all required fields on Form 850-040-02, Request for Special Road Use Oversize/Overweight Blanket Permit Application or Request For Special Road Use Oversize/Overweight Trip Permit Application, rev. 07/10 ~~08/09~~, incorporated herein by reference and provide the following:

(a) Total gross weight of vehicle/vehicle combination to include permitted load if over legal weight. Otherwise, the applicant must state that the gross weight is legal.

(b) External bridge and individual axle spacings of vehicle/vehicle combination (center of hub to center of hub) if over legal weight.

(c) Total number of axles and total weight on each axle of vehicle/vehicle combination if over legal weight. Otherwise, the applicant must state that the axle weights are legal.

(d) Total width of vehicle and/or load at widest point.

(e) Total length of the vehicle/vehicle combination and/or load from front to rear to include front and rear overhang. If there is any overhang, separate measurements are to be provided in addition to the total length.

(f) Total height of the vehicle and/or load from the pavement to the highest point of the vehicle and/or load.

(g) Description of load to be transported.

(h) Requested route(s) of travel containing detailed information, such as state highway and interstate route numbers.

(5) No permit will be issued until it has been verified that the route can accommodate the vehicle and load. The Department is responsible for verifying the load carrying capacity of the route. The applicant is responsible for verifying adequate vertical (height) and horizontal (length and width) clearance. Permit applications requesting a height greater than 15 feet and/or a width greater than 22 feet shall be supported by an affidavit from the applicant. The affidavit must be provided by the applicant on the applicant’s letterhead and include ~~include the name of the transporting company~~, the signature of the applicant, a statement verifying that the route has been surveyed, and clearances exceed the requested permitted dimension by a minimum of 6 inches for height and

2 feet on each side for width. The surveyed route and the route shown on the application must be identical. The survey must be completed by a qualified escort as described in this rule or a driver with a valid Commercial Driver's License.

(6) Structural Evaluation. In addition to the information required for issuance of a permit, a schematic of the vehicle showing all longitudinal and transverse spacings, axle weights and dimensions must be provided at least ten business days before a proposed move when the vehicle's gross weight exceeds 199,000 pounds so that a structural analysis can be performed. Applicants, whose vehicles have a gross weight of less than 199,000 pounds, will be required to provide a

schematic as well when an Engineer of the Office of Maintenance, Bridge Section, determines that a structural analysis is needed.

Rulemaking Authority 316.550, 334.044(2) FS. Law Implemented 316.515, 316.535, 316.550 FS. History—New 8-26-82, Formerly 14-26.06, Amended 9-15-87, 7-21-91, 6-23-96, 11-10-98, Formerly 14-26.006, Amended 2-1-10, \_\_\_\_\_.

14-26.008 Schedule of Fees.

The following schedule of fees shall be charged by the Department for permits for overweight and/or overdimensional vehicles operating on state owned roadways and bridges:

TABLE 1A – SCHEDULE OF FEES FOR OVERDIMENSION PERMITS		
	TRIP PERMIT 5 Days	MULTI-TRIP 12 Months
<b>(1) OVERDIMENSION</b>		
<b>(a) Straight trucks and semi-truck-tractor-trailer.</b>		
Up to 12 feet wide, or up to 13 feet 6 inches high or up to 8 feet long.	\$5.00	\$20.00
Up to 14 feet wide or up to 14 feet 6 inches high or up to 95 feet long.	\$15.00	\$150.00
Up to 14 feet wide or up to 18 feet high or up to 120 feet long.	\$25.00	\$250.00
Over 14 feet wide or over 18 feet high or over 120 feet long.	\$25.00	NOT ISSUED
<b>(b) Overlength semi-trailers of legal width, height, and weight, which exceed 53 feet in length up to 57 feet 6 inches in length or overlength semi-trailer with kingpin setting greater than 41 feet.</b>	\$10.00	\$30.00
<b>(c) Truck crane or earth handling equipment moving under own power, up to 12 feet wide or 14 Feet 6 inches high, or 85 feet long.</b>	\$15.00	\$150.00
<b>(d) Trailers or equipment towed with ball or pintle.</b>		
Up to 10 Feet wide or up to 13 feet 6 inches high or up to 80 feet long.	\$5.00	\$20.00
Up to 12 Feet wide or up to 13 feet 6 inches high or up to 105 feet long.	\$5.00	\$330.00
Up to 14 Feet wide or up to 14 feet 6 inches high or up to 105 feet long.	\$15.00	\$500.00
Over 14 Feet wide or over 14 feet 6 inches high or over 105 feet long.	\$25.00	NOT ISSUED
NOTE: All permitted dimensions (length, height, width) must be within limits shown for permit fee.		

TABLE 1B – SCHEDULE OF FEES FOR OVERWEIGHT VEHICLES		
	TRIP PERMIT 5 Days	MULTI-TRIP 12 Months
<b>(2) OVERWEIGHT</b>		
(a) Up to 95,000 pounds.	\$0.27 Per Mile	**\$240.00
(b) Up to 112,000 pounds.	\$0.32 Per Mile	**\$280.00
(c) Up to 122,000 pounds.	\$0.36 Per Mile	**\$310.00
(d) Up to 132,000 pounds.	\$0.38 Per Mile	**\$330.00
(e) Up to 142,000 pounds.	\$0.42 Per Mile	**\$360.00
(f) Up to 152,000 pounds.	\$0.45 Per Mile	**\$380.00
(g) Up to 162,000 pounds.	\$0.47 Per Mile	**\$400.00
(h) Up to 199,000 pounds.	\$0.003 Per 1,000 Pounds Per Mile	\$500.00
(i) Over 199,000 pounds.	\$0.003 Per 1,000 Pounds Per Mile	NOT ISSUED
(j) Containerized Cargo Unit.	\$0.27 Per Mile	\$500.00
(k) Overall Wheel Base (Inner Bridge/External Bridge).	\$10.00	\$35.00
<u>(l) Implements of husbandry, farm equipment, agricultural trailers/products and forestry equipment (Local Moves Only).</u>	<u>\$5.00</u>	<u>\$17.00</u>
<b>(3) SPECIAL PERMIT FEES</b>		

Transmission Fee	\$5.00	NOT APPLICABLE
<p>**Dimensions greater than 12 feet wide or 13 feet 6 inches high or 85 feet long will have an additional dimension fee with a combined fee not to exceed \$500.00.</p> <p>NOTE: For weights over 80,000 pounds [Items (2)(a) through (h) above], add an administrative <del>fee cost</del> of \$3.33 for issuance of permit, which does not include the costs charged by wire services for their services. Permit fees shall be based on 25 mile increments rounded up to the nearest dollar. Example: A 112,000 pound load traveling 67.5 miles would cost (75 miles X \$0.32) plus \$3.33 = \$27.33 rounded up to \$28.00 in addition to the \$5.00 transmission fee when applicable.</p>		

Rulemaking Authority 316.550, 334.044(2) FS. Law Implemented 316.550 FS. History—New 8-26-82, Formerly 14-26.01, Amended 12-6-83, Formerly 14-26.08, Amended 9-15-87, 7-21-91, Amended 4-22-92, 3-1-94, 6-23-96, 11-10-98, 2-1-10, \_\_\_\_\_.

14-26.009 Exemptions from Fee Requirement.

The following entities are exempt from the fee requirements specified in Rule 14-26.008, F.A.C., above:

(1) Governmental Entities. ~~The United States Government.~~

~~(2) Departments of the State of Florida.~~

~~(3) The Florida National Guard.~~

~~(4) Counties.~~

~~(5) Cities.~~

~~(6) Municipalities.~~

~~(2)(7) Special taxing districts.~~

~~(3)(8) Seminole Tribe as defined in Chapter 285, F.S.~~

~~(4)(9) Any person or entity moving portable public school buildings.~~

~~(5)(10) Implement of husbandry, farm equipment, agricultural trailers and forestry equipment (oversize only).~~

~~(6)(11) Movement of loads in response to a Governor’s Declaration of Emergency.~~

The above entities ~~or agencies~~ are exempt from the fee requirements only when being operated for non-commercial purposes. These vehicles must obtain an overweight and/or overdimensional permit to operate on state owned roadways.

Rulemaking Authority 316.550 FS. Law Implemented 316.550, 316.565 FS. History—New 8-26-82, Formerly 14-26.09, Amended 6-23-96, 11-10-98, 2-1-10, \_\_\_\_\_.

14-26.010 Weight Limitations.

~~Rulemaking Specific~~ Authority 316.550 FS. Law Implemented 316.550 FS. History—New 8-26-82, Amended 12-6-83, Formerly 14-26.10, Amended 4-22-92, 6-23-96, 11-10-98, Repealed \_\_\_\_\_.

14-26.012 Movement Conditions and Restrictions.

(1) Operational use of permits. The configuration and weight(s) of a vehicle and its load traveling under permit must match the configuration and weight(s) described on the permit and any authorized amendments to that permit. For vehicles traveling under a trip permit, the vehicle or load must match either the truck tag number, trailer tag number, vehicle identification number, the bill of lading number, or the load

identification number identified in the permit. Vehicles traveling under a multi-trip permit, the vehicle type and load must match the vehicle type and load described in the permit. Under both types of permits, the permitted vehicle’s size, weight, number of axles, axle spacings, and any unique characteristics must comply with the limits for that item if addressed in the permit or any amendment to that permit. Trip permits are valid only for those routes specified in the permit. Multi-trip permit vehicles are not allowed to travel on any restricted bridges or any restricted roadways identified in the permit or its attachments. No vehicle may cross any posted bridge when the vehicle exceeds the prescribed limits of the bridge.

~~(2) Multi Trip Permits. With the exception of “inner bridge” multi-trip permits, all multi-trip permits include a Department map and list indicating routes over which the permitted vehicle and load can travel. The map and list must remain attached to the permit. With the exception of “inner bridge” and wrecker permits, multi-trip permits shall not be used in combination with other permits.~~

~~(2)(3) Escorts accompanying overdimensional loads as required by permit or pursuant to subsection sections 14-26.012(6), (7), or (8), F.A.C., are limited to:~~

~~(a) Law enforcement escorts.~~

~~(b) Escorts qualified by another state, provided that the other state has equal or more stringent standards as those required by Florida for qualified escorts and the escort has been qualified or re-qualified within the past four years.~~

~~(c) Qualified escorts:~~

~~1. Must be at least 18 years of age and must possess a valid driver’s license in the state or jurisdiction in which he or she is a resident.~~

~~2. Must have successfully completed a minimum eight hour defensive driving course as provided by a National Safety Council qualified instructor or hold a currently valid Commercial Driver’s License (Class A, B, or C). The instructor shall not be an employee of the employing escort service.~~

~~3. Must have successfully completed a minimum eight hour pilot/escort flagging course. The qualification must be current and must be from an entity approved by the Department based upon that entity’s course content, methods of instruction, and familiarity with state and federal standards.~~

4. Shall maintain in his or her possession, for prompt presentation upon request by a law enforcement person or Department representative, a copy or copies of the qualification document or documents verifying completion of the required qualification courses.

5. Shall be requalified every four years by successfully completing a four hour Department approved refresher course.

~~(3)(4)~~ Escort Vehicle and Equipment Requirements for Qualified Escorts.

(a) Escort Vehicles.

1. Escort vehicle(s) must be a single unit vehicle with a gross vehicle weight rating of at least 2,000 pounds and less than 26,000 pounds. The vehicle must be properly licensed, registered, and operated by a qualified escort.

2. Identification signs or placards showing the name of the company or the owner or driver of the escort vehicle must be in a conspicuous place on both the right and left sides of the escort vehicle. The signs or placards shall be at least 8 inches x 12 inches, or contain the equivalent square inches, and shall also contain the telephone number of the owner or driver plainly legible and visible to the motoring public.

3. All escort vehicles must be equipped with high visibility rotating, strobe or flashing class 2 amber warning lights mounted so as to be seen by all approaching traffic at a distance of at least 500 feet.

4. Escort vehicles shall display either a bumper mounted or a roof mounted yellow sign (or may display both) reading "OVERSIZE LOAD" with black letters with a minimum brush stroke of 10 inches high and 1 1/2 inches wide, which must be visible from front and rear.

5. Two flags, either red or fluorescent orange in color, which must be at least 18 inches x 18 inches, shall be mounted at approximately a 40 to 70 degree angle on the escort vehicle's roof rack.

(b) On board Equipment. During escort operations, all escort vehicles shall have onboard the following equipment and such equipment shall be in working order:

1. Operable two-way electronic communications. Qualified escorts must be in radio contact with load drivers at all times during movements.

2. Two fire extinguishers (minimum five pounds each).

3. "STOP" and "GO" or "STOP" and "SLOW" paddles a minimum 18 inches in diameter with 6 inch high letters.

4. A high visibility, fluorescent class 2 safety vest for flagging during daytime hours or a high visibility, fluorescent class 3 safety vest when flagging at night.

5. One hand-held flag, either red or fluorescent orange in color, which must be at least ~~12~~ 18 inches x ~~12~~ 18 inches.

6. Two warning signs (yellow with black lettering) with a minimum brush stroke of ~~12~~ 10 inches high and 1 1/2 inches wide. Each warning sign shall have a total dimension of not less than 7 feet long by 18 inches high. These signs shall be used in the event the permitted vehicle or load loses its sign(s).

~~7. Hard hat.~~

~~7.8.~~ Three 36 inch traffic cones. Traffic cones must be reflective if used at night.

~~8.9.~~ For over height loads, the lead vehicle must have a vertical height indicator, i.e., height pole, used to determine vertical clearance. This device must be manufactured of non-conductive and non-destructive material and must be positioned at a height of at least 6 inches above the height of the load being escorted.

~~(4)(5)~~ Escort Functions. Escorts are required to watch and direct traffic or the load to ensure public safety. Escorts may, when actively escorting permitted loads, perform necessary traffic control functions as defined in Section 316.079(2), F.S. No escort or escort vehicle may be used to perform any other function that could distract from the escort responsibilities. The total number of escorts required will be determined based upon safety considerations. If one escort is required for an over width load, the escort shall precede the load on two lane highways or follow the load on four lane divided highways. If two escorts are required, one must precede the load and one must follow. If the load is over length only, the escort vehicle shall be in the rear of the load at all times. Escorts shall operate no more than 300 feet in front of or behind the load unless road conditions or permit stipulations dictate otherwise. Escort vehicles in the process of escorting a permitted vehicle or load must proceed through weigh stations and must not bypass such stations.

~~(5)(6)~~ Safety Requirements and Restrictions for the Permitted Load and Vehicle.

(a) Flags. Flags shall be clean, have high visibility, and be at least 18 inches x 18 inches. They shall be displayed so as to wave freely on all four corners of the vehicle and at the extreme ends of all protrusions, projections, or overhangs.

(b) Warning Lights.

Required Display. Vehicles or loads exceeding 10 feet in width, 80 feet in length (or over 3 feet of front overhang for self-propelled equipment), or 14 feet 6 inches in height shall have warning lights which shall:

1. Be class 2 high visibility rotating, strobe or flashing amber warning lights; and

2. Be mounted so as to be seen by all approaching traffic at a distance of at least 500 feet.

(c) Warning Signs.

1. Required Display. Vehicles or loads exceeding 10 feet in width, 80 feet in length (~~or 60 feet in length for self-propelled equipment~~), or 14 feet 6 inches in height.

2. Each warning sign shall:

a. Consist of black letters 12 inches high with a brush stroke of not less than 1 1/2 inches wide on a yellow background.

b. State "OVERSIZE LOAD."

c. Have a total dimension of not less than 7 feet long by 18 inches high.

d. Be either bumper mounted or roof mounted. If one of the signs is roof mounted then, fastened with one sign at the front of the power unit and the other sign must be at the rear of the towed unit or at the rear of the load. Voids (holes) may be cut in warning signs as signs must not cover any vehicle light or reflector.

(d) Movement During Periods of Poor Visibility. No travel is allowed when horizontal visibility is less than 1,000 feet. Vehicles which are underway when inclement weather occurs must exit the road at the first available ~~safe~~ location and park until the weather clears or until road conditions improve.

(e) Movements on Weekends and Holidays. Unless otherwise noted on the permit, movements are prohibited on weekends and holidays. A government entity, meeting the criteria of Rule 14-26.0051, F.A.C., shall be allowed to travel all days, all hours with a valid permit.

(f) Nighttime movement. When the criteria of Rules 14-26.00425 and 14-26.012, F.A.C., are met, trip or multi-trip permits shall be issued providing:

1. Nighttime travel is recommended by the Department's District Traffic Engineering Office(s) or determined to be a requirement of the permit by the Office of Maintenance.

2. Law enforcement escort(s) are used.

3. Warning lights shall delineate the shape and size of the load.

4. The sides and rear of trailers and loads shall be lighted in the manner prescribed in 49 C.F.R. Sections 393.11 through 393.26, as required by Section 316.302(1)(a), F.S.

(7) ~~Permitted vehicles must proceed through all open weigh stations.~~ All vehicles, including vehicles equipped with an automatic vehicle identification system, must stop at open weigh stations ~~when directed by a motor carrier compliance officer or other law enforcement officer.~~

(8) Width Limitations.

(a) Vehicles up to 10 Feet. When the criteria of Rule 14-26.00425, F.A.C., are met, trip or multi-trip permits shall be issued. Movement is permitted all days, during daytime hours only. Flags are required.

(b) Vehicles over 10 Feet up to 12 Feet. When the criteria of Rule 14-26.00425, F.A.C., are met, trip or multi-trip permits shall be issued. Movement permitted daytime hours only, excluding weekends and holidays. Flags, warning signs, and warning lights are required. Except for local moves, this is the maximum width allowed on a straight truck.

(c) Vehicles over 12 Feet up to 14 Feet. When the criteria of Rule 14-26.00425, F.A.C., are met, trip or multi-trip permits shall be issued. Movement is permitted during daytime hours only, excluding weekends and holidays. Flags, warning signs, and warning lights are required. Except for local moves, minimum 26,001 pound registered GVW vehicle is required. A minimum of one escort vehicle, with escort, is required at all times.

1. All manufactured buildings, manufactured homes, mobile homes, modular buildings, sheds, and swimming pools shall use a minimum of four warning lights mounted, with two in the front and two in the rear at each corner of the towed or hauled unit.

2. All other loads shall have a minimum of two ~~one~~ warning lights mounted with one on the front and one on the rear of the load.

3. On roadway lanes less than 12 feet wide, bridges with less than 30 feet curb to curb, and in rural areas with traffic volume greater than 12,000 Average Daily Traffic (ADT) per lane or in urbanized areas (more than 50,000 population) with ADT greater than 8,000 vehicles per lane, two qualified escorts are required except on loads with a minimum of four warning lights mounted two in the front and two in the rear ~~at each corner~~ of the towed or hauled unit.

4. No movement will be allowed in congested areas during peak traffic hours.

(d) Vehicles over 14 Feet up to 16 Feet. When the criteria of Rule 14-26.00425, F.A.C., are met, trip permits only shall be issued. Movement is permitted during daytime hours only, excluding weekends and holidays. Flags, warning signs, and warning lights are required. Except for local moves, minimum 26,001 pound registered GVW vehicle is required. Two escort vehicles, with escorts are required at all times during the move, one in the front and one in the rear of the load.

1. All loads consisting of manufactured buildings, manufactured homes, mobile homes, modular buildings, sheds, and swimming pools shall use a minimum of four warning lights mounted with two on the front and two on ~~in~~ the rear at each corner of the towed or hauled unit.

2. All other loads shall have a minimum of two warning lights mounted with one on ~~at~~ the front and one on the rear of the load.

3. Two lane roadways shall not be used as a connector route whenever viable four lane routes are available. Requests for two lane roadways as connector routes may require justification from the customer and ultimate approval from the Department. No movement will be allowed in congested areas during peak traffic hours.

4. The maximum width for manufactured buildings is 16 feet.

(e) Vehicles over 16 Feet. When the criteria of Rule 14-26.00425, F.A.C., are met, only trip permits shall be issued. Same as criteria for "Vehicles over 14 Feet up to 16 Feet" except movement will be restricted to local moves. Applications for permits over 16 feet wide are subject to review by the Department's District Traffic Engineering Office(s).

1. Law enforcement escort(s) shall be required for all moves.

2. Items must be moved by rail, air, or water when possible.

3. Trip permit requests for vehicles over 22 feet wide will require an affidavit verifying that the proposed route has adequate horizontal clearance to accommodate the requested width in addition to two feet on each side.

(9) Height Limitations.

(a) Vehicles up to 14 Feet 6 Inches. When the criteria of Rule 14-26.00425, F.A.C., are met, trip or multi-trip permits shall be issued. Movement is permitted all days and all hours. Except for local moves, this is the maximum height for loads hauled on straight trucks.

(b) Vehicles over 14 Feet 6 Inches up to 16 Feet. When the criteria of Rule 14-26.00425, F.A.C., are met, trip or multi-trip permits shall be issued. Movement is permitted daytime hours only, excluding weekends and holidays. Flags, warning signs, and warning lights are required. A minimum of two warning lights are required; one mounted on the front and one on the rear of the load. An escort vehicle with a vertical height indicator is required to precede the load. Trip permit requests for movement of vehicles over 15 feet high will require an affidavit verifying the proposed route has clearance to accommodate the request height plus six inches.

(c) Vehicles over 16 Feet. When the criteria of Rule 14-26.00425, F.A.C., are met, trip or multi-trip permits shall be issued. Multi-trip permits shall be limited to vehicles up to 18 feet. Movement is permitted during daytime hours only, excluding weekends and holidays. Flags, warning signs, and warning lights are required. A minimum of two warning lights are required with one mounted on the front and one on the rear of the load. In addition, movement is restricted to local moves only.

~~1. Trip permit requests for movement of vehicles over 15 feet high will require an affidavit verifying the proposed route has clearance to accommodate the request height plus six inches.~~

~~1.2.~~ One law enforcement escort in addition to one escort is required. One escort must precede the load with a vertical height indicator.

~~2.3.~~ Appropriate utility personnel will also be required whenever the load will encounter low barriers, such as overhead structures, traffic signals, and low wires.

(10) Length Limitations.

(a) Vehicles up to 80 Feet. When the criteria of Rule 14-26.00425, F.A.C., are met, trip or multi-trip permits shall be issued. Movement is permitted all days, and all hours.

1. Rear overhang is limited to a maximum of 10 feet during nighttime movement unless otherwise stated on the permit.

2. When overhang exceeds 4 feet, a warning light is required on the top of the vehicle. At the extreme rear of the load there must be two red lamps and two red reflectors on each side of the load. Each required warning lamp shall be visible from a distance of at least 500 feet.

(b) Vehicles over 80 Feet. When the criteria of Rule 14-26.00425, F.A.C., are met, trip or multi-trip permits shall be issued. Movement is permitted during daytime hours only, excluding weekends and holidays. Flags, warning signs, and warning lights are required. A minimum of two warning lights are required to be mounted: one on the front and one on the rear of the load.

1. No movement will be allowed in congested areas during peak traffic hours for vehicles over 85 feet in length.

2. An escort is required when the length exceeds 95 feet.

3. Truck tractor semi-trailers with three points of articulation are allowed up to 105 feet without an escort.

4. Maximum length for a manufactured home, tractor combination is 105 feet provided the length of the towed housing does not exceed 81 feet, including all overhangs and tongue.

5. Two qualified escorts are required when the length exceeds 150 feet unless the vehicle is traveling on a limited access facility, then only one qualified escort is required.

6. One law enforcement escort and one qualified escort are required when the length exceeds 250 feet.

(c) Self-Propelled Equipment Length Limitations. When the criteria of Rule 14-26.00425, F.A.C., are met, trip or multi-trip permits shall be issued. For all self-propelled equipment, the boom must be fully retracted. Nighttime movement requires that the front overhang has a minimum of 80 inches clearance above the roadway. In addition, no movement is allowed on limited access facilities with units designed for off road use. Flags and one warning light are required. In addition the following restrictions will apply:

1. Total length up to 60 Feet.

a. Front Overhang over 3 Feet up to 9 Feet. Movement is permitted on all days, all hours. A warning light is required to be mounted at the extreme end of the protrusion in such a way as to be seen by all approaching traffic.

b. Front Overhang over 9 Feet. Movement is permitted all days, during daytime hours only. A warning light is required to be mounted at the extreme end of the protrusion in such a way as to be seen by all approaching traffic.

2. Total Length over 60 Feet up to 85 ~~Foot~~ Feet Maximum. Movement is permitted during daytime hours only, excluding weekends and holidays. A warning light is required to be mounted at the extreme end of the protrusion in such a way as to be seen by all approaching traffic.

(11) Multiple Loading. When the criteria of Rule 14-26.00425, F.A.C., are met, trip or multi-trip permits shall be issued providing:

(a) Multiple loading does not cause the dimensions of the load to exceed those limits established in Section 316.515, F.S., and

(b) Multiple loading does not cause the gross vehicle weight to exceed those limits established in Section 316.535, F.S.

(c) Vehicles will only be allowed to exceed the gross vehicle weight limits established in Section 316.535, F.S., when:

1. Attachments (e.g. blade, rake, bucket, counterweights) that are a normal part of the equipment have been removed to reduce the size of the load for safety reasons. Multiple attachments may be transported if they are attachable to the equipment and necessary for operation.

2. The gross vehicle weight does not exceed 100,000 pounds and no more than two overlength items are being hauled.

(12) Designated Permits.

(a) Implements of Husbandry, farm equipment, agricultural trailers, and forestry equipment are exempt pursuant to by Section 316.515, F.S., from certain size requirements. However, these vehicles are not exempt from any overweight limitations set forth in Section 316.535, F.S. When the vehicle configurations exceed any of the weight limits described in Section 316.535, F.S., an overweight permit must be obtained from the Department.

(b) Movement of an empty truck tractor semi-trailer up to 11 feet in width and not over 105 feet in length, traveling on or within five miles of limited access roadways, when operating with an existing valid permit will be allowed to travel during nighttime hours. Warning lights are required to be mounted in such a way as to be seen by all approaching traffic. Extra axles and stingers may be hauled on the trailer to reduce overall dimensions for safety purposes.

(c) Semi-trailers greater than 53 feet, up to 57 feet 6 inches in length, may haul a divisible load when operating in a truck tractor semi-trailer combination with a valid trip or multi-trip permit.

(d) Truck tractor semi-trailer combinations hauling automobiles/boats may obtain a trip or multi-trip permit when the semi-trailer is greater than 50 feet up to 53 feet with an overall length not to exceed 80 feet inclusive of any overhang. This applies to both stinger and non-stinger steered vehicles.

(e) Straight truck and trailer combinations hauling automobiles/boat may obtain a trip or multi-trip permit when the trailer exceeds 28 feet with an overall length not to exceed 80 feet. No overhang is allowed.

(f) Trip or multi-trip permits will be issued to truck tractor semi-trailers combinations to deviate from inner-bridge requirements when traveling on interstate highways and when the criteria of Rule 14-26.00425, F.A.C., are met. These vehicles are not allowed to exceed the external bridge or axle weight limitations described in Section 316.535, F.S.

(13) Wrecker Permits.

(a) When the combined weight of the wrecker and disabled vehicle being towed exceeds the maximum weight limits established by Section 316.535, F.S., trip or multi-trip

permits shall be issued if all the criteria of Rule 14-26.00425, F.A.C., are met ~~the wrecker must be operating under a wrecker permit as provided in Section 316.550(4), F.S.~~

(b) Escort requirements for towing disabled permitted vehicles shall be as prescribed in the original permit or amendment thereto for the towed vehicle.

(c) It is the responsibility of the wrecker operator to secure permits necessary to cover the attached load.

(d) In all instances where legal weight is exceeded, all available brakes on the towed vehicle will be functional and in operation at all times while being towed.

(e) An illegally loaded vehicle shall not become legal by being attached to a permitted wrecker

(f) The combined gross vehicle weight of the wrecker and towed vehicle shall not exceed 140,000 ~~132,000~~ pounds.

(g) The combined length of the wrecker and the towed vehicle shall not exceed 135 ~~120~~ feet.

(h) The permitted vehicle combination must be operated with attached map(s) showing acceptable routes for specific axle and vehicle configurations.

~~(i) When the criteria of Rule 14-26.00425, F.A.C., are met trip permits shall be issued, if the number of axles, axle spacing, axle weights and specified route of travel are provided for the combination.~~

Rulemaking Authority 316.515, 316.550, 334.044(2) FS. Law Implemented 316.550, 334.044(27) FS. History—New 8-26-82, Amended 12-6-83, Formerly 14-26.12, Amended 9-15-87, 5-2-90, 7-21-91, 6-23-96, 11-10-98, 2-1-10, \_\_\_\_\_.

14-26.01311 Permits to Move Sealed Containerized Loads.

(1) Definitions. For the purposes of this rule:

(a) In accordance with Section 316.302(4), F.S., “Hazardous waste” or “hazardous materials” means as defined in Title 49, C.F.R., Part 171, Subpart A, Sec. 171.8.

(b) A “Sealed Containerized Load” means a freight container with or without wheels, as defined by the International Standards Organization, Series 1, Freight Containers – Classification, dimensions and ratings, ISO668-1988 [E], ~~which freight container may or may not have wheels.~~

(c) “Destination point” means ~~is~~ the location where the packer’s seal or U.S. Customs’ seal is broken.

(d) “Point of origin” means the location where the packer’s seal is affixed.

(2) General. Sealed containerized loads being moved via a truck or trucks and rail in conjunction with a maritime shipment will be considered a “nondivisible” load, eligible for an overweight or overdimensional permit, when the following conditions are met:



(a) The sealed containerized load does not transport hazardous waste or hazardous materials which require placarding per Title 49, C.F.R., Part 172, Subpart F, as required by Section 316.302, F.S.; and

(b) The sealed containerized load is being moved by a vehicle qualified to do so under the provisions of this rule:

1. From a maritime port to the destination point; or
2. From a maritime port to a railroad facility for movement to the destination point; or
3. From the point of origin to a maritime port; or
4. From the point of origin to a railroad facility for movement to a maritime port; and

(c) The sealed containerized load retains the original unbroken seal or a replacement U. S. Customs' seal throughout its transit until reaching its destination point.

(3) Required On-Board Documents.

(a) The operators of vehicles transporting sealed containerized loads by permits issued pursuant to this rule shall at all times have on board at least one of the following documents ~~and~~ under their control and available for inspection:

1. A short form master bill of lading;
2. A copy of an electronically transmitted way bill; or
3. A completed U.S. Customs Service Authority to move (Form 75-12) valid for the permitted load.

(b) The document(s) in paragraph (a) shall include the following readily identifiable information:

1. Consignor;
2. Point of origin;
3. Consignee;
4. Point of destination;
5. Either the number of the packer's cargo seal or the number of the U.S. Customs seal; and
6. A statement that the load being transported does not contain any hazardous waste material or ~~that any hazardous materials which require placarding per Title 49, C.F.R., Part 172, Subpart F material is packaged as provided in Title 49 C.F.R. Part 172.101 Hazardous Material.~~

(c) The document(s) in paragraph (a) shall be in the form of a hard copy ~~having a signature on each document.~~

(4) No Straight Trucks. Because of the nature of the load to be carried and the potential for increased wear to the highway from vehicles so loaded, no straight truck, as defined in Section 316.003(70), F.S., shall be eligible for a permit to haul sealed containerized loads.

(5) Trip or Multi-Trip Permits. When applying for a trip or multi-trip permit to transport sealed containerized loads, the hauler must furnish all relevant details on the proposed move to the Department's Permit Office Permits Section. At a minimum, this shall include:

- (a) Maximum gross weight;
- (b) Axle spacing (center to center of each axle);

(c) The total number of axles and total weight on each axle of the vehicle/vehicle combination;

(d) The origin and destination of the highway move (for trip permits);

(e) Either the number of the packer's cargo seal or the number of the U.S. Customs' seal;

(f) The State highway(s) requested to be traveled (for trip permits); and

(g) A reasonable description of the contents of the sealed containerized load to be moved.

(6) Overall Gross Vehicle Weight. Vehicles operating under a permit issued pursuant to this rule shall not exceed an overall gross vehicle weight of 95,000 pounds.

(7) Axle Spacings. All vehicles operating under a permit issued pursuant to this rule shall meet the minimum axle spacing requirements described in the permit.

(8) Number of Axles. All vehicles operating under a permit issued pursuant to this rule shall have a minimum of five load-bearing axles in operation at all times during movement.

(9) Outer Bridge Length. All vehicles operating under a permit issued pursuant to this rule shall have an outer bridge length of 51 feet or greater.

Rulemaking Authority 316.550, 334.044(2) FS. Law Implemented 316.535, 316.550, 334.044(27) FS. History—New 9-14-93, Amended 6-23-96, 2-1-10,\_\_\_\_\_.

14-26.015 Penalties.

(1) Any vehicle in violation of any permit criteria, or operating without a permit where one is required, will be required to correct all offending irregularities or obtain a new permit based on the vehicle's actual load prior to release of the vehicle. Additionally, the following penalties for violation of permit requirements will apply:

(a) An oversize or overweight vehicle being operated without a permit will have penalties assessed in accordance with Sections Section 316.545 and 316.516, F.S.; ~~for overweight vehicles and Section 316.515, F.S., for overdimensional vehicles.~~

(b) A vehicle operated with a valid permit which exceeds the weight criteria contained in the permit, will be assessed a penalty for every pound or portion thereof exceeding the permitted weight as provided in Section 316.545, F.S.

(c) A vehicle operated with a valid permit which exceeds the dimensional criteria contained in the permit, will be assessed a penalty for every foot or portion thereof exceeding the permitted dimension, as provided in Section 316.516, F.S., except that the total penalty for the vehicle shall not exceed \$1,000.00, as provided in Section 316.550(9)(b), F.S.

(d) A vehicle operated with a valid permit which vehicle violates an operational or safety provision contained in the permit, will be assessed a penalty of \$100.00 per safety

violation (lights, flags, signs, etc.) and \$250.00 per absent escort, except that the total penalty for the vehicle shall not exceed \$1,000.00.

(e) A vehicle operated with a valid permit which violates daytime, nighttime, or restricted hours of travel restrictions shown on the permit, which violates weekend and holiday travel restrictions shown on the permit, or which violates the restrictions against movement during periods of poor visibility, will be assessed a penalty of \$1,000.00 and the vehicle will be parked at owner's expense and responsibility until the next authorized travel period.

(f) Any vehicle which bypasses an open weigh station will be assessed a penalty of \$1,000.00.

(2) Null and Void Criteria. Any vehicle found to be operating under one or more of the following conditions shall be determined to be out of conformity with the provisions of the permit, in which case the vehicle is considered to be in non-compliance and the permit will be declared to be null and void for that vehicle for that trip. Penalties will be assessed as provided in Sections 316.516 and 316.545, F.S., and the vehicle must remain until the load is brought into compliance or a valid permit is obtained.

(a) The vehicle does not have the required number of axles. Penalty to be assessed for the weight only.

(b) The vehicle has an expired ~~blanket~~ permit (~~lapsed for less than 30 days~~). Penalty to be assessed for both weight and size.

(c) The vehicle is not on the route designated on the permit or on an approved route on the multi-trip permit attachments. Penalty to be assessed for both weight and size.

(d) The vehicle is a self-propelled truck crane towing a motor vehicle that exceeds the 5,000 pound limit allowed in Section 316.550, F.S. Penalty to be assessed for weight only.

(e) The vehicle is operating with a permit which has been altered or forged. Penalty to be assessed for both weight and size.

(f) The vehicle is not as represented by the facts on the permit. Penalty to be assessed for both weight and size. This violation will not be applicable if it duplicates another violation noted in a specific citation.

(g) The vehicle contains multiple loading (except as allowed per this rule). Penalty to be assessed based upon the nature of the violation (weight or size).

(h) The vehicle was operating during nighttime hours when not allowed by the permit or its attachments. Penalty to be assessed for size only.

(i) The tires on the vehicle are smaller than those specified on the permit. Penalty to be assessed for weight only.

(j) The vehicle has an outer-bridge dimension which is less than the minimum specified on the permit ~~and the outer-bridge dimension cannot be adjusted to meet the permit requirements~~. Penalty to be assessed for weight only.

(k) The vehicle is being operated under a multi-trip permit and the permit is not accompanied by the attachments described in the permit. Penalty to be assessed based upon the nature of the violation (weight or size).

~~(l) The vehicle is being operated with a permit which does not meet the definition of expired permit. Penalty to be assessed for both weight and size.~~

~~(m) The vehicle bypasses an open weigh station. Penalty to be assessed for both weight and size.~~

Rulemaking Authority 316.516(4), 334.044(2) FS. Law Implemented 316.516(4), 316.550(6), (8) FS. History—New 6-23-96, Amended 11-10-98, 2-1-10, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Tim Lattner, Director, Office of Maintenance  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Stephanie C. Kopelousos, Secretary  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 29, 2010  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 14, 2010

**DEPARTMENT OF TRANSPORTATION**

RULE NO.: 14-85.022  
RULE TITLE: Permits  
PURPOSE AND EFFECT: Rule 14-85.022, F.A.C., is being amended to establish a new formula for calculating annual permit fees, reinstate former Logo businesses, and provide a reduced monthly fee for businesses in disaster areas.  
SUMMARY: Annual permit fees are being amended.  
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: 334.044(2), 479.261 FS.  
LAW IMPLEMENTED: 479.261 FS.  
A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:  
DATE AND TIME: July 26, 2010, 10:00 a.m.  
PLACE: Department of Transportation, Haydon Burns Building Auditorium, 605 Suwannee Street, Tallahassee, Florida 32399  
Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Deanna R. Hurt, Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee,

Florida 32399-0458. If you are 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: Deanna R. Hurt, Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458

THE FULL TEXT OF THE PROPOSED RULE IS:

14-85.022 Permits.

(1) Permit Period. All permits shall expire annually on December 31. However, initial permits approved after September 30, will expire December 31 of the year following approval.

(2) Permit Fees. ~~Effective January 1, 2010, permit fees shall be in accordance with the provisions of Section 479.261(5), F.S.~~

(a) The following charts show the groupings for both AADT and population. Annual fees for participation in the Logo Sign Program are computed based upon the Annual Average Daily Traffic (AADT) at each interchange, the population of the area surrounding the interchange, market conditions, and the costs of the program. The following charts show the groupings for both AADT and population:

AADT Grouping		
>	<=	Group
0	30,000	0
30,000	75,000	1
75,000	175,000	2
175,000		3

  

Population Grouping		
>=	<	Group
0	5,000	1
5,000	50,000	2
50,000	200,000	3
200,000	500,000	4
500,000		5

The following chart shows the weighted values assigned to each factor:

Fee Formula Factors	
AADT	<del>230</del> 600
Population	400
Cost	1000

The fee for each interchange is computed as follows:

$$(AADT \text{ Group} \times AADT \text{ Factor}) + (\text{Population Group} \times \text{Population Factor}) + \text{Cost Factor}$$

EXAMPLE: For an interchange with an AADT of 60,000 and a population of 75,000, the fee is computed as follows:

$$AADT \text{ Group} = 1$$

$$\text{Population Group} = \underline{2} \text{ } \underline{3}$$

$$(1 \times \underline{230} \text{ } \underline{600}) + (\underline{2} \text{ } \underline{3} \times 400) + 1000 = \underline{\$2,030} \text{ } \underline{\$2,800}$$

The fees calculated above are for a mainline logo sign and ramp logo signs in both directions of the interstate. At interchanges where the configuration only allows access to the business in a single direction, one mainline logo sign and one ramp logo sign will be provided and the fee will be one-half (1/2) that computed for both directions.

(b)(a) Payment of permit fees shall be by U.S. currency, postal money order, bank draft, cashier's check, personal check, or business check. If a personal or business check is not honored for any reason by the bank on which it is drawn, the application for which the fee was submitted will be denied. If an individual or company issues two or more checks to the Department or Program Administrator that are not honored, no further personal or business checks will be accepted from that individual or company, regardless of whether restitution has been made on previous checks.

(c) For calendar year 2010, the annual permit fees shall be reduced to conform to the formula shown above. Each business that has paid a 2010 annual permit fee in excess of the reduced annual fee amount shall be issued a credit for the excess amount. Such credits shall apply to the permitted location only and shall be applied against future permit renewals. No refunds shall be provided. Businesses which cancelled or did not renew participation for 2010, and for which space is available on the display panel, shall be provided a notice allowing thirty (30) days to reinstate participation in the program. Reinstatement shall be granted upon receipt of payment of an amount equal to 75% of the annual permit fee amount as computed from the above formula.

(d) For any business located within a threatened area as identified in a Proclamation or Executive Order declaring a State of Emergency pursuant to Section 252.36(2), F.S., the annual permit fee shall be reduced to \$83.33 per month (\$1,000 per year) during existence of the state of emergency. For businesses which are signed in a single direction, the fee shall be reduced to \$41.67 per month (\$500 per year). If the Proclamation or Executive Order is issued after fees have been paid for the year, the business will be issued a credit for any excess amount paid. Such credits shall apply to the permitted location only and shall be applied against future permit renewals. No refunds shall be provided. If the State of Emergency is terminated after payment is received for the annual permit fees, the business shall be billed for any difference between the fee paid and the prorated annual permit fee and shall have thirty (30) days to pay such additional amount.

~~(e)(b)~~ The permit fee will be prorated with 1/12 of the permit fee charged for each month or portion thereof remaining in the calendar year after the date of approval of an application. The fee for an application approved after September 30 will also include the fees for the next calendar year.

~~(3)(e)~~ A full service or self service gas business providing gas pumping service to motorists with disabilities and wishing to display the International Symbol of Accessibility for the Handicapped (Symbol D9-5 *Manual on Uniform Traffic Control Devices*) on its business logo, the business will be charged a one-time additional fee of \$100 per display panel, payable in advance.

~~(4)(d)~~ When a participating business wishes to change a business logo, there will be a \$100 change-out fee for each business logo, payable in advance.

~~(5)(3)~~ Initial Permit Application. A business applying to display a business logo must submit a completed Logo Sign Permit Application on Form 575-070-34, Rev. ~~12/09~~ ~~07/08~~, incorporated by reference, to the Program Administrator. A Logo Sign Permit Application may be obtained at <http://www.dot.state.fl.us/rightofway/Documents.shtm>.

~~(6)(4)~~ Completed applications will be acted upon within 30 days of receipt. Written notice of the decision will be furnished to the applicant.

~~(7)(5)~~ Permit fees must be received by the Program Administrator within 30 days of the notification of permit approval.

~~(8)(6)~~ After notification of approval, the applicant shall be responsible for providing the Program Administrator with all required business logo signage.

~~(9)(7)~~ The business logo will generally be affixed to the display panel within 30 days of receipt of the business logo or the permit fee, whichever is later.

~~(10)(8)~~ When space is not available on a logo structure for a qualified business, the business will be placed on a waiting list in each individual category in the order in which the application was received. When space becomes available, notice will be provided to the business with the highest priority, providing the business 30 days within which to submit an application in accordance with this section.

Rulemaking Authority 334.044(2), 479.261(1), 479.261(7) FS. Law Implemented 479.261(3), 479.261(4), 479.261(5) FS. History—New 12-15-09, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
John L. Garner, Director, Office of Right of Way  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Stephanie C. Kopelousos, Secretary  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 29, 2010  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 9, 2010

**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 VETERANS' AFFAIRS  
Division of Veterans' Benefits and Assistance**

RULE NO.: 55A-3.006  
RULE TITLE: Continuing Certification

PURPOSE AND EFFECT: The proposed amendment will require Veterans Service Officers attending a training refresher course to pass an exam demonstrating mastery of the covered material.

SUMMARY: The current rule makes the exam optional at the discretion of FDVA.

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: 292.05(3) FS.

LAW IMPLEMENTED: 292.11 FS.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: David Herman, (850)487-1533. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: David Herman, FDVA General Counsel, 4040 Esplanade Way, Suite 180, Tallahassee, FL 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

55A-3.006 Continuing Certification.

As a condition of remaining in employment, each county or city Veteran Service Officer shall attend the Department's periodic training refresher courses. The refresher courses are designed to acquaint the Veteran Service Officer with new regulations and amendments to existing regulations as well as to answer any questions which the Officer may have concerning the responsibilities of the office. Each Veteran

Service Officer attending a training refresher course ~~shall~~ may be required to pass a test demonstrating mastery of the subject covered during the refresher training session.

~~Rulemaking Specific~~ Authority 292.05(3) FS. Law Implemented 292.11 FS. History--New 8-14-79, Formerly 9H-3.06, 22S-3.06, 22S-3.006, Amended 10-4-89,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
David Herman

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: LeRoy Collins Jr.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 28, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 30, 2010, Vol. 36/17

**DEPARTMENT OF VETERANS' AFFAIRS**

**Division of Veterans' Benefits and Assistance**

RULE NO.:                      RULE TITLE:  
55A-3.007                      Failure to Attend Training Refresher Course

PURPOSE AND EFFECT: The proposed amendment requires county or city Veteran Service Officers who fail to attend a required refresher training course to demonstrate proficiency in the course material as a condition of continued certification.

SUMMARY: The current rule gives the Department the discretion to require a demonstration of proficiency.

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: 292.05(3) FS.

LAW IMPLEMENTED: 292.11 FS.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: David Herman, (850)487-1533. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: David Herman, (850)487-1533

THE FULL TEXT OF THE PROPOSED RULE IS:

55A-3.007 Failure to Attend Training Refresher Course.

Failure of a county or city Veteran Service Officer to attend any required training refresher course shall subject that Officer to revocation of certification. A county or city Veteran Service Officer who fails to attend a required training refresher course ~~shall~~ may be required to demonstrate proficiency in the matters covered in that refresher course as a condition of continued certification.

~~Rulemaking Specific~~ Authority 292.05(3) FS. Law Implemented 292.11 FS. History--New 8-14-79, Formerly 9H-3.07, 22S-3.07, 22S-3.007, Amended 10-4-89,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
David Herman, FDVA General Counsel, 4040 Esplanade Way, Suite 180, Tallahassee, FL 32399

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: LeRoy Collins Jr.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 28, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 30, 2010, Vol. 36/17

**DEPARTMENT OF VETERANS' AFFAIRS**

**Division of Veterans' Benefits and Assistance**

RULE NO.:                      RULE TITLE:  
55A-5.008                      Supervisory Inspection Review

PURPOSE AND EFFECT: The proposed amendment requires FDVA's Bureau of State Approving Agency to suspend for 60 days an educational institution from participation in GI Bill educational programs for noncompliance with Federal standards. At the end of the 60 day period, if FDVA finds that the institution has conformed its programs to the standards then it shall lift the suspension.

SUMMARY: Currently, the rule cited provides discretion to FDVA regarding suspension of educational institutions from participating in GI Bill Programs. At the request of the Joint Administrative Procedures Committee (JAPC), we are removing this discretion, making the rule requirements mandatory.

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: 292.05(3) FS.

LAW IMPLEMENTED: 295.124 FS.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: David Herman, (850)487-1533. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: David Herman, (850)487-1533

THE FULL TEXT OF THE PROPOSED RULE IS:

55A-5.008 Supervisory Inspection Review.

(1) The Bureau shall conduct an ongoing review of institutions which have a veteran or other eligible person enrolled in an accredited or nonaccredited course or program for the purpose of determining if the approved course or program continues to meet all the conditions for approval. Supervisory and inspection visits shall be coordinated to the extent possible with the schedule of compliance surveys to be conducted by the U.S.D.V.A. in order to avoid duplication of effort. The following priorities shall be observed by the Bureau when scheduling visits:

Priority I – Reports and Visits Requested by the U.S.D.V.A.

Priority II – New Approvals

Priority III – Revision of Existing Approvals

Priority IV – Routine Supervisory Visits

(2) Following each review, the Bureau shall advise the educational institution of its findings. A copy of the inspection report shall be furnished the Secretary of Veterans’ Affairs.

(3) In any case where the Bureau determines that a course or program no longer meets the applicable standards, it shall ~~may~~ suspend the educational institution for a period of 60 days during which time no new veterans may be enrolled for purposes of receiving benefits. At the end of the 60 day period, if the Bureau finds that the educational institution has conformed its courses or programs to the applicable standards, the Bureau shall ~~may~~ lift the suspension. If the Bureau finds the courses or programs still do not comply with the applicable standards, it shall issue a letter of disapproval to the educational institution and forward a copy of the letter to the U.S.D.V.A.

Rulemaking Specific Authority 292.05(3) FS. Law Implemented 295.124 FS. History–New 9-2-79, Formerly 9H-5.08, 22S-5.08, 22S-5.008, Amended 10-30-89, 12-5-95,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: David Herman, FDVA General Counsel, 4040 Esplanade Way, Suite 180, Tallahassee, FL 32399

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: LeRoy Collins Jr.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 28, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 30, 2010, Vol. 36/17

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Division of Physical Therapy**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
61F6-9.018	Organization
61F6-9.020	Delegation of Powers and Duties to Physical Therapy Council
61F6-9.021	Model Rules of Procedure
61F6-9.022	Declaratory Statement

**PURPOSE AND EFFECT:** The Board proposes to repeal the rules due to the fact that there is no rulemaking authority for the rules because subsection 486.025(2), F.S. was repealed in 1996.

**SUMMARY:** The rules are obsolete and are being repealed.

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

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

**RULEMAKING AUTHORITY:** 120.53(1), 120.565, 486.025(1), (2) FS.

**LAW IMPLEMENTED:** 120.53(1), 120.565, 455.207, 486.025(2), 486.041 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

THE FULL TEXT OF THE PROPOSED RULES IS:

61F6-9.018 Organization.

Rulemaking Specific Authority 120.53(1), 486.025(1) FS. Law Implemented 120.53(1), 455.207, 486.025(2) FS. History–New 12-4-86, Formerly 21M-9.018, Repealed\_\_\_\_\_.

61F6-9.020 Delegation of Powers and Duties to Physical Therapy Council.

Rulemaking Specific Authority 486.025(2) FS. Law Implemented 486.025(2), 486.041 FS. History–New 8-6-84, Amended 9-9-85, Formerly 21M-9.20, 21M-9.020, Repealed\_\_\_\_\_.

61F6-9.021 Model Rules of Procedure.

Rulemaking Specific Authority 120.53(1)(c) FS. Law Implemented 120.53(1)(c) FS. History–New 8-6-84, Formerly 21M-9.21, 21M-9.021, Repealed.

61F6-9.022 Declaratory Statement.

Rulemaking Specific Authority 120.565 FS. Law Implemented 120.565 FS. History–New 8-6-84, Formerly 21M-9.22, 21M-9.022, Repealed.

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 4, 2010

**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 Physical Therapy Practice**

RULE NO.: 64B17-4.003  
RULE TITLE: Licensure by Endorsement  
PURPOSE AND EFFECT: The Board proposes the rule amendment to reference a revised form.

SUMMARY: A revised form will be referenced 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:
- Over a five year period, an estimated 6,510 applications could be received.
  - The only costs to be incurred are rulemaking costs. No effect on state or local revenue is expected.
  - No transactional costs are expected to be incurred by applicants or other entities by the proposed changes to the rule.
  - 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, 486.107(1) FS.  
LAW IMPLEMENTED: 486.107(1) 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:

64B17-4.003 Licensure by Endorsement.

An applicant, filing DOH Form #DH-MQA 1142 Application for Licensure, Revised 0802/09, which is available through [www.doh.state.fl.us/mqa](http://www.doh.state.fl.us/mqa), and demonstrating that he or she is licensed in another state may be licensed to practice as a physical therapist assistant by endorsement by presenting evidence of active licensure in another jurisdiction, under oath, and evidence satisfactory to the Board that the applicant from such other jurisdiction has been licensed under standards for licensure as high as those maintained in Florida. The standard for determining whether those requirements are as high as those in Florida shall be whether the applicant was required to meet educational standards equivalent to those set forth in subsection 64B17-4.001(3), F.A.C., and whether the written examination taken for licensure in such other jurisdiction was through the designated national physical therapist assistants examination provider certified by the Department. An applicant who has failed to pass the National Physical Therapy Examination for Physical Therapist Assistants by or on the fifth attempt, regardless of the jurisdiction through which the examination was taken, is precluded from licensure.

Rulemaking Authority 486.025, 486.107(1) FS. Law Implemented 486.107(1) FS. History–New 8-6-84, Formerly 21M-10.26, Amended 5-18-86, Formerly 21M-10.026, 21MM-4.004, 61F11-4.004, 59Y-4.004, Amended 7-11-02, 11-11-02, 12-5-04, 4-9-06, 5-21-09, 9-28-09, \_\_\_\_\_.

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: November 5, 2009  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 16, 2009

**DEPARTMENT OF HEALTH**

**Division of Environmental Health**

RULE NOS.:	RULE TITLES:
64E-19.002	Definitions
64E-19.004	Requirements for Premises
64E-19.006	Piercing Procedures
64E-19.007	Other Operations

PURPOSE AND EFFECT: The purpose of this rule development is to incorporate standards to fulfill the intent of Section 381.0075, F.S., and to remove standards that were time-limited. The incorporated language will maintain consistency with statutory language, provide flexibility to body piercers who pierce with devices other than needles, and remove language that is now superfluous.

SUMMARY: Areas addressed encompass devices used to pierce the skin, building and equipment requirements, and training of operators and piercers.

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: 381.0075(10) FS.

LAW IMPLEMENTED: 381.0075(10), (11) 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 30, 2010, 9:00 a.m. – 12:00 Noon

PLACE: Building 4042, Conference Room 301, Capital Circle Office Center, 4042 Bald Cypress Way, 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 seven days before the workshop/meeting by contacting: Ed Golding, Bureau of Community Environmental Health, 4052 Bald Cypress Way, Bin #A08, Tallahassee, Florida 32399-1713. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Ed Golding, Environmental Specialist III, Bureau of Community Environmental Health, 4052 Bald Cypress Way, Bin #A08, Tallahassee, Florida 32399-1713

THE FULL TEXT OF THE PROPOSED RULES IS:

64E-19.002 Definitions.

(1) through (11) No change.

(12) “Instruments” – means hand pieces, needles, and other tools that may come in contact with a customer’s body or be exposed to body fluids during body-piercing procedures.

(13) through (19) No change.

(20) “Single use” – means products or items that are intended for one-time, one-person use and are disposed of after use on each customer such as, cotton swabs or balls, tissues or

paper products, paper or plastic cups, gauze and sanitary coverings, razors, instruments that pierce the skin, ~~piercing needles, scalpel blades,~~ and protective gloves.

(21) through (22) No change.

Rulemaking Specific Authority 381.0075(10) FS. Law Implemented 381.0075(10) FS. History–New 1-24-00, Amended \_\_\_\_\_.

64E-19.004 Requirements for Premises.

(1) through (14) No change.

(15) Body-piercing salons not in full compliance with the building and equipment requirements of this section on the effective date of this chapter, shall have six months from the effective date of this chapter to comply with these requirements; provided that no complaints of injury validated by the department are reported to the department during that time period; further provided that no uncorrected sanitary nuisances, as defined by Chapter 386, F.S., occur at the salon during that time period. This subsection does not apply to temporary establishments.

Rulemaking Specific Authority 381.0075(10) FS. Law Implemented 381.0075(10), (11) FS. History–New 1-24-00, Amended \_\_\_\_\_.

64E-19.006 Piercing Procedures.

(1) through (3) No change.

(4) Only jewelry and instruments ~~single use needles~~ that are sterilized and free of nicks, scratches, or irregular surfaces, and prepackaged single use sterile gauze or cotton swabs shall be used in piercing procedures. Jewelry must meet the requirements of subparagraph 381.0075(11)(a)5., F.S.

(5) through (8) No change.

Rulemaking Specific Authority 381.0075(10) FS. Law Implemented 381.0075(10), (11) FS. History–New 1-24-00, Amended 1-28-03, \_\_\_\_\_.

64E-19.007 Other Operations.

(1) through (5) No change.

(6) Training.

(a) through (c) No change.

(d) Operators and piercers must complete the required training prior to assuming responsibilities in a salon, ~~according to the following time frames:~~

~~1. Operators hired on or after the effective date of this chapter must complete the required training prior to assuming responsibilities in a salon.~~

~~2. Operators and piercers hired before the effective date of this chapter must complete the required training prior to a salon being licensed.~~

Rulemaking Specific Authority 381.0075(10) FS. Law Implemented 381.0075(7), (10), (11) FS. History–New 1-24-00, Amended 1-28-03, \_\_\_\_\_.



NAME OF PERSON ORIGINATING PROPOSED RULE: Ed Golding, Environmental Specialist III, Bureau of Community Environmental Health, 4052 Bald Cypress Way, Bin #A08, Tallahassee, Florida 32399-1713

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 24, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 30, 2010

**FISH AND WILDLIFE CONSERVATION COMMISSION**

RULE NO.: 68-5.003                      RULE TITLE: Prohibited Non-native Species

PURPOSE AND EFFECT: The purpose of the proposed rule changes is to correct two rule references and a spelling error. This will bring Rule 68-5.003, F.A.C. into accordance with Rule 68-5.001, F.A.C.

SUMMARY: Rule 68-5.003, F.A.C. (Prohibited Non-native Species) would be amended to address two incorrect rule references and a spelling error.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The agency has determined that this rule will \_\_\_ or will not X have an impact on small business. A SERC has \_\_\_ or has not X been prepared by the agency.

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: Article IV, Section 9, Florida Constitution.

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution.

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: Bud Vielhauer, General Counsel, Legal Office, Florida Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, FL 32399-1600

THE FULL TEXT OF THE PROPOSED RULE IS:

68-5.003 Prohibited Non-native Species.

Live specimens of the following species, including their taxonomic successors, subspecies, or hybrids or eggs thereof may be possessed only pursuant to permit issued by the Executive Director except as provided in subsection 68-5.001(4)(~~3~~), F.A.C.

(1) Non-native freshwater aquatic species:

(a) through (h) No change.

(i) Tilapias (Genera *Tilapia*, *Sarotherodon*, *Alcolapia* and *Oreochromis*, all species except *Oreochromis aureus*, *Oreochromis urolepis* ~~*urolepis*~~, *Oreochromis mossambicus*, and *Oreochromis niloticus*).

(j) through (o) No change.

(2) No change.

(3) Non-native marine species:

(a) No change.

(b) Sea snakes (Family Hydrophiidae, all species), except that sea snakes may be possessed as described in subsection 68-5.001(4)(a)6. (~~5~~), F.A.C.

(c) through (i) No change.

Rulemaking Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History–New 6-7-07, Amended \_\_\_\_\_.

BE ADVISED THAT THESE PROPOSED RULES MAY BE FILED FOR ADOPTION AS SOON AS POSSIBLE.

NAME OF PERSON ORIGINATING PROPOSED RULE: Tim Breault, Director, Division of Habitat and Species Conservation, Florida Fish and Wildlife Conservation Commission

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Fish and Wildlife Conservation Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 24, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 30, 2009

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

RULE NO.: 68A-6.007                      RULE TITLE: Possession, Transportation, Exhibition and Caging Venomous Reptiles and Reptiles of Concern

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to delete the species listed as Reptiles of Concern leaving no reptiles of concern listed at this time. These species are currently proposed for listing as Conditional species in Rule 68-5.002, Florida Administrative Code, and include the Indian or Burmese python (*Python molurus*), Reticulated python (*Python reticulatus*), African rock python (*Python sebae*), Amethystine or Scrub python (*Morelia* spp.) (all species exceeding 12 feet in length upon maturity), Green anacondas (*Eunectes murinus*) and Nile monitor (*Varanus niloticus*).

SUMMARY: The proposed rule deletes the current list of Reptiles of Concern indicating that there are no Reptiles of Concern listed at this time.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The agency has determined that this rule will \_\_\_ or will not X have an impact on small business. A SERC has \_\_\_ or has not X been prepared by the agency. 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: Article IV, Section 9, Florida Constitution.

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution, 379.303, 379.304, 379.305, 379.372, 379.373, 379.374, 379.3761 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: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

THE FULL TEXT OF THE PROPOSED RULE IS:

68A-6.007 Possession, Transportation, Exhibition and Caging Venomous Reptiles and Reptiles of Concern.

(1) Any person who keeps, possesses, exhibits or sells any venomous reptiles or reptile of concern shall comply with Sections 379.303, 379.304, 379.305, 379.372, 379.373, 379.374 and 379.3761, F.S., and the provisions of subsection 68-5.002(4), F.A.C., and this rule. The following reptiles, including their taxonomic successors, subspecies or hybrids thereof, are designated as reptiles of concern: None listed at this time.

- ~~(a) Indian or Burmese python (*Python molurus*)~~
  - ~~(b) Reticulated python (*Python reticulatus*)~~
  - ~~(c) African rock python (*Python sebae*)~~
  - ~~(d) Amethystine or Scrub python (*Morelia spp.*) (all species exceeding 12 feet in length upon maturity)~~
  - ~~(e) Green anacondas (*Eunectes murinus*)~~
  - ~~(f) Nile monitor (*Varanus niloticus*)~~
- (2) through (9) No change.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const., 379.373, 379.374 FS. Law Implemented Art. IV, Sec. 9, Fla. Const., 379.303, 379.304, 379.305, 379.372, 379.373, 379.374, 379.3761, 379.3762 FS. History—New 1-1-08, Amended 1-8-08, 8-27-09, \_\_\_\_\_.

BE ADVISED THAT THESE PROPOSED RULES MAY BE FILED FOR ADOPTION AS SOON AS POSSIBLE.

NAME OF PERSON ORIGINATING PROPOSED RULE: Colonel Jim Brown, Director, Division of Law Enforcement

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Fish and Wildlife Conservation Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 24, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 30, 2009

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

RULE NO.: 68A-15.064  
 RULE TITLE: Specific Regulations for Wildlife Management Areas – South Region

PURPOSE AND EFFECT: The purpose of the proposed rule changes is to revise specific area regulations on Wildlife Management Areas (WMAs) in the South Region. The effect of the proposed rule changes will be to allow the take of Conditional non-native snakes and lizards and enable the agency to better manage fish and wildlife resources on WMAs. SUMMARY: The proposed rule changes would revise specific area regulations on Wildlife Management Areas (WMAs) in the South Region as follows:

Big Cypress WMA – Conditional snakes and lizards may be taken in the area; method of take and reporting requirements for Conditional snakes and lizards will be the same as for Reptiles of Concern and none may be removed from the area alive.

Everglades and Francis S. Taylor WMA – Conditional snakes and lizards may be taken in the area; establish extended season for Reptiles of Concern and Conditional snakes and lizards; method of take and reporting requirements for Conditional snakes and lizards will be the same as for Reptiles of Concern and none may be removed from the area alive.

Holey Land WMA – Conditional snakes and lizards may be taken in the area; establish extended season for Reptiles of Concern and Conditional snakes and lizards; method of take and reporting requirements for Conditional snakes and lizards will be the same as for Reptiles of Concern and none may be removed from the area alive.

Rotenberger WMA – Conditional snakes and lizards may be taken in the area; establish extended season for Reptiles of Concern and Conditional snakes and lizards; method of take and reporting requirements for Conditional snakes and lizards will be the same as for Reptiles of Concern and none may be removed from the area alive.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The agency has determined that this rule will \_\_\_ or will not X have an impact on small business. A SERC has \_\_\_ or has not X been prepared by the agency.

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: Article IV, Section 9, Florida Constitution, 375.313, 379.2223 FS.

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution, 375.313, 379.2223 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: Diane R. Eggeman, Director, Division of Hunting and Game Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600

THE FULL TEXT OF THE PROPOSED RULE IS:

68A-15.064 Specific Regulations for Wildlife Management Areas – South Region.

(1) No change.

(2) Hole Land Wildlife Management Area.

(a) through (c) No change.

(d) General regulations:

1. through 14. No change.

15. Reptiles of Concern as listed in subsection paragraphs 68A-6.007(1)(a)-(f), F.A.C., and Conditional non-native snakes and lizards as listed in subsection 68A-5.002(4), F.A.C., may be taken March 7 through April 17 and during established seasons for the taking of game animals or alligators and only by persons properly licensed and permitted to take game animals or alligators.

16. Guns are a prohibited method of take for Reptiles of Concern and Conditional non-native snakes and lizards, except when the use of guns to take game or alligators is authorized and from March 7 through April 17 when all legal methods of take for game animals or alligators are allowed, except the use of centerfire rifles is prohibited.

17. Reptiles of Concern and Conditional non-native snakes and lizards shall not be removed from the areas alive.

18. Persons that take any Rreptile of Cconcern or Conditional non-native snakes and lizards shall report the take within 36 hours, and shall provide all data requested.

19. From March 7 through April 17 shooting hours for Reptiles of Concern and Conditional non-native snakes and lizards shall be 1/2 hour before sunrise until 1/2 hour after sunset.

(e) No change.

(3) Everglades and Francis S. Taylor Wildlife Management Area.

(a) through (c) No change.

(d) General regulations:

1. through 21. No change.

22. Reptiles of Concern as listed in subsection paragraphs 68A-6.007(1)(a)-(f), F.A.C., and Conditional non-native snakes and lizards as listed in subsection 68A-5.002(4), F.A.C., may be taken March 7 through April 17 and during established seasons for the taking of game animals or alligators and only by persons properly licensed and permitted to take game animals or alligators.

23. Guns are a prohibited method of take for Reptiles of Concern and Conditional non-native snakes and lizards, except when the use of guns to take game or alligators is authorized and from March 7 through April 17 when all legal methods of take for game animals or alligators are allowed, except the use of centerfire rifles is prohibited.

24. Reptiles of Concern and Conditional non-native snakes and lizards shall not be removed from the areas alive.

25. Persons that take any Rreptile of Cconcern or Conditional non-native snakes and lizards shall report the take within 36 hours, and shall provide all data requested.

26. From March 7 through April 17 shooting hours for Reptiles of Concern and Conditional non-native snakes and lizards shall be 1/2 hour before sunrise until 1/2 hour after sunset.

(e) No change.

(4) Rotenberger Wildlife Management Area.

(a) through (c) No change.

(d) General regulations:

1. through 14. No change.

15. Reptiles of Concern as listed in subsection paragraphs 68A-6.007(1)(a)-(f), F.A.C., and Conditional non-native snakes and lizards as listed in subsection 68A-5.002(4), F.A.C., may be taken March 7 through April 17 and during established seasons for the taking of game animals or alligators and only by persons properly licensed and permitted to take game animals or alligators.

16. Guns are a prohibited method of take for Reptiles of Concern and Conditional non-native snakes and lizards, except when the use of guns to take game or alligators is authorized and from March 7 through April 17 when all legal methods of take for game animals or alligators are allowed, except the use of centerfire rifles is prohibited.

17. Reptiles of Concern and Conditional non-native snakes and lizards shall not be removed from the areas alive.

18. Persons that take any Rreptile of Cconcern or Conditional non-native snakes and lizards shall report the take within 36 hours, and shall provide all data requested.

19. From March 7 through April 17 shooting hours for Reptiles of Concern and Conditional non-native snakes and lizards shall be 1/2 hour before sunrise until 1/2 hour after sunset.

(e) No change.

(5) Big Cypress Wildlife Management Area.

- (a) through (c) No change.
- (d) General regulations:
  - 1. through 15. No change.

16. Reptiles of Concern as listed in ~~subsection paragraphs 68A-6.007(1)(a)-(f), F.A.C., and Conditional non-native snakes and lizards as listed in subsection 68A-5.002(4), F.A.C.~~, may be taken during established seasons for the taking of game animals or alligators and only by persons properly licensed and permitted to take game animals or alligators.

17. Guns are a prohibited method of take for Reptiles of Concern and Conditional non-native snakes and lizards, except when the use of guns to take game or alligators is authorized.

18. Reptiles of Concern and Conditional non-native snakes and lizards shall not be removed from the areas alive

19. Persons that take any Reptile of Concern or Conditional non-native snakes and lizards shall report the take within 36 hours, and shall provide all data requested.

- (6) through (11) No change.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const., 379.2223, 375.313 FS. Law Implemented Art. IV, Sec. 9, Fla. Const., 379.2223, 375.313 FS. History--New 6-21-82, Amended 7-1-83, 7-27-83, 9-27-83, 7-5-84, 7-1-85, 5-7-86, 8-5-86, 5-10-87, 8-24-87, 5-1-88, 6-7-88, 7-1-89, 7-1-90, 9-1-90, 7-1-91, 7-1-92, 7-1-93, 7-1-94, 7-1-95, 8-15-95, 7-1-96, 9-15-96, 10-20-96, 6-1-97, 8-7-97, 7-1-98, 7-2-98, 7-1-99, Formerly 39-15.064, Amended 11-17-99, 7-1-00, 7-1-01, 6-2-02, 2-27-03, 5-1-03, 7-1-04, 7-1-05, 7-1-06, 7-1-07, 7-1-08, 7-1-09, 7-1-10, \_\_\_\_\_.

BE ADVISED THAT THESE PROPOSED RULES MAY BE FILED FOR ADOPTION AS SOON AS POSSIBLE.

NAME OF PERSON ORIGINATING PROPOSED RULE: Diane R. Eggeman, Director, Division of Hunting and Game Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Fish and Wildlife Conservation Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 24, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 11, 2009

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NO.: 68B-23.004  
 RULE TITLE: Commercial Fishing Season for Spanish Mackerel; Commercial Vessel Limits

PURPOSE, EFFECT AND SUMMARY: The purpose of this rule amendment is to modify the Commission’s Spanish Mackerel Rule to become consistent with federal Spanish mackerel regulations in the Atlantic Ocean. The South Atlantic Fisheries Management Council and the Gulf of Mexico

Fisheries Management Council jointly manage Spanish mackerel under the Fishery Management Plan (FMP) for the Coastal Migratory Pelagic Resources of the Atlantic and Gulf of Mexico. The Councils developed regulatory actions for the Atlantic Ocean Spanish mackerel stock in 2005 that shifted the start of the commercial fishing year one month earlier. In 2008, the corresponding commercial vessel limits were amended. The most recent stock assessment for Spanish mackerel was completed in 2008. The stock assessment indicated that overfishing was not occurring. However the Review Panel could not determine whether or not the stock was overfished. These rule amendments are being proposed to become consistent with federal rules to reduce confusion, aid compliance, and ease enforcement. Additionally, these rules were implemented in federal water to aid the commercial fishery by ensuring that the Spanish mackerel fishery is open in March when many other fisheries are closed to harvest.

SUMMARY: Rule 68B-23.004, F.A.C., (Commercial Fishing Season for Spanish Mackerel; Commercial Vessel Limits) would amend the Commission’s Spanish Mackerel Rule governing the commercial fishing year and the commercial vessel limits such that they are consistent with the recreational swordfish vessel limits in federally managed waters of the Atlantic Ocean as instituted by the National Marine Fisheries Service. The proposed Commission rule would change the commercial fishing season for Spanish mackerel from April 1 through March 31 to March 1 through the end of February and it would change the start date of the 3,500 pound vessel limit from April 1 to March 1.

RULEMAKING AUTHORITY: Article IV, Section 9, Florida Constitution.

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution.

THIS RULEMAKING IS UNDERTAKEN PURSUANT TO SECTION 120.54(6), F.S. WRITTEN COMMENTS MAY BE SUBMITTED WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

SUBSTANTIALLY AFFECTED PERSONS MAY WITHIN 14 DAYS OF THE DATE OF THIS NOTICE, FILE AN OBJECTION TO THIS RULEMAKING WITH THE AGENCY. THE OBJECTION SHALL SPECIFY THE PORTIONS OF THE PROPOSED RULE TO WHICH THE PERSON OBJECTS AND THE SPECIFIC REASONS FOR THE OBJECTION.

THE FULL TEXT OF THE PROPOSED RULE IS:

68B-23.004 Commercial Fishing Season for Spanish Mackerel; Commercial Vessel Limits.

- (1) East Coast Region.

(a) Persons harvesting Spanish mackerel for commercial purposes from waters of the East Coast Region shall have a season that begins on the regional season opening date of ~~March~~ ~~April~~ 1 of each year and continues through ~~the end of February~~ ~~March 31~~ of the following year. These persons shall be subject to commercial vessel limits effective during segments of the season as follows (consistent with the Federal Standard established in 50 C.F.R. § 622.44(b)):

1. Beginning on ~~March~~ ~~April~~ 1 and continuing through November 30 of each year, no person harvesting Spanish mackerel for commercial purposes shall harvest or land from a single vessel in any one day more than 3,500 pounds of Spanish mackerel. During this season segment, the possession of more than 3,500 pounds of Spanish mackerel aboard a single vessel in or on state waters at any time, is prohibited.

2 through 3. No change.

4. A limit of 500 pounds of Spanish mackerel per vessel per day shall apply from the date the 1500-pound season segment ends until the end of February each year ~~the season on March 31~~. During this season segment, no person shall possess while in or on the waters of the state, or land from a single vessel in any one day within this region, more than 500 pounds of Spanish mackerel.

(b) No change.

(2) through (5) No change.

**PROPOSED EFFECTIVE DATE: AUGUST 3, 2010.**

Rulemaking Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 10-30-86, Amended 12-10-87, 10-1-88, 11-1-89, 10-1-90, 11-26-92, 11-29-93, 9-30-96, 12-2-96, 1-1-98, Formerly 46-23.004, Amended 1-1-01, 8-3-10.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.:	RULE TITLES:
68B-33.0034	Swordfish: Recreational Bag and Possession Limits
68B-33.004	Size Limits

**PURPOSE, EFFECT AND SUMMARY:** The purpose of these rule amendments is to modify the Commission’s Billfish and Swordfish Rule to become consistent with federal swordfish regulations in the Gulf of Mexico and the Atlantic Ocean. NOAA Fisheries Service Highly Migratory Species Division developed regulatory actions for swordfish that became effective in 2007. The most recent stock assessment for swordfish was completed by the International Commission for the Conservation of the Atlantic Tunas in 2009. Based on this assessment, the Atlantic Swordfish stock is not overfished and is not experiencing overfishing. Additionally, the North Atlantic swordfish population is now fully rebuilt and biomass estimates are currently 5% above the target level. The effect of these rule amendments is to become consistent with federal rules to reduce confusion, aid compliance, and ease enforcement.

**SUMMARY:** Rule 68B-33.0034, F.A.C., (Swordfish: Recreational Bag and Possession Limits) would amend the Commission’s Billfish and Swordfish Rule governing the recreational vessel limits such that they are consistent with the recreational swordfish vessel limits in federally managed waters of the Gulf of Mexico and Atlantic Ocean as instituted by the National Marine Fisheries Service. The proposed Commission rule would change the recreational non-for-hire vessel maximum limit from three to four swordfish per vessel and would create a new vessel maximum limit for for-hire vessels of no more than the daily bag limit of swordfish multiplied by the number of customers fishing aboard, or 15 swordfish, whichever is less, additionally, the bag-limit would not be extended to captain and crew of for-hire vessels. 68B-33.004, F.A.C., (Size Limits) would be amended by removing the weight criteria for possession, leaving the lower jaw fork length, and the cleithrum to keel length as the only possession criteria for swordfish.

**RULEMAKING AUTHORITY:** Article IV, Section 9, Florida Constitution.

**LAW IMPLEMENTED:** Article IV, Section 9, Florida Constitution.

**THIS RULEMAKING IS UNDERTAKEN PURSUANT TO SECTION 120.54(6), F.S. WRITTEN COMMENTS MAY BE SUBMITTED WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO:** Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

**SUBSTANTIALLY AFFECTED PERSONS MAY WITHIN 14 DAYS OF THE DATE OF THIS NOTICE, FILE AN OBJECTION TO THIS RULEMAKING WITH THE AGENCY. THE OBJECTION SHALL SPECIFY THE PORTIONS OF THE PROPOSED RULE TO WHICH THE PERSON OBJECTS AND THE SPECIFIC REASONS FOR THE OBJECTION.**

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

68B-33.0034 Swordfish: Recreational Bag and Possession Limits.

(1) Except as provided in subsections (2) and (3), no person shall harvest more than one swordfish per day or possess more than one swordfish while in or on the waters of the state, up to the following maximum vessel limits (consistent with the Federal Standard established in 50 C.F.R. § 635.22(f)); ~~provided, however, that the possession of more than three swordfish aboard any vessel with three or more persons is prohibited.~~

(a) possession of more than the daily bag limit of swordfish multiplied by the number of customers fishing aboard, or 15 swordfish, whichever is less, aboard any vessel licensed or operated by a person licensed to carry customers pursuant to Section 379.354(7), F.S., wherein a fee is paid either directly or indirectly for the purpose of taking or attempting to take saltwater fish, is prohibited.

(b) possession of more than four swordfish aboard any recreational, not-for-hire fishing vessel, or vessel not listed in paragraph (a), is prohibited.

(2) On any vessel licensed or operated by a person licensed to carry customers wherein a fee is paid, either directly or indirectly, for the purpose of taking or attempting to take saltwater fish, the applicable bag and possession limit specified in subsection (1) shall not extend to the operator of such vessel or any person employed as a crew member of such vessel (consistent with the Federal Standard established in 50 C.F.R. §635.22(f)).

~~(3)~~(2) This rule shall not apply to persons fishing pursuant to a saltwater products license and a federal Limited Access Permit (LAP) for swordfish issued pursuant to 50 C.F.R. § 635.4(f).

PROPOSED EFFECTIVE DATE: AUGUST 3, 2010.

Rulemaking Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History--New 4-2-03, Amended 8-3-10.

68B-33.004 Size Limits.

(1) through (3) No change.

(4) No person shall harvest, possess in or on the waters of the state, or land, any swordfish with its head naturally attached that is less than 47 inches lower jaw fork length; or any swordfish that has had its head removed that is less than 29 inches cleithrum to keel length, or 33 pounds dressed weight. A swordfish that is damaged by shark bites may be retained only if the remainder of the carcass is at least 47 inches lower jaw fork length with its head is naturally attached or, 29 inches cleithrum to keel length if its head has been removed, or 33 pounds dressed weight (consistent with the Federal Standard established in 50 C.F.R. § 635.20(f)).

(5) No change.

PROPOSED EFFECTIVE DATE: AUGUST 3, 2010.

Rulemaking Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History--New 8-26-99, Amended 10-1-02, 4-2-03, 8-3-10.

**FINANCIAL SERVICES COMMISSION**

**OIR – Insurance Regulation**

RULE NOS.:	RULE TITLES:
69O-200.004	Qualification to Obtain and Hold a License
69O-200.005	Use of the Statutory Deposit
69O-200.006	Contractual Liability Insurers
69O-200.009	Form Filings
69O-200.014	Exemption From Financial Examination
69O-200.015	Forms Incorporated by Reference

PURPOSE AND EFFECT: Incorporates into the existing rules a new category of Motor Vehicle Service Agreement Companies: “Motor Vehicle Manufacturers.”

SUMMARY: In Sections 634.011(7) and 634.041(12), Florida Statutes, the legislature created a new category of Motor Vehicle Service Agreement Companies: “Motor Vehicle Manufacturers.” These amendments address the legislative mandate to modify the rules and forms to incorporate this new category.

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: 634.021, 634.031, 634.041, 634.121, 634.1213, 634.1216, 634.061, 634.252 FS.

LAW IMPLEMENTED: 634.041(12), 637.137(6) 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: August 3, 2010, 9:30 a.m.

PLACE: Room 116, Larson Building, 200 East Gaines Street, Tallahassee, Florida

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Steve Szygula, Office of Insurance Regulation. E-mail Steve.Szygula@flor.com

THE FULL TEXT OF THE PROPOSED RULES IS:

69O-200.004 Qualification to Obtain and Hold a License.

(1) An applicant must submit legible fingerprint cards, investigative background checks and biographical statements on Form OIR-~~CI-1423422~~, incorporated by reference in Rule 69O-200.015, F.A.C., for the following:

(a) Officers, directors, and stockholders holding 10% or more of the outstanding voting stock of the applicant and of any company or entity which has control over the applicant;

(b) Officers and directors of the applicant and of any company or entity having which has control over the applicant; and,

(c) Partners, members, sStockholders and other individuals holding a voting interest of 10% or more in any greater shares of outstanding stock of the applicant and any company or entity having direct or indirect which has control over the applicant.

(2) An applicant that is a motor vehicle manufacturer, as defined in Section 634.011(7), Florida Statutes, must submit legible fingerprint cards, investigative background checks and biographical statements on Form OIR-C1-1423 for all officers and directors of the applicant only.

(3)(2) Subsequent to the date of licensure, individuals who become associated with the motor vehicle service agreement company in any of the above capacities shall submit the information required in subsection (1) above; however, those individuals who become associated with an agreement company which:

(a) Manufactures motor vehicles;

(b) Demonstrates it has ~~they have~~ a gap net worth in excess of \$100,000,000, as reported under generally accepted accounting principles (GAAP);

(c) Annually files with the Office a 10K Report; and,

(d) Annually notifies the Office in writing of any changes in officers (Executive Vice Presidents and above) and directors of the agreement company, shall be exempt from the requirements of subsection (1).

(4) Individuals named as officers or directors of a motor vehicle manufacturer licensee must within 45 days submit legible fingerprint cards, investigative background checks and biographical statements on Form OIR-C1-1423 for those officers and directors directly overseeing the Florida service contract operations, unless the licensee is exempt under subsection (3) above or subsection (7) below.

(5) In addition to background requirements for newly associated individuals, as noted in subsections (1) through (4) above, an acquisition filing pursuant to Section 628.4615, Florida Statutes, may require updates of previously filed background documentation.

(6)(3) Motor vehicle service agreement companies are required to notify the department in writing within 15 days of any change in the corporate name, business name, address or phone number of the company.

(7)(4) The Office may, at its discretion, waive any of the above provisions if the applicant or licensee can satisfy the Office that the documents are not required in determining if the individual(s) in question can manage the company and its affairs and is competent and trustworthy. The following criteria will be considered by the Office in making this determination:

(a) The financial condition of the applicant or licensee;

(b) The financial condition of the companies having control over the applicant or licensee;

(c) The history and structure of the companies;

(d) The A.M. Best rating of all insurance companies involved; and,

(e) The position held by the individual(s) in question.

(8) Subsequent to the date of licensure, a motor vehicle service agreement company may submit in writing a request to the Office that, for future reporting and compliance

requirements, it be recognized as a motor vehicle manufacturer as defined in Section 634.011(7), Chapter 634, F.S. Such request must be certified by an officer of the licensee and must include documentation that clearly sets forth how the licensee meets the definition in Section 634.011(7), F.S.

Rulemaking Specific Authority 634.021 FS. Law Implemented 634.041 FS. History–New 5-26-93, Formerly 4-200.004, Amended \_\_\_\_\_.

690-200.005 Use of the Statutory Deposit.

The deposit required under Section 634.052, Florida Statutes, may be used in the funding of the ~~1540%~~ reserve deposit required under Section 634.041(8)(a)(3)(42), Florida Statutes.

Rulemaking Specific Authority 634.021 FS. Law Implemented 634.052 FS. History–New 5-26-93, Formerly 4-200.005, Amended \_\_\_\_\_.

690-200.006 Contractual Liability Insurers.

(1) The insurer issuing a contractual liability policy shall, prior to approval by the Office be a property and casualty insurer with a Florida certificate of authority which indicates it may write “other liability insurance” or “auto warranties.”;

(2) All insurers issuing contractual liability policies to motor vehicle service agreement companies must, at a minimum, use policy provisions providing policyholder protection substantially equivalent to and not materially in conflict with that provided in the sample contractual liability policy Form OIR-969, incorporated by reference in Rule 690-200.015, F.A.C. A policy is in violation of this subsection only if it is in violation of a statute or rule.

Rulemaking Specific Authority 634.021 FS. Law Implemented 634.041 FS. History–New 5-26-93, Formerly 4-200.006, Amended \_\_\_\_\_.

690-200.009 Form Filings.

Rulemaking Specific Authority ~~634.021~~ ~~634.121~~ FS. Law Implemented ~~634.121~~ ~~634.021~~ FS. History–New 5-26-93, Formerly 4-200.009.

690-200.014 Exemption From Financial Examination.

(1) The Office may, upon receipt of a written request, grant an exemption from the financial examination required by Section 634.141, Florida Statutes.

(2) A company applying for exemption must first submit documentation that demonstrates that the company:

(a) Has a statutory net worth in excess of \$500 million;

(b) Has been licensed as a motor vehicle service agreement company for more than 6 years;

(c) Is publicly traded on the New York Stock Exchange;

(d) Files an annual report on the Office’s form on or before March 1 of each year; and

(e) Files with the Office its current Form 10K and 10Q, within 30 days of filing with the Securities and Exchange Commission;

(f) ~~Annually by~~ ~~On or before~~ March 1, 1993 ~~and in three year intervals thereafter~~, files a written request for the exemption. This request for exemption shall be accompanied by an exemption fee of \$2000 to be deposited into the Chief Financial Officer’s Regulatory Trust Fund.

(3) Motor vehicle manufacturers, as defined in Section 634.011(7), Florida Statutes, must only comply with paragraph (2)(f) above to apply for exemption from examination.

Rulemaking Specific Authority 634.021 FS. Law Implemented 634.141 ~~634.1216~~ FS. History–New 5-26-93, Formerly 4-200.014, Amended \_\_\_\_\_.

690-200.015 Forms Incorporated by Reference.

(1) The following forms are incorporated into this rule chapter by reference to implement the provisions of Chapter 634, Part I, Florida Statutes:

Title	Form Number
(a) Application Cover Letter	OIR-CI-982 (02/92)
(b) Application Instructions	OIR-CI-994 (02/92)
(c) Application Checklist	OIR-CI-993 (02/92)
(d) Invoice	OIR-CI-990 (02/92)
(e) Fingerprint Fee Invoice	OIR-CI-903 (09/91)
(f) Application for License as a Motor Vehicle Service Agreement Company	OIR-CI-469 (02/92)
(g) Consent to Service of Process	OIR-CI-144 (11/90)
(h) Resolution Form	OIR-CI-514 (11/90)
(i) Statement of Acquisition	OIR-CI-448 (05/89)
(j) Sample Contractual Liability Policy	OIR-CI-969 (08/92)
(k) Instructions for Deposit	OIR-CI-992 (05/94)
(l) List of Salesman	OIR-CI-995 (02/92)
(m) Management Information	OIR-CI-844 (10/91)
(n) Stockholder Listing	OIR-CI-973 (10/91)
(o) Biographical Statement	OIR-CI-1423422 (09/08) <del>(11/90)</del>
<del>(p) Abbreviated Biographical</del>	<del>OIR-CI-449 (01/91)</del>
<del>(p)(q) Release of Information</del>	OIR-CI-450 (08/92)
<del>(q)(r) Equifax Instructions</del>	OIR-CI-934 (10/91)
<del>(r)(s) Fingerprint Instructions</del>	OIR-CI-938 (04/91)
<del>(s)(t) Annual Statement</del>	OIR-A3-467 (01/92)
<del>(t)(u) Quarterly Report</del>	OIR-A3-466 (02/87)
<u>(u) Application for License – Motor Vehicle Service Agreement Company – Manufacturer.</u>	OIR-A3-1983 (02/09)
<u>(v) Annual Report for Motor Vehicle Manufacturers.</u>	OIR-A3-1984 (01/10) OIR-A3-1985 (01/10)
<u>(w) Application for Exemption from Field Examination.</u>	OIR-A3-2019 (01/10)
<u>(x) Application for License Continuance – Motor Vehicle Service Agreement Company.</u>	

(2) These forms are effective on the dates referenced above. Copies of the forms may be obtained from the Office of Insurance Regulation, Bureau of Specialty Insurers, Larson Building, Tallahassee, FL 32399-0300.

Rulemaking Specific Authority 634.021 FS. Law Implemented 634.041, 634.061, 634.161, 634.252 FS. History–New 6-25-90, Formerly 4-114.015, Amended 5-26-93, 6-6-94, Formerly 4-200.015, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Steve Szypula, Office of Insurance Regulation. E-mail Steve.Szypula@flor.com

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: The Financial Services Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 8, 2010

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

RULE NOS.:	RULE TITLES:
61-35.0271	Real Estate: Application for Sales Associate License
61-35.02711	Real Estate: Application for Broker License
61-35.02712	Real Estate: Application for Real Estate Instructor Permit
61-35.02713	Real Estate: Application for School Chief Administrator
61-35.02714	Real Estate: Application for School Permit
61-35.02715	Real Estate: Real Estate School Change of Status Transactions
61-35.02716	Real Estate: Application for Real Estate Company License
61-35.02717	Real Estate: Application for Branch Office
61-35.02718	Real Estate: Application for Additional School Location



- 61-35.02719 Real Estate: Sales Associate/Broker Sales Associate (SL/BL) Transactions
- 61-35.0272 Real Estate: Broker (BK) Transactions
- 61-35.02721 Real Estate: Real Estate Company Transactions
- 61-35.02722 Real Estate: Instructor Transactions
- 61-35.02723 Real Estate: School Chief Administrator Transactions

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 35, No. 45, November 13, 2009 issue of the Florida Administrative Weekly.

61-35.0271 Real Estate: Application for Sales Associate License~~ure~~.

Form number DBPR RE 1, Application for Sales Associate License~~ure~~, effective November 17, 2009, is adopted and incorporated by reference.

Rulemaking Authority 20.165(8), 455.203, 455.213 FS. Law Implemented ~~455.274~~, 475.161, 475.17, 475.175, 475.180, 475.181 FS. History–New\_\_\_\_\_.

61-35.02711 Real Estate: Application for Broker License~~ure~~.

Form number DBPR RE 2, Application for Broker License~~ure~~, effective November 17, 2009, is adopted and incorporated by reference.

Rulemaking Authority 20.165(8), 455.203, 455.213 FS. Law Implemented ~~455.274~~, 475.17, 475.175, 475.180, 475.181 FS. History–New\_\_\_\_\_.

61-35.02712 Real Estate: Application for Real Estate Instructor Permit.

Form number DBPR RE 3, Application for Real Estate Instructor Permit, effective November 17, 2009, is adopted and incorporated by reference.

Rulemaking Authority 20.165(8), 455.203, 455.213 FS. Law Implemented ~~455.274~~, 475.175, 475.180, 475.181, 475.183, 475.451 FS. History–New\_\_\_\_\_.

61-35.02713 Real Estate: Application for School Chief Administrator.

Form number DBPR RE 4, Application for School Chief Administrator, effective November 17, 2009, is adopted and incorporated by reference.

Rulemaking Authority 20.165(8), 455.203, 455.213 FS. Law Implemented ~~455.274~~, 475.175, 475.180, 475.181, 475.183, 475.451 FS. History–New\_\_\_\_\_.

61-35.02714 Real Estate: Application for School Permit.

Form number DBPR RE 5, Application for School Permit [2506/1020], effective November 17, 2009, is adopted and incorporated by reference.

Rulemaking Authority 20.165(8), 455.203, 455.213 FS. Law Implemented ~~455.274~~, 475.175, 475.180, 475.181, 475.451, 559.79 FS. History–New\_\_\_\_\_.

61-35.02715 Real Estate: Real Estate School Change of Status Transactions.

Form number DBPR RE 6, Real Estate School Change of Status Transactions, effective November 17, 2009, is adopted and incorporated by reference.

Rulemaking Authority 20.165(8), 455.203, 455.213 FS. Law Implemented ~~455.274~~, 475.183, 475.23, 559.79 FS. History–New\_\_\_\_\_.

61-35.02716 Real Estate: Application for Real Estate Company License.

Form number DBPR RE 7, Application for Real Estate Company License, effective November 17, 2009, is adopted and incorporated by reference.

Rulemaking Authority 20.165(8), 455.203, 455.213 FS. Law Implemented ~~455.274~~, 475.15, 475.181, 475.22, 559.79 FS. History–New\_\_\_\_\_.

61-35.02717 Real Estate: Application for Branch Office.

Form number DBPR RE 8, Application for Branch Office, effective November 17, 2009, is adopted and incorporated by reference.

Rulemaking Authority 20.165(8), 455.203, 455.213 FS. Law Implemented ~~455.274~~, 475.15, 475.180, 475.181, 475.23, 475.24, 559.79 FS. History–New\_\_\_\_\_.

61-35.02718 Real Estate: Application for Additional School Location.

Form number DBPR RE 9, Application for Additional School Location, effective November 17, 2009, is adopted and incorporated by reference.

Rulemaking Authority 20.165(8), 455.203, 455.213 FS. Law Implemented ~~455.274~~, 475.180, 475.451, 559.79 FS. History–New\_\_\_\_\_.

61-35.02719 Real Estate: Sales Associate/Broker Sales Associate (SL/BL) Transactions.

Form number DBPR RE 10, Sales Associate/Broker Sales Associate (SL/BL) Transactions, effective November 17, 2009, is adopted and incorporated by reference.

Rulemaking Authority 20.165(8), 455.203, 455.213 FS. Law Implemented ~~455.274~~, 475.161, 475.17, 475.180, 475.183, 475.215, 475.23 FS. History–New\_\_\_\_\_.

61-35.0272 Real Estate: Broker (BK) Transactions.

Form number DBPR RE 11, Broker (BK) Transactions, effective November 17, 2009, is adopted and incorporated by reference.

Rulemaking Authority 20.165(8), 455.203, 455.213 FS. Law Implemented ~~455.274~~, 475.180, 475.183, 475.215, 475.23 FS. History–New\_\_\_\_\_.

61-35.02721 Real Estate: Real Estate Company Transactions.  
Form number DBPR RE 12, Real Estate Company Transactions, effective November 17, 2009, is adopted and incorporated by reference.

Rulemaking Authority 20.165(8), 455.203, 455.213 FS. Law Implemented ~~455.271~~, 475.15, 475.180, 475.183, 475.23 559.79 FS. History–New\_\_\_\_\_.

61-35.02722 Real Estate: Instructor Transactions.  
Form number DBPR RE 13, Instructor Transactions, effective November 17, 2009, is adopted and incorporated by reference.

Rulemaking Authority 20.165(8), 455.203, 455.213 FS. Law Implemented ~~455.271~~, 475.180, 475.183, 475.23, 475.451 FS. History–New\_\_\_\_\_.

61-35.02723 Real Estate: School Chief Administrator Transactions.  
Form number DBPR RE 14, School Chief Administrator Transactions, effective November 17, 2009, is adopted and incorporated by reference.

Rulemaking Authority 20.165(8), 455.203, 455.213 FS. Law Implemented ~~455.271~~, 475.180, 475.181, 475.182, 475.183, 475.215, 475.23, 475.451, 559.79 FS. History–New\_\_\_\_\_.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS Thomas O’Bryant, Jr., Director, Division of Real Estate, Department of Business and Professional Regulation, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801, (407)481-5662

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Pilotage Rate Review Board**

RULE NO.: RULE TITLE:  
61E13-2.010 Notice of Intended Agency Action  
NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 7, February 19, 2010 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE NOS.: RULE TITLES:  
62-306.200 Definitions  
62-306.300 General Requirements

62-306.400 Eligibility for Generation of Credits  
62-306.600 Use of Credits and Credit Tracking  
62-306.800 Compliance with Trade Provisions

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 36, No. 14, April 9, 2010 issue of the Florida Administrative Weekly.

In addition, notice is given that the Notice of Correction published in Vol. 36, No. 17, April 30, 2010 issue of the Florida Administrative Weekly incorrectly included two rules in the index that do not exist in Chapter 62-306, F.A.C. The Notice stated that technical corrections were being made to Rules 62-306.310 and 62-306.320, F.A.C.; however, those Rules were included in error. The only rules that exist within Chapter 62-306, F.A.C., are correctly listed above.

62-306.200 Definitions.

(1) through (7) No change.

(8) “Location Factors” (LFs) means the WBID-specific numbers, as listed in the LSJR BMAP Tables 22 and 23, that are used to ensure that trades do not result in localized impacts on the river. Location Factors representing the relative impact a given unit of nitrogen or phosphorus discharged at a WBID has on water quality in the worst case WBID compared to the same amount of nitrogen or phosphorus discharged directly to the worst case WBID. LFs are used in trades to provide reasonable assurance that the seller’s credits are functionally equivalent in protecting the water quality of the water body or water segment.

(9) through (17) No change.

(18) “Technology-Based Effluent Limitation” (TBEL) means a minimum waste treatment requirement established by the Department based on treatment technology.

~~(19)(18)~~ “Uncertainty Factor” (UF) means the ratio of the estimated number of pounds or kilograms of reduction by a nonpoint source to the number of pounds or kilograms of credit that will be authorized. The UF reflects the uncertainty associated with estimates of nonpoint source pollutant reductions.

~~(20)(19)~~ “Water Quality Credit Trading” means the exchange of credits between point and nonpoint sources in the LSJR Basin to achieve or maintain the TMDL.

~~(21)(20)~~ “WBID” means the unique waterbody ~~identification number~~ that was used to divide the Lower St. Johns River Basin into water assessment polygons, as shown in LSJR BMAP Figure 1.

~~(22)(21)~~ “Worst case WBIDs” means the WBIDs in the marine and freshwater portions of the river where adverse impacts due to nutrient loadings were greatest, and which controlled the maximum allowable nutrient loading to the LSJR.

Rulemaking Authority 403.067(9) FS. Law Implemented 403.067(8)-(10) FS. History—New \_\_\_\_\_.

#### 62-306.300 General Requirements.

~~(1) The generation and trading of water quality credits must be consistent with federal law and regulation.~~

~~(1)(2)~~ To be eligible to generate and trade credits between point and nonpoint sources, the following must be met:

(a) No change.

(b) Credits generated by a nonpoint source can either be measured where treatment methods allow influent and effluent water quality to be measured, or can be estimated for the type of operation. However, if credits are estimated, the applicant must provide reasonable assurance, using peer reviewed literature-based estimates of removal efficiency, that the estimate is scientifically defensible, and any applicable uncertainty factor shall be applied.

(c) At least one of the trading parties must have an individual wastewater or stormwater permit. The activities necessary to generate credits must be authorized under the appropriate point source stormwater or wastewater NPDES permit. The permit application shall describe how the activities necessary to achieve ~~provide the Department with reasonable assurance that~~ the load reductions required to generate the credits will be implemented and monitored.

(d) through (f) No change.

~~(2)(3)~~ No facility or activity may generate or use water quality credits until such time as all required permits have been obtained. Facilities that meet their TMDL obligations via trading must demonstrate ~~provide reasonable assurance that~~ their discharge, including any trades, will not cause or contribute to violations of water quality standards. Credits generated under this part shall not be used to offset violations of a discharge permit or to comply with any applicable technology-based effluent limits (TBELs).

~~(3)(4)~~ No change.

~~(4)(5)~~ No change.

Rulemaking Authority 403.067(9) FS. Law Implemented 403.067(8)-(10) FS. History—New \_\_\_\_\_.

#### 62-306.400 Eligibility for Generation of Credits.

(1) No change.

(2) Activities that are eligible to generate credits include:

(a) through (d) No change.

(e) Other similar pollution controls or management practices with a demonstrated ability to reduce the load of nutrients discharged ~~approved by the Department~~.

(3) No change.

Rulemaking Authority 403.067(9) FS. Law Implemented 403.067(8)-(10) FS. History—New \_\_\_\_\_.

#### 62-306.600 Use of Credits and Credit Adjustments.

(1) Wastewater Facilities.

(a) The use of credits must be authorized in the buyer's permit. At the time of permit application, the buyer must submit an affidavit, signed by the buyer and seller, disclosing the term of the trade, the number of credits traded, the date when the credits will be generated, the unit price, and the amount of any state funding used to generate the credits traded. The affidavit used by the Department for Water Quality Credit Trading, Form 62-306, "Water Quality Credit Trading Affidavit" [Effective Date], is hereby adopted and incorporated. Copies of the form may be obtained from the Department's internet site at <http://www.dep.state.fl.us/water/tmdl>, the Northeast District Office, or by writing to the Florida Department of Environmental Protection, Bureau of Assessment and Restoration Support, 2600 Blair Stone Road (MS3560), Tallahassee, FL 32399.

(b) The Fact Sheet or Statement of Basis for the buyer's permit shall note that the permit authorizes a trade and identify the source of the credits purchased.

(c) If the buyer subsequently decides to change the source of credits during the permit cycle, the buyer must submit a new Water Quality Credit Trading Affidavit pursuant to paragraph (1)(a) and apply for a permit revision. The Department will evaluate the permit revision and determine whether ~~there is reasonable assurance that~~ the seller has credits available in accordance with Rules 62-306.300, 62-306.400, and 62-306.500, F.A.C.

(2) Municipal Separate Storm Sewer Systems (MS4s) and Nonpoint Sources.

(a) The buyer must submit ~~an~~ Water Quality Credit Trading Affidavit, signed by the buyer and seller, disclosing the term of the trade, the number of credits traded, the date when the credits will be generated, the unit price, and the amount of any state funding used to generate the credits traded. The Department will determine whether there is reasonable assurance that the seller has credits available. The Department shall notify the buyer within thirty days if the buyer has not provided reasonable assurance that the seller has credits available.

(b) If the buyer subsequently decides to change the source of credits, the buyer must submit a new Water Quality Credit Trading Affidavit ~~pursuant to paragraph (2)(a)~~ so that the Department can evaluate whether the buyer has provided reasonable assurance that the seller has credits available. The Department shall notify the NPS within thirty days if the NPS has not provided reasonable assurance that the seller has credits available.

(3) through (5) No change.

Rulemaking Authority 403.067(9) FS. Law Implemented 403.067(8)-(10) FS. History—New \_\_\_\_\_.

62-306.800 Compliance with Trade Provisions.

(1) If the credits traded are measured credits, the permittee shall report to the Department the quantity of the Total Nitrogen or Total Phosphorus discharged on a monthly basis on Discharge Monitoring Report (DMR) form, incorporated in subsection 62-620.910(10), F.A.C., to demonstrate compliance with the effluent limitations, and monitoring and reporting requirements specified in their NPDES permit. Permittees may use the precoded Discharge Monitoring Report form provided by the permitting office to the permit holder at the time of permit issuance to report the amount of Total Nitrogen or Total Phosphorus discharged DMR forms and instructions may be obtained from the Department's internet website at <http://www.dep.state.fl.us/water/wastewater/forms.htm> or at the Department District Offices.

- (2) No change.
- (3) Liability.
- (a) No change.

(b) Buyers of water quality credits are responsible for complying with all terms of their permit. In the event that credits purchased are determined to be invalid; but the buyer otherwise meets its applicable permit limit, the invalidation of credits shall not be a violation of the buyer's permit. In such cases, the Department shall re-open the permit and issue an Administrative Order requiring the buyer, within a reasonable amount of time, to obtain credits from another source, increase treatment, or otherwise reduce the discharged load to meet its baseline load the invalidation of credits shall be addressed pursuant to paragraph 403.067(8)(g), F.S.

Rulemaking Authority 403.067(9) FS. Law Implemented 403.067(8)-(10) FS. History--New \_\_\_\_\_.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE NO.: 62-306.900      RULE TITLE: Forms

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 14, April 9, 2010 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF HEALTH**

**Board of Dentistry**

RULE NO.: 64B5-16.006      RULE TITLE: Remediable Tasks Delegable to a Dental Hygienist

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 36, No. 6, February 12, 2010 issue of the Florida Administrative Weekly.

The change is in response to concerns of by the Joint Administrative Procedures Committee in letters dated March 16, 2010 and March 19, 2010. The change is as follows:

64B5-16.006 shall read as:

(6) The following remediable tasks may be performed by a Florida licensed dental hygienist in health access settings as defined by Section 466.003(14), F.S., without the supervision of a dentist:

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster, Executive Director, Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NOS.:	RULE TITLES:
64B8-9.0131	Standards of Practice for Physicians Practicing in Pain Management Clinics
64B8-9.0132	Requirement for Pain Management Clinic Registration; Inspection or Accreditation

**NOTICE OF ADDITIONAL PUBLIC HEARING**

The Board of Medicine hereby gives notice of an additional public hearing on Rules 64B8-9.0131 and 9.0132, F.A.C., to be held on Saturday, August 8, 2010, at 8:00 a.m., at the Renaissance Orlando, 5445 Forbes Place, Orlando, FL 32812. The rule was originally published in Vol. 36, No. 16, of the April 23, 2010, issue of the Florida Administrative Weekly. The Board held a public hearing on these rules on June 4, 2010, in Fort Lauderdale, Florida. The Board will consider the recommendations from the Boards of Medicine and Osteopathic Medicine Pain Management Clinic Standards of Practice Joint Committee which is scheduled to meet on July 24, 2010.

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

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the Board's Executive Director at least five calendar days prior to the hearing. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

**DEPARTMENT OF HEALTH**

**Board of Osteopathic Medicine**

RULE NOS.:	RULE TITLES:
64B15-14.0051	Standards of Practice for Physicians Practicing in Pain Management Clinics
64B15-14.0052	Requirement for Pain Management Clinic Registration; Inspection or Accreditation

**NOTICE OF ADDITIONAL PUBLIC HEARING**

The Board of Osteopathic Medicine hereby gives notice of an additional public hearing on Rules 64B15-14.0051 and 64B15-14.0052, F.A.C., to be held on Friday, August 20, 2010, at 4:00 pm, at the Rosen Plaza Hotel, 9700 International Drive, Orlando, FL 32819. The rule was originally published in Vol. 36, No. 16, of the April 23, 2010, issue of the Florida Administrative Weekly. The Board held a public hearing on these rules on June 18, 2010, in Orlando, Florida. The Board will consider the recommendations from the Boards of Medicine and Osteopathic Medicine Pain Management Clinic Standards of Practice Joint Committee which is scheduled to meet on July 24, 2010.

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

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the Board's Executive Director at least five calendar days prior to the hearing. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

**DEPARTMENT OF HEALTH**

**Board of Podiatric Medicine**

RULE NO.: 64B18-17.002  
 RULE TITLE: Board Approval of Continuing Education Programs

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 36, No. 3, January 22, 2010 issue of the Florida Administrative Weekly.

64B18-17.002 Board Approval of Continuing Education Programs.

(1) Automatic approval.

Continuing education programs, in the areas of podiatric medicine and surgery or relevant to podiatric medicine in that the course will enhance the knowledge and abilities of the podiatric physician in terms of improved quality and delivery of patient care sponsored and approved by the American Podiatry Medical Association, formerly known as the America Podiatry Medical Association (APMA), the Council on Podiatry Medical Education, formerly known as the Council on Podiatry Education (CPE), the American Medical Association (AMA), the American Osteopathic Association (AOA), the American Hospital Association (AHA) or any of their component or affiliate organizations are hereby approved by the Board. Neither those providers nor the programs they provide need be submitted to the Board for approval.

(b) through (c) No change.

(2) through (6) No change.

Rulemaking Specific Authority 456.013, 456.025(3), 461.005, 461.007(3) FS. Law Implemented 456.013, 456.025(3), 461.007(3) FS. History--New 4-29-86, Amended 6-20-88, 6-19-90, Formerly 21T-17.0015, Amended 9-29-93, Formerly 61F12-17.0015, Amended 1-1-96, 6-12-96, Formerly 59Z-17.002, Amended \_\_\_\_\_.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Bruce Deterding, Executive Director, Board of Podiatric Medicine/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

**DEPARTMENT OF HEALTH**

**Board of Podiatric Medicine**

RULE NO.: 64B18-17.003  
 RULE TITLE: Continuing Education Programs Not Requiring Pre-Approval from the Board

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 36, No. 3, January 22, 2010 issue of the Florida Administrative Weekly.

64B18-17.003 Continuing Education Programs Not Requiring Pre-Approval from the Board.

(1) Hospital Scientific Programs. When a podiatric physician is a member of a hospital staff and attends scientific programs sponsored by the hospital in the areas of podiatric medicine and surgery or relevant to podiatric medicine in that the program will enhance the knowledge and abilities of the podiatric physician in terms of improved quality and delivery of patient care, then attendance at such programs may be credited toward satisfaction of the Board's continuing education requirement, except that the podiatric physician may only count four (4) hours so obtained each year of the biennium toward the forty (40) hours of continuing education required for the biennium. A podiatric physician who takes advantage of this provision and whose continuing education is audited must provide certification from the hospital authorities in charge of the hospital-sponsored scientific program which demonstrates that the podiatric physician has attended the requisite number of hours at a hospital-sponsored scientific program.

(2) through (4) No change.

Rulemaking Specific Authority 456.013, 456.033(7), 461.005, 461.007 FS. Law Implemented 456.013, 456.033(1), 461.007 FS. History--New 11-24-80, Formerly 21T-17.03, Amended 10-14-86, 2-22-87, 5-16-89, 6-19-90, Formerly 21T-17.003, Amended 7-6-94, Formerly 61F12-17.003, Amended 12-19-94, 1-1-96, 6-12-96, Formerly 59Z-17.003, Amended 8-8-99, \_\_\_\_\_.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Bruce Deterding, Executive Director, Board of Podiatric Medicine/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

**Agency for Persons with Disabilities**

RULE NOS.:           RULE TITLES:  
 65G-11.001           DD Waiver Waitlist Prioritization  
 65G-11.002           Wait List Prioritization Criteria  
 65G-11.003           Wait List Prioritization Procedure

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 36, No. 20, May 21, 2010 issue of the Florida Administrative Weekly.

**2nd NOTICE OF CHANGE**

65G-11.001(3) is amended:

(3) "Caregiver" is defined as the person who provides personal care, supervision, training or housing to an individual ~~and who is not paid by APD to perform these tasks. For purposes of this rule, a caregiver is defined as a parent, stepparent, grandparent, sibling, spouse or other relative or friend living in the same residence as the individual. Further, the caregiver must be a resident of the State of Florida for a minimum of 12 consecutive months and may not be receiving monetary compensation for the caregiver duties.~~

65G-11.001(10) is added:

(10) "Short term services" are not duplicative of any services required by other state agencies or departments and shall only be provided when other community resources are not available. The Agency shall provide short term services to individuals on the waitlist through the use of Social Services Block Grant funding as allocated by the legislature.

Rulemaking Authority 393.065(7) FS. Law Implemented 393.065(5) FS. History--New \_\_\_\_\_.

65G-11.002(2) is deleted:

~~(2) Determination of residency of the caregiver for 12 consecutive months shall be determined by documentation to be provided to the agency, such as Florida Driver's License, school records, utility bill, housing lease or rental agreement, or employment information.~~

65G-11.002(6) is amended:

(6) Category 3 includes the following individuals:

(a) Individuals for whom the caregiver has a condition or circumstance that is expected to render the caregiver unable to provide care within the next twelve months and other caregivers are unable, unwilling, or unavailable to provide care. The evaluation of the caregiver's condition or circumstance should consider the level of care necessitated by

the client's needs and the caregiver's ability to provide that level of care. The condition or circumstance that renders the caregiver unable must be documented by a physician's statement if it is a medical condition and must explain the reason the current caregiver can no longer provide the individual's care. If the Caregiver is paid by any source for their services to the individual there is a rebuttable presumption that another paid provider could be substituted and therefore that another caregiver is available to provide care. The Client May Present evidence to show that this presumption is not correct under their particular circumstances. Circumstances that are not medical in nature must be described and signed by the caregiver and notarized. This documentation will be provided to the Area Office for a determination of eligibility for Category 3.

65G-11.002(9) is amended:

(9) Category 6 includes individuals who are age 21 years of age older and do not meet the criteria for any other category. Documentation of this category is obtained through verification of the individual's date of birth and verification that documentation does not qualify the individual for any other category. ~~The Agency shall provide short term services to these individuals through the use of Social Services Block Grant funding as allocated by the legislature. These services shall not duplicate any services required by other state agencies or departments and shall only be provided when other community resources are not available.~~

65G-11.002(10) is amended:

(10) Category 7 includes those individuals who are younger than 21 years of age and who do not meet the criteria for any other category. Documentation of this category is obtained through verification of the individual's date of birth and absence of any documentation that places an individual into another category. ~~The Agency shall provide short term services to these individuals using Social Services Block Grant funding as allocated by the legislature. These services shall not duplicate any services required by other state agencies or departments and shall only be provided when other community resources are not available.~~ Prevention and early intervention services that are critical to the child's developmental growth shall be a high priority for services from the Agency as well as support to the parents or caregivers to maintain the child in the family home.

Rulemaking Authority Section 393.065(7) FS. Law Implemented 393.065(5) FS. History--New \_\_\_\_\_.

65G-11.003(5) is amended:

(5) Individuals will be removed from the wait list and the individual's Agency record will be closed if the individual:

- (a) Becomes domiciled in another state,
- ~~(b)~~ (a) Becomes ineligible for APD and the waiver, or

~~(c)(b)~~ Cannot be contacted or located over a 60 calendar day two-month period using the information provided to the area office staff,-

The individual can reapply for APD services at any time.

Rulemaking Authority 393.065(7) FS. Law Implemented 393.065(5) FS. History--New \_\_\_\_\_.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

RULE NO.: 68-5.001  
 RULE TITLE: Introduction of Non-native Species into the State

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 36, No. 20, May 21, 2010 issue of the Florida Administrative Weekly.

Proposed amendment to Rule 68-5.001(3) has been changed to include the following modified subsection:

(3) Conditional Non-native Species – No person shall import into the state, sell, possess, or transport any live specimens of the species, or hybrids or eggs thereof, listed in Rule 68-5.002, F.A.C., except by Conditional/Prohibited/Nonnative species permit and as provided in paragraphs (a) through (f) below:

- (a) through (d) No change.
- (e) Snakes and lizards:

2. Identification: Conditional snakes and lizards shall be permanently identified with a unique passive integrated transponder (PIT tag). Identification shall consist of the implantation of a unique PIT tag under the specimen’s skin in a manner to maintain the PIT tag permanently in place.

a. For snakes implantation shall be in specimens with a one (1) inch or greater diameter. The PIT tag shall be implanted in the rear one-third (1/3) of the snake, forward of the anal plate.

b. For lizards implantation shall be in the body cavity in close proximity to and forward of a rear leg, or in a rear leg.

c. The requirement pertaining to the location of the PIT tag implantation shall not apply to specimens implanted prior to acquisition of the animal or prior to the effective date of this rule.

d. Records of identification including PIT tag number where applicable, along with information about the specimen being identified (species, specimen name or number, gender, and age) must be provided to the Commission within 72 hours of acquisition and maintained in the possessor’s records for as long as the specimen is possessed.

e. Exemption: Conditional snakes and lizards being held for export by any person who possesses such animals in accordance with Sections 379.304 and 379.372, F.S., are exempt from the permanent identification requirement of this section for a period not to exceed 180 days provided such animals or their enclosures are permanently marked so as to be traceable to written records indicating the date such conditional snakes and lizards were acquired.

~~f. Effective Date: All The permanent identification requirements for conditional snake and lizard species in this rule shall not take effect until August 1, 2010.~~

(f) No change.

No other changes were made to the rule amendments as proposed.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

RULE NO.: 68-5.002  
 RULE TITLE: Conditional Non-native Species

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 36, No. 20, May 21, 2010 issue of the Florida Administrative Weekly.

Proposed amendment to Rule 68-5.002(4) has been changed to include the following modified subsection:

(4) Non-native Snakes and lizards: The following species possessed for personal use by reptile of concern license holders prior to July 1, 2010 may continue in the possession of the owner for the life of the animal. A valid license to possess these animals must be maintained pursuant to 379.372, F.S.

- (a) Indian or Burmese python (*Python molurus*)
- (b) Reticulated python (*Python reticulatus*)
- (c) Northern African python (*Python sebae*)
- (d) Southern African python (*Python natalensis*)
- (e) Amethystine python (*Morelia amethystinus*)
- (f) Scrub python (*Morelia kinghorni*)
- ~~(g) Black or Boelen’s python (*Morelia boeleni*)~~
- ~~(g)(h)~~ Green anaconda (*Eunectes murinus*)
- ~~(h)(i)~~ Nile monitor (*Varanus niloticus*).

No other changes were made to the rule amendments as proposed.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

RULE NO.: 68-5.004  
 RULE TITLE: Amnesty for Persons Relinquishing Non-native Pets

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 36, No. 20, May 21, 2010 issue of the Florida Administrative Weekly.

Proposed amendment to Rule 68-5.004(3) has been changed to include the following modified subsection:

(3) Relinquishing reptiles of concern, or conditional snakes and lizards

(a) through (b) No change.

(c) Persons accepting unpermitted reptiles of concern, or conditional snakes and lizards, shall complete a Captive Wildlife Inventory-Donated Reptile form FWCDLE 624IV (06-10), which is adopted and incorporated herein by reference, which is available from the Florida Fish and Wildlife Conservation Commission, Division of Law Enforcement, 620 South Meridian Street, Tallahassee, Florida 32399-1600, and submit the form to the same address within 72 hours of acquisition.

(d) No change.

(e) Persons accepting unpermitted reptiles of concern, or conditional snakes or lizards, under this subsection must otherwise comply with all permit conditions and Commission rules, specifically including provisions in Rules 68A-6.007, 68A-6.0071, and 68A-6.0072, F.A.C. Chapter 68A-6.

No other changes were made to the rule amendments as proposed.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

RULE NO.: 68A-6.0072  
 RULE TITLE: Identification of Non-Native Venomous Reptiles and Reptiles of Concern; Escape

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 36, No. 12, March 26, 2010 issue of the Florida Administrative Weekly.

Proposed amendment to Rule 68A-6.0072(6) has been changed to include the following modified subsection:

~~(6) Effective Date: The permanent identification requirements for reptiles of concern in this rule shall not take effect until July 1, 2010.~~

No other changes were made to the rule amendments as proposed.

**DEPARTMENT OF FINANCIAL SERVICES**

**Finance**

RULE NOS.: 69V-40.001  
 RULE TITLES: Definitions

69V-40.00112	Effect of Law Enforcement Records on Applications for Loan Originator, Mortgage Broker, and Mortgage Lender Licensure.
69V-40.002	Adoption of Forms
69V-40.003	Electronic Filing of Forms and Fees
69V-40.008	Fees and Commissions
69V-40.0113	Demonstrating Character, General Fitness, and Financial Responsibility
69V-40.021	Fictitious Name Registration
69V-40.022	Quarterly Report Filing Requirements
69V-40.025	Mortgage Broker Examination
69V-40.026	Curriculum for Mortgage Broker Pre-licensing Classroom Education
69V-40.027	Mortgage Broker Pre-licensing Education Requirement
69V-40.0271	Professional Continuing Education Requirements for Mortgage Brokers, Loan Originators, and Principal Representatives
69V-40.028	Permit for Mortgage Business School
69V-40.0281	Mortgage Business Schools Prohibited Practices and Advertising/Publicity
69V-40.029	Mortgage Business School Permit Renewal
69V-40.030	Accreditation Process for a Mortgage Business School
69V-40.031	Application Procedure for Mortgage Broker License
69V-40.0311	Effect of Law Enforcement Records on Applications for Mortgage Broker Licensure
69V-40.0312	Application Procedure for Loan Originator License
69V-40.0313	Loan Originator License Renewal
69V-40.0321	Application Procedure for a Mortgage Broker License
69V-40.0322	Mortgage Broker License Renewal
69V-40.033	Disciplinary Guidelines for Mortgage Business Schools
69V-40.0331	Declaration of Intent to Engage Solely in Loan Processing
69V-40.036	Application Procedure for a Mortgage Broker Branch Office License
69V-40.043	Mortgage Broker License Renewal and Reactivation
69V-40.051	Application Procedure for Mortgage Brokerage Business License



69V-40.0511	Effect of Law Enforcement Records on Applications for Mortgage Brokerage Business Licensure	69V-40.240	Application Procedure for Mortgage Lender or Correspondent Mortgage Lender Branch Office License
69V-40.053	Mortgage Brokerage Business License and Branch Office License Renewal and Reactivation	69V-40.242	Principal Representative
69V-40.058	Application Procedure for Mortgage Brokerage Business Branch Office License	69V-40.245	Independent Contractors
69V-40.060	Fees Earned Upon Obtaining a Bona Fide Commitment	69V-40.250	Documentation of Net Worth and Surety Bond
69V-40.0611	Application Procedure for a Mortgage Lender License	69V-40.260	Mortgage Lender Files
69V-40.0612	Mortgage Lender License Renewal	69V-40.265	Mortgage Brokerage and Lending Transaction Journal
69V-40.066	Application Procedure for a Mortgage Lender Branch Office License	69V-40.285	Noninstitutional Investor Funds Account
69V-40.088	Referrals	69V-40.290	Acts Requiring Licensure as a Mortgage Broker, Mortgage Brokerage Business, Mortgage Lender or Correspondent Mortgage Lender
69V-40.099	Amendments, Change of Name, Change of Entity and Change in Control or Ownership		
69V-40.100	Application Procedure for Transfer in Ownership or Control of Saving Clause Mortgage Lender		
69V-40.105	Branch Office License for Transfer in Ownership or Control of Saving Clause Mortgage Lender		
69V-40.155	Lock-in Statement		
69V-40.156	Third-party Fee Accounts		
69V-40.160	Principal Brokers		
69V-40.165	Branch Brokers		
69V-40.170	Books and Records		
69V-40.175	Mortgage Brokerage Files		
69V-40.177	Mortgage Brokerage and Lending Transaction Journal		
69V-40.200	Application Procedure for Mortgage Lender License		
69V-40.201	Effect of Law Enforcement Records on Applications for Mortgage Lender and Correspondent Lender Licensure		
69V-40.205	Mortgage Lender License, Mortgage Lender License Pursuant to Saving Clause, and Branch Office License Renewal and Reactivation		
69V-40.220	Application Procedure for Correspondent Mortgage Lender License		
69V-40.225	Correspondent Mortgage Lender License and Branch Office License Renewal and Reactivation		

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 36, No. 24, June 18, 2010 issue of the Florida Administrative Weekly.

The notice of proposed rule is being corrected to indicate that a Statement of Estimated Regulatory Costs has been prepared and provide a summary of that statement.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A Statement of Estimated Regulatory Costs has been prepared. The statement identifies the various fees that are imposed under Chapter 494, F.S., to implement the new licensure process for mortgage loan originators, mortgage brokers, and mortgage lenders. The statement also identifies fees and costs that are the result of the new requirements under the federal Secure and Fair Enforcement Mortgage Licensing Act of 2008, which include testing fees, registry fees, fingerprint processing fees, and costs associated with educational requirements. A possible impact of the new state and federal statutory licensure requirements is that some individuals and businesses that are currently operating in the mortgage industry or who hold licenses issued under the current requirements of Chapter 494, F.S., may no longer be able to continue to operate in the mortgage industry after October 1, 2010, because they will not meet the new minimum statutory requirements for licensure. A copy of the Statement of Estimated Regulatory Costs may be obtained by contacting Gregory C. Oaks, Chief, Bureau of Regulatory Review, Finance, Division of Finance, Office of Financial Regulation, 200 E. Gaines Street, Tallahassee, Florida 32399-0376, telephone (850)410-9805, Facsimile (850)410-9914, E-mail: Greg.Oaks@flofr.com.

## Section IV Emergency Rules

### DEPARTMENT OF STATE

#### Division of Elections

**RULE NO.:** 1SER10-3  
**RULE TITLE:** Polling Place Procedures Manual

**SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE:** Pursuant to Section 120.54(4)(b), Florida Statutes, this emergency rule is a rule pertaining to the public health, safety, and welfare as it involves the interpretation and implementation of the requirements of Chapters 97-102 and 105 of the Florida Election Code. On May 28, 2010, the Governor signed House Bill 131 signed into law and became effective immediately. See Chapter 2010-167, Laws of Florida. Section 4 of the bill amended Section 101.111, Florida Statutes. Specifically, section 4 carved out an exception to voter challenges whereby a voter who has been challenged on the basis of his or her legal residential address still has an opportunity to vote a regular ballot in lieu of a provisional ballot. The poll worker must first give the challenged voter the opportunity to update his or her legal residential address. Then if the voter is in the proper precinct corresponding to the updated address, or directed to the proper precinct, the voter may then vote a regular ballot in lieu of a provisional ballot. Otherwise, the challenged voter will be allowed to vote a provisional ballot. Although the Division of Elections anticipated the passage of HB 131 and incorporated this particular provision as part of the proposed revision for DS-DE #11, Polling Place Procedures Manual, which is incorporated by reference in Rule 1S-2.034, F.A.C., the Division could not move to finalize the proposed rule until the bill became law. Consequently, the effective date of the law fell between the date of the notice of proposed rule on May 21, 2010, and the date of the public hearing on June 22, 2010.

The emergency rule contains the same language as the proposed revisions for Rule 1S-2.034, F.A.C. Since this polling place procedures manual is an essential tool used by poll workers at the polls during the early voting period and on Election Day to conduct procedures, the emergency rule is needed to ensure that the Supervisors of Elections' are able to make this manual available in a timely manner for training and for use during early voting and on Election Day for the Primary Election, and to ensure that poll workers comply uniformly, consistently and timely with the requirements of the new law and other revised procedures relating to voter intake, the handling of overvoted ballots, and persons with disabilities.

**REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES:** The Division of Elections is aware of the rulemaking procedures prescribed by Section 120.54, Florida Statutes. That process requires advance notice to the public of intended rules and the opportunity to submit comments on the intended rule, prior to the agency's adoption of the rule. The time period for general rulemaking takes at least 60 days and will prevent the timely amendment and adoption of a rule needed to apply to the upcoming Primary Election in August 2010. In the interim, the provisions of this emergency rule will ensure that poll workers and election officials all follow the same procedures as applied to voters. The Department of State will work to complete rulemaking on Rule 1S-2.043, F.A.C., to incorporate the text of the emergency rule permanently.

**SUMMARY:** This emergency rule is necessary to ensure that Supervisors of Elections and poll workers all apply procedures at the polling place uniformly, consistently and timely and to ensure that all voters are treated equitably and fairly and able to vote.

**THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS:** Donald Palmer, Director, Division of Elections, Florida Department of State, R. A. Gray Building, 500 S. Bronough Street, Tallahassee, Florida 32399, (850)245-6200, or Maria Matthews, Assistant General Counsel, Office of General Counsel, Florida Department of State, (850)245-6536, mimatthews@dos.state.fl.us

**THE FULL TEXT OF THE EMERGENCY RULE IS:**

1SER10-3 Polling Place Procedures Manual.

The Department of State, Division of Elections, is required to establish a polling place procedures manual to guide election officials and poll workers in the proper implementation of election procedures and laws. Form DS-DE 11ER (eff. 06/10), entitled "Polling Place Procedures Manual," is hereby incorporated by reference and available from the Division of Elections, R. A. Gray Building, Room 316, 500 South Bronough Street, Tallahassee, Florida 32399-0250, by contact at (850)245-6200, or by download from the Division of Elections' rules webpage at: <http://election.dos.state.fl.us/index.html>. This manual is to be used for the Primary Election 2010.

Rulemaking Authority 20.10(3), 102.014(5), 120.54(4)(b) FS. Law Implemented 102.014(5) FS. History--New 6-25-10.

**THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.**

**EFFECTIVE DATE:** June 25, 2010

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

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**Section V****Petitions and Dispositions Regarding Rule Variance or Waiver****DEPARTMENT OF LAW ENFORCEMENT**

NOTICE IS HEREBY GIVEN THAT on June 29, 2010, the Criminal Justice Standards and Training Commission, received a petition for permanent waiver of paragraph 11B-20.0014(3)(a), F.A.C., by Northwest Florida State College on behalf of law topics instructor, attorney Tony Simpson. The rule requires specialized topics instructors to meet certain criteria prior to teaching courses in their specialized topic area, in this case, law. Petitioner asserts that its instructor completed all aspects of certification as a specialized topics instructor shortly after delivering the law topics portion of a Corrections basic recruit course and that his failure to comply with all administrative requirements of the rule did not jeopardize his delivery of legal instruction to the recruits.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32302-1489, (850)410-7687.

NOTICE IS HEREBY GIVEN THAT on June 29, 2010, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., by Barbara Smith. The rule requires officers to successfully complete firearms qualification every two years unless an officer is injured in the line of duty, which would grant the officer two additional years to complete the qualification. The Petitioner has cancer which prevents her from completing her firearms qualification. The Petitioner would like to waive the operation of the rule in her case.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32302, (850)410-7676.

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

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

**WATER MANAGEMENT DISTRICTS**

NOTICE IS HEREBY GIVEN THAT on June 20, 2010, South Florida Water Management District (District) received an amended petition for waiver from Adele Gold for a Modification of Right of Way Occupancy Permit No.: 10531, Application No.: 10-0505-1M, for utilization of Works or Lands of the District known as the C-17 Canal for proposed rip-rap boulder bank stabilization and an existing fence, fabric tube erosion barrier and existing trees within the north right of way of the C-17 Canal located adjacent to 540 Anchorage Drive, Section 16, Township 42 South, Range 43 East, Palm Beach County. The amended petition seeks relief from subsections 40E-6.011(4) and (6), Florida Administrative Code, which prohibits the placement of permanent and/or semi-permanent above-ground structures within 40 feet of the top of canal bank within Works or Lands of the District.

A copy of the petition may be obtained from: Juli Russell at (561)682-6268 or e-mail at [jurussel@sfwmd.gov](mailto:jurussel@sfwmd.gov). The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at the: South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attention: Juli Russell, Office of Counsel.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

NOTICE IS HEREBY GIVEN THAT on June 17, 2010, the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, received a petition for Emergency Petition for Temporary Waiver of Rule 61B-17.005, F.A.C., filed by Alexa Guevara, Esq. on behalf of Petitioner, Waterbrook Peninsula, LLC, Docket No.: 2010031215.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202, (850)921-0342.

NOTICE IS HEREBY GIVEN THAT on June 22, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order. The Final Order was in response to a Petition for Variance from Island House South East, filed 3/25/2010,

and advertised in Vol. 36, No. 19, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3, ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, until March 1, 2011, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2010-196).

A copy of the Order 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 June 22, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order. The Final Order was in response to a Petition for Variance from L'Ermitage Palm Beach Condo Assoc., Inc., filed 3/25/2010, and advertised in Vol. 36, No. 19, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3, ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, until September 17, 2010, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2010-198).

A copy of the Order 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 June 22, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order. The Final Order was in response to a Petition for Variance from Boca Corporate Center, filed 3/26/2010, and advertised in Vol. 36, No. 19, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3, 3.11.1(a)(2) and 2.7.4, ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, until July 31, 2011, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2010-201 and VW 2010-269).

A copy of the Order 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 June 22, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order. The Final Order was in response to a Petition for Variance from Condominium 1 at Oak Harbour, filed 3/26/2010, and advertised in Vol. 36, No. 19, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3, ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2010-202).

A copy of the Order 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 June 22, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order. The Final Order was in response to a Petition for Variance from Ocean Dunes Condo Assoc., filed 3/26/2010, and advertised in Vol. 36, No. 19, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3, ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, until July 1, 2010, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2010-204).

A copy of the Order 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 June 22, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order. The Final Order was in response to a Petition for Variance from River Village Condo Assoc., filed 3/26/2010, and advertised in Vol. 36, No. 19, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for

Variance grants the Petitioner a variance from Rule 3.11.3, ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2010-206).

A copy of the Order 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 June 22, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order. The Final Order was in response to a Petition for Variance from Good Samaritan Medical Center, filed 3/26/2010, and advertised in Vol. 36, No. 19, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3, 3.11.1(a)(2), 2.7.4 and 3.4.5(d)(1), ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, until June 1, 2011, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2010-208).

A copy of the Order 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 June 22, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order. The Final Order was in response to a Petition for Variance from Tropic Sun Towers, filed 3/26/2010, and advertised in Vol. 36, No. 19, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.1(a)(2) and 2.7.4, ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, until November 1, 2010, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2010-209).

A copy of the Order 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 June 22, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order. That Final Order was in response to a Petition for Variance from Dyson Apartments, filed 3/29/2010, and advertised in Vol. 36, No. 19 of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance denies the Petitioner a variance from Florida Statute 399.07(1) because it is not within the Department's statutory authority to grant variances from Florida Statute (VW 2010-210).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

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NOTICE IS HEREBY GIVEN THAT on June 22, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order. The Final Order was in response to a Petition for Variance from Strathmore Garden Apts, filed 3/29/2010, and advertised in Vol. 36, No. 19, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.7.4, 3.10.4(t), 3.11.1(a)(2) and 3.4.3(c), ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, until March 26, 2013, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2010-211).

A copy of the Order 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 June 22, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order. The Final Order was in response to a Petition for Variance from Willow Wood Condo Assoc. I, filed 3/31/2010, and advertised in Vol. 36, No. 19, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3, ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, until July 1, 2013, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2010-212).

A copy of the Order 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 June 22, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order. The Final Order was in response to a Petition for Variance from Mesa Verde Park Lake Assoc. 2, Inc., filed 3/31/2010, and advertised in Vol. 36, No. 19, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 and 2.7.4, ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, until July 1, 2012, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2010-213).

A copy of the Order 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 June 22, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order. The Final Order was in response to a Petition for Variance from J.H. Miller Health Science Center, filed 3/31/2010, and advertised in Vol. 36, No. 19, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.3.2 and 2.27.8, ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, until July 1, 2010, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2010-214).

A copy of the Order 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 June 22, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order. The Final Order was in response to a Petition for Variance from Galleria International, LLC, filed 5/18/2010, and advertised in Vol. 36, No. 24, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3,

ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2010-336).

A copy of the Order 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 June 22, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order. The Final Order was in response to a Petition for Variance from Moffitt Cancer Center, filed 5/20/2010, and advertised in Vol. 36, No. 24, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 211.8, ASME A17.1, 1996 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2010-343).

A copy of the Order 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 June 15, 2010, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants has issued an order.

The Department received a Petition for a Routine Variance on June 2, 2010 for subsection 61C-4.010(6), Florida Administrative Code; Paragraph 6-501.115(A), 2001 Food Code from Crab's, Gulf Breeze, FL. The above referenced F.A.C. addresses the requirements that live animals are not allowed on the premise of a public food service establishment except as specifically provided in rule. They are requesting to have a bird on the premise.

The initial Petition was published in Vol. 36, No. 24 on 6/18/10 and approval was contingent upon the Petitioner ensuring the bird will not contaminate, either directly or indirectly, food, clean equipment, utensils, linens, or unwrapped single-service or single-use articles. The public is prohibited from direct contact with the bird. No other prohibited animals will be allowed on the premise. The display and night areas will be maintained clean and in good repair. The bird will only be on the premises of the food service from April 1 through September 30 each year.

A copy of the Order may be obtained by contacting: Lydia.Gonzalez@dbpr.state.fl.us, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

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NOTICE IS HEREBY GIVEN THAT on June 7, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants has issued an order.

The Department received a Petition for an Emergency Variance on June 3, 2010 for Subparagraph 3-305.11(A)(2), 2001 FDA Food Code, Paragraph 3-305.14, 2001 FDA Food Code, Paragraph 6-202.15, 2001 FDA Food Code, Paragraph 6-202.16, 2001 FDA Food Code, subsections 61C-4.010(1), (6), Florida Administrative Code, from Fredy's Lunch Truck, Orlando, FL. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk potentially hazardous foods other than frankfurters from an open air mobile food dispensing vehicle.

The initial Petition was published in Vol. 36, No. 24 on 6/18/10 and approval is contingent upon the Petitioner ensuring that each pan within the steam table is properly covered with an individual lid; the steam table is enclosed within a cabinet with tight-fitting doors and protected by an air curtain installed and operated according to manufacturer's specifications that protects against flying vermin or other environmental contaminants; all steam table foods must be properly reheated for hot holding at approved commissaries and held hot at the proper minimum temperature per the parameters of the currently adopted FDA Food Code; and steam table food is to be dispensed by the operator with no customer self-service.

A copy of the Order may be obtained by contacting: Lydia.Gonzalez@DBPR.state.fl.us, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

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NOTICE IS HEREBY GIVEN THAT on June 10, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants has issued an order.

The Department received a Petition for an Emergency Variance on May 27, 2010 for Subparagraph 3-305.11(A)(2), 2001 FDA Food Code, Paragraph 3-305.14, 2001 FDA Food Code, Paragraph 6-202.15, 2001 FDA Food Code, Paragraph 6-202.16, 2001 FDA Food Code, subsections 61C-4.010(1), (6), Florida Administrative Code, from Lesly Catering, Orlando, FL. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk potentially hazardous foods other than frankfurters from an open air mobile food dispensing vehicle.

The initial variance request was published in Vol. 36, No. 25 on 6/25/10 and approval was contingent upon the Petitioner Ensuring that each pan within the steam table is properly covered with an individual lid, the steam table is enclosed within a cabinet with tight-fitting doors and protected by an air curtain installed and operated according to manufacturer's specifications that protects against flying vermin or other environmental contaminants; all steam table foods must be properly reheated for hot holding at approved commissaries and held hot at the proper minimum temperature per the parameters of the currently adopted FDA Food Code; and steam table food is to be dispensed by the operator with no customer self-service. Also strictly adhere to the operating procedures and copies of the variance and operating procedures are to be present on the MFDV during all periods of operation.

A copy of the Order may be obtained by contacting: Lydia.Gonzalez@DBPR.state.fl.us, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

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NOTICE IS HEREBY GIVEN THAT on June 23, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for subsection 61C-1.004(1), Florida Administrative Code and Section 5-203.13, 2001 FDA Food Code from Vivo Yogurt Bar, Tampa, FL. The above referenced F.A.C. addresses the requirement that at least one service sink is provided for the cleaning of mops or similar cleaning tools and the disposal of mop water. They are requesting to utilize a mop sink located within an adjacent food service establishment.

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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#### **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 IS HEREBY GIVEN THAT on May 27, 2010, the Department of Environmental Protection, Central District has issued an order.

Notice of receipt of this petition was published in the Florida Administrative Weekly on April 9, 2010. The petition, filed by Howard Johnson Express Inn located at 2801 East New York Ave., Deland, FL 32720 on February 26, 2010, requested a variance from the 100-foot setback distance from the edge of a rapid infiltration basin to buildings or property lines under subsection 62-610.521(6), F.A.C. Petitioner requested the variance to expand the rapid infiltration basin that has been in

existence at the Howard Johnson Express site since 1973 and to eliminate an emergency spray filed. No public comment was received. The Order, file number FLA011144-004-DW3P and OGC No.: 10-1148, granted the Petitioner a variance from the 100 foot setback distance from rapid infiltration basins at the Howard Johnson Express site to the property line as provided in subsection 62-610.521(6), F.A.C., based on a showing that Petitioner demonstrated that a strict application of the rule would result in substantial hardship to Petitioner or would affect Petitioner differently than other similarly situated applicants and because Petitioner had successfully fulfilled the requirements of the underlying statute by other means.

A copy of the Order may be obtained by contacting: Dennise Judy, Department of Environmental Protection, Central District, 3319 Maguire Blvd., Suite 232, Orlando, Florida 32803, (407)894-7555, email: dennise.judy@dep.state.fl.us.

#### **DEPARTMENT OF HEALTH**

NOTICE IS HEREBY GIVEN THAT on June 23, 2010, the Board of Podiatric Medicine, received a petition for a temporary waiver filed by Thomas W. Winters D.P.M., from Rules 64B18-13.008 and 64B18-17.002, F.A.C., with regard to the number of continuing education hours required for the purpose of reactivating an inactive license. Comments on this petition should be filed with the: Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Bruce Deterding, Executive Director, Board of Podiatric Medicine, at the above address, or telephone (850)245-4355.

#### **FLORIDA HOUSING FINANCE CORPORATION**

NOTICE IS HEREBY GIVEN THAT on June 18, 2010, the Florida Housing Finance Corporation has issued an order.

NAME OF THE PETITIONER: Arbours At Shoemaker Place, LLC

DATE PETITION WAS FILED: May 17, 2010

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: The portion of subparagraph 67-48.0075(7)(a)1., F.A.C., which requires the principal of a supplemental loan awarded in the 2008 Universal Application Cycle to be forgivable.

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: Florida Administrative Weekly, May 28, 2010, Vol. 36, No. 21

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: June 18, 2010

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

A copy of the Order may be obtained by contacting: Della Harrell, Corporation Clerk at (850)488-4197 or e-mail: Della.Harrell@floridahousing.org. The Final Order is posted on Florida Housing's website: floridahousing.org.

NOTICE IS HEREBY GIVEN THAT on June 23, 2010, the Florida Housing Finance Corporation, received a petition for Waiver from paragraph 67-48.020(2)(a) and subsection 67-48.020(3), F.A.C. (2008), from Colony Lakes Preservation, LP. The petition is seeking a waiver of the required annual fixed interest payment for loan financing provided through the HOME Investment Partnerships Program ("HOME Program").

A copy of the Petition for Variance or Waiver may be obtained by contacting: Della Harrell, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. The Petition has also been posted on Florida Housing's website at: floridahousing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m., Eastern Standard Time, on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

NOTICE IS HEREBY GIVEN THAT on July 24, 2009, the Florida Housing Finance Corporation has issued an order.

NAME OF THE PETITIONER: Cornerstone Portofino, LLC

DATE PETITION WAS FILED: July 19, 2009

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

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: Florida Administrative Weekly, July 2, 2009, Vol. 35, No. 26

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: July 24, 2009

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

A copy of the Order may be obtained by contacting: Della Harrell, Corporation Clerk at (850)488-4197 or e-mail: Della.Harrell@floridahousing.org. The Final Order is posted on Florida Housing's website at floridahousing.org.



NOTICE IS HEREBY GIVEN THAT on March 13, 2009, the Florida Housing Finance Corporation has issued an order.

NAME OF THE PETITIONER: Cypress Senior Village, LLC

DATE PETITION WAS FILED: February 9, 2009

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Paragraph 67-48.004(14)(a), F.A.C. (2006), Application and Selection Procedures for Developments and Part II A.2.a.(2) of the Universal Application Instructions (2006), if applying for MMRB, SAIL or HOME, the Applicant entity shall be the borrowing entity and cannot be changed until after loan closing.

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: Florida Administrative Weekly, February 20, 2009, Vol. 35, No. 7

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: March 13, 2009

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

A copy of the Order may be obtained by contacting: Della Harrell, Corporation Clerk at (850)488-4197 or e-mail: Della.Harrell@floridahousing.org. The Final Order is posted on Florida Housing's website at floridahousing.org.

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NOTICE IS HEREBY GIVEN THAT on March 13, 2009, the Florida Housing Finance Corporation has issued an order.

NAME OF THE PETITIONER: Florida Low Income Housing Associates, Inc.

DATE PETITION WAS FILED: May 28, 2008

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Rule 9I-28.007, F.A.C., Deferred SAIL interest.

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: Florida Administrative Weekly, June 6, 2008, Vol. 34, No. 23

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: March 13, 2009

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

A copy of the Order may be obtained by contacting: Della Harrell, Corporation Clerk at (850)488-4197 or e-mail: Della.Harrell@floridahousing.org. The Final Order is posted on Florida Housing's website at floridahousing.org.

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NOTICE IS HEREBY GIVEN THAT on September 18, 2009, the Florida Housing Finance Corporation has issued an order.

NAME OF THE PETITIONER: Florida Non-Profit Services, Inc.

DATE PETITION WAS FILED: July 6, 2009

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Subsection 67-48.0072(19), F.A.C., which requires that contingency reserves total no more than five (5%) percent of hard and soft costs for new construction within the Total Development Cost for application and underwriting purposes.

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: Florida Administrative Weekly, July 17, 2009, Vol. 35, No. 28

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: September 18, 2009

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

A copy of the Order may be obtained by contacting: Della Harrell, Corporation Clerk at (850)488-4197 or e-mail: Della.Harrell@floridahousing.org. The Final Order is posted on Florida Housing's website at floridahousing.org.

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NOTICE IS HEREBY GIVEN THAT on October 23, 2009, the Florida Housing Finance Corporation has issued an order.

NAME OF THE PETITIONER: Gulf Breeze Apartments Partners, LTD.

DATE PETITION WAS FILED: September 18, 2009

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Paragraph 67ER05-10(14)(h), F.A.C., which prohibits revision, correction or supplementation of certain items after the Application Deadline.

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: Florida Administrative Weekly, September 21, 2009, Vol. 35, No. 39

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: October 23, 2009

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

A copy of the Order may be obtained by contacting: Della Harrell, Corporation Clerk at (850)488-4197 or e-mail: Della.Harrell@floridahousing.org. The Final Order is posted on Florida Housing's website at floridahousing.org.

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NOTICE IS HEREBY GIVEN THAT on March 13, 2009, the Florida Housing Finance Corporation has issued an order.

NAME OF THE PETITIONER: Hidden Grove, LTD

DATE PETITION WAS FILED: December 16, 2008  
RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Paragraph 67-48.010(6)(a), F.A.C., Requirement To Provide The 2006 Financial Statement.

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: Florida Administrative Weekly, December 26, 2008, Vol. 34, No. 52

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: March 13, 2009

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

A copy of the Order may be obtained by contacting: Della Harrell, Corporation Clerk at (850)488-4197 or e-mail: Della.Harrell@floridahousing.org. The Final Order is posted on Florida Housing's website at floridahousing.org.

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NOTICE IS HEREBY GIVEN THAT on June 28, 2010, the Florida Housing Finance Corporation, received a petition for waiver of paragraph 67-48.020(2)(a) and subsection 67-48.020(3), F.A.C., from Homestead III Associates, LTD. The petition is seeking a waiver of the required annual fixed interest payment for loan financing provided through the HOME Investment Partnerships Program ("HOME Program"). A copy of the Petition for Variance or Waiver may be obtained by contacting: Della Harrell, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. The Petition has also been posted on Florida Housing's website at floridahousing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m. (Eastern Standard Time), on the 14th day after publication of this notice at: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

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NOTICE IS HEREBY GIVEN THAT on March 13, 2009, the Florida Housing Finance Corporation has issued an order.  
NAME OF THE PETITIONER: Magnolia Landing Apartments, Ltd.

DATE PETITION WAS FILED: January 30, 2009  
RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Subsection 67-48.004(14), F.A.C., Application and Selection Procedures for Developments

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: Florida Administrative Weekly, Vol. 35, No. 6, February 13, 2009

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: March 13, 2009

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

A copy of the Order may be obtained by contacting: Della Harrell, Corporation Clerk at (850)488-4197 or e-mail: Della.Harrell@floridahousing.org. The Final Order is posted on Florida Housing's website at floridahousing.org.

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NOTICE IS HEREBY GIVEN THAT on March 13, 2009, the Florida Housing Finance Corporation has issued an order.

NAME OF THE PETITIONER: Malabar Cove L.L.L.P.  
DATE PETITION WAS FILED: December 17, 2008

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Paragraph 67-48.0072(4)(c), F.A.C., Credit Underwriting and Loan Procedures

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: Florida Administrative Weekly, December 26, 2008, Vol. 34, No. 52

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: March 13, 2009

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

A copy of the Order may be obtained by contacting: Della Harrell, Corporation Clerk at (850)488-4197 or e-mail: Della.Harrell@floridahousing.org. The Final Order is posted on Florida Housing's website at floridahousing.org.

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NOTICE IS HEREBY GIVEN THAT on September 18, 2009, the Florida Housing Finance Corporation has issued an order.

NAME OF THE PETITIONER: Manatee Cove, LTD.  
DATE PETITION WAS FILED: July 1, 2009

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

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: Florida Administrative Weekly, July 17, 2009, Vol. 35, No. 28

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: September 18, 2009

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

A copy of the Order may be obtained by contacting: Della Harrell, Corporation Clerk at (850)488-4197 or e-mail: Della.Harrell@floridahousing.org. The Final Order is posted on Florida Housing's website at floridahousing.org.

NOTICE IS HEREBY GIVEN THAT on March 13, 2009, the Florida Housing Finance Corporation has issued an order.

NAME OF THE PETITIONER: New Singeltary Scattered Sites Limited Partnership

DATE PETITION WAS FILED: February 9, 2009

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: 2007 Qualified Allocation Plan Requirements for Returning Housing Credit Allocations and for An Immediate Allocation of 2009 Housing Credits

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: Florida Administrative Weekly, February 20, 2009, Vol. 35, No. 7

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: March 13, 2009

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

A copy of the Order may be obtained by contacting: Della Harrell, Corporation Clerk at (850)488-4197 or e-mail: Della.Harrell@floridahousing.org. The Final Order is posted on Florida Housing's website at floridahousing.org.

NOTICE IS HEREBY GIVEN THAT on June 5, 2009, the Florida Housing Finance Corporation has issued an order.

NAME OF THE PETITIONER: Poinciana Grove, LTD

DATE PETITION WAS FILED: April 13, 2009

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Waiver of Part III.D.1.f. Of the 2006 Universal Application Instructions To Provide Specific Features In Units Developed For Elderly Residents

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: Florida Administrative Weekly, Vol. 35, No.16, April 24, 2009

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: June 5, 2009

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

A copy of the Order may be obtained by contacting: Della Harrell, Corporation Clerk at (850)488-4197 or e-mail: Della.Harrell@floridahousing.org. The Final Order is posted on Florida Housing's website at floridahousing.org.

NOTICE IS HEREBY GIVEN THAT on September 18, 2009, the Florida Housing Finance Corporation has issued an order.

NAME OF THE PETITIONER: Spinal Cord Living-Assistance Development, Inc. (SCLAD)

DATE PETITION WAS FILED: July 10, 2009

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Waiver of Part III.B.1. of the 2008 Universal Application Instructions Requiring the Provision of Specific Features and Amenities for All Developments

REFERENCE TO THE PLACE OF THE PUBLICATION OF THE NOTICE OF PETITION: Florida Administrative Weekly, Vol. 35, No. 27

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: September 18, 2009

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

A copy of the Order may be obtained by contacting: Della Harrell, Corporation Clerk at (850)488-4197 or e-mail: Della.Harrell@floridahousing.org. The Final Order is posted on Florida Housing's website at floridahousing.org.

NOTICE IS HEREBY GIVEN THAT on March 13, 2009, the Florida Housing Finance Corporation has issued an order.

NAME OF THE PETITIONER: Villa Patricia Phase II, LLC

DATE PETITION WAS FILED: February 10, 2009

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Part III.D.1.f. Of The 2006 Universal Application Instructions To Provide Specific Features In Units Developed For Elderly Residents.

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: Florida Administrative Weekly, February 20, 2009, Vol. 35, No. 7

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: March 13, 2009

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

A copy of the Order may be obtained by contacting: Della Harrell, Corporation Clerk at (850)488-4197 or e-mail: Della.Harrell@floridahousing.org. The Final Order is posted on Florida Housing's website at floridahousing.org.

## Section VI

### Notices of Meetings, Workshops and Public Hearings

The following state governmental agencies, boards and commissions announce a public meeting to which all persons are invited:

State Board of Administration

Division of Bond Finance

Financial Services Commission:

Office of Insurance Regulation

Office of Financial Regulation

Agency for Enterprise Information Technology

Department of Veterans' Affairs

Department of Highway Safety and Motor Vehicles

Department of Law Enforcement

Department of Revenue

Administration Commission

Florida Land and Water Adjudicatory Commission

Board of Trustees of the Internal Improvement Trust Fund

Department of Environmental Protection

DATE AND TIME: July 29, 2010, 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Regular scheduled meeting of the Governor and Cabinet to act on all executive branch matters provided by law and to act on any agendas submitted for their consideration. The Governor and Cabinet will proceed through each agenda, item by item.

The **State Board of Administration** will take action on matters duly presented on its agenda, which may include such matters as Executive Director's reports; approval of fiscal sufficiency of state bond issues; approval of sale of local bonds at an interest rate in excess of statutory interest rate limitation; reports on investment performance; designation of banks as depositories for state funds; adoption of rules and regulations; investment of state funds pursuant to Chapter 215, F.S.; and consideration of other matters within its authority pursuant to Chapters 215 and 344, F.S., and Section 16 of Article IX of the Florida Constitution of 1885, as continued by subsection 9(c) of Article XII of the Florida Constitution of 1968.

The **Division of Bond Finance** of the State Board of Administration will take action on matters duly presented on its agenda, which will deal with the issuance of State bonds, arbitrage compliance and related matters.

The **Financial Services Commission** will take action on matters duly presented on its agenda which may include, but not be limited to; matters relating to rulemaking for all activities of the **Office of Insurance Regulation** concerning insurers and other risk bearing entities, including licensing, rates, policy forms, market conduct, claims, adjusters, issuance of certificates of authority, solvency, viatical settlements, premium financing, and administrative supervision, as provided under the Insurance Code or Chapter 636, F.S., and matters related to rulemaking for all activities of the **Office of Financial Regulation** relating to the regulation of banks, credit unions, other financial institutions, finance companies, retail installment sales providers, title loan lenders, collection agencies, mortgage brokers, mortgage lenders, certified capital companies, money services businesses, and the securities industry.

The **Agency for Enterprise Information Technology** will take action on matters duly presented on its agenda which may include, but not be limited to, the presentation and approval of the Agency's Annual Operational Work Plan as well as matters relating to rulemaking for all activities of the Agency.

The **Department of Veterans' Affairs** will take action on matters duly presented on its agenda which may include the administration of the Department as well as actions taken to further the Department's mission of providing assistance to veterans and their dependents, pursuant to Section 292.05, F.S.

The **Department of Highway Safety and Motor Vehicles** will take action on matters duly presented on its agenda, which may include such matters as approval of agency policies, taking agency action with regard to administrative procedure matters, and considering other matters within its authority pursuant to Florida Statutes.

The **Department of Law Enforcement** will take action on matters duly presented on its agenda which may include but not be limited to such matters as transfer of agency funds or positions, formulation of Departmental Rules, administrative procedure matters, submittal of reports as required, enter into contracts as authorized and to consider other matters within its authority pursuant to Chapters 20, 23, 120 and 943, F.S.

The **Department of Revenue** will act on matters duly presented on its agenda which may include approval of rules, legislative concept proposals, contracts over \$100,000, Departmental budgets, administrative procedure matters, and consideration of other matters within its authority.

The **Administration Commission** will take action on matters duly presented on its agenda which may include such matters as to create or transfer agency funds or positions, approve Career Service rules, administrative procedure matters, environmental matters arising under Chapter 380, F.S., comprehensive planning issues pursuant to Section 163.3184, F.S., determine sheriffs' budget matters, and consider other matters within its authority pursuant to various statutes including Chapters 110, 215 and 216, F.S.

The **Florida Land and Water Adjudicatory Commission** will take action on matters duly presented on its agenda including appeals of local government development orders in areas of critical state concern or of developments of regional impact under Section 380.07, F.S.; and review of water management matters under Chapter 373, F.S. The Commission will also review Department of Environmental Protection's rules and orders which, prior to July 1, 1993, the Governor and Cabinet, sitting as the head of the Department of Natural Resources, had authority to issue or promulgate.

The **Board of Trustees of the Internal Improvement Trust Fund** will take action on matters for which it is responsible pursuant to law (including duties pursuant to Title 18 of the Florida Statutes and Title 18 of the Florida Administrative Code) and that are duly presented on its agenda, which may include such matters as aquacultural issues as presented by the Division of Aquaculture in the Department of Agriculture and Consumer Services; mineral leases or sales; state or sovereign land leases, sales, exchanges, dedications, and easements; conservation and preservation lands and other land purchases; land planning matters; rulemaking under Title 18 of the Florida Administrative Code and other matters within its authority.

The **Department of Environmental Protection** will present for consideration those matters required by law to be reviewed by the Governor and Cabinet, sitting as the Siting Board, which may include, but are not limited to siting of power plants and electric and natural gas transmission lines.

A copy of any of the above agendas submitted to the Governor and Cabinet for this meeting may be obtained by viewing the website of the Governor and Cabinet at <http://www.myflorida.com/myflorida/cabinet/> or by contacting each individual agency.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to provide at least 48 hours' notification before the meeting by contacting the Governor's Cabinet Affairs Office, (850)488-5152.

**CABINET AIDES BRIEFING:** On the Wednesday of the week prior to the above meeting, there will be a meeting of the aides to the Governor and Cabinet Members at 9:00 a.m., Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee.

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## 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: July 1, 2010, 11:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Executive Committee.

DATE AND TIME: July 8, 2010, 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: July 13, 2010, 11:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Awards and Recognition Task Force.

DATE AND TIME: July 14, 2010, 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: July 15, 2010, 1:00 p.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Mentoring Task Force.

DATE AND TIME: July 21, 2010, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Women's Hall of Fame Committee.

DATE AND TIME: July 22, 2010, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Outreach Committee.

NOTE: In the absence of quorum, items on this agenda will be discussed as workshop, and notes will be recorded although no formal action will be taken. If you have any questions, please call (850)414-3300.

A copy of the agenda may be obtained by contacting: Florida Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax: (850)921-4131.

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

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## DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The **Department of Agriculture and Consumer Services** announces a public meeting to which all persons are invited.

DATE AND TIME: July 24, 2010, 8:00 a.m. – 9:00 a.m.

PLACE: Hilton Clearwater Beach Resort, 400 Mandalay Ave., Clearwater Beach, Florida 33767

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Florida Propane Education, Safety and Research Council and representatives of the Florida Department of Agriculture and Consumer Services to discuss and review Council programs and budget issues.

A copy of the agenda may be obtained by contacting: Bureau of LP Gas Inspection at (850)921-8001.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Ms. Bassett at the number above. If you are 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: Lisa M. Bassett, Bureau Chief, Bureau of LP Gas Inspection, 3125 Conner Blvd., Suite N, Tallahassee, FL 32399-1650, (850)921-8001.

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The **Department of Agriculture and Consumer Services** announces a public meeting to which all persons are invited.

DATE AND TIME: July 24, 2010, 9:30 a.m. – 10:30 a.m.

PLACE: Hilton Clearwater Beach Resort, 400 Mandalay Ave., Clearwater Beach, Florida 33767

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Florida Liquefied Petroleum Gas Advisory Board and representatives of the Florida Department of Agriculture and Consumer Services to discuss department programs and issues of industry interest.

A copy of the agenda may be obtained by contacting: Bureau of LP Gas Inspection at (850)921-8001.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by

contacting: Ms. Bassett at the number listed above. If you are 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: Lisa M. Bassett, Bureau Chief, Bureau of LP Gas Inspection, 3125 Conner Blvd., Suite N, Tallahassee, FL 32399-1650, (850)921-8001.

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The Florida **Department of Agriculture and Consumer Services, Division of Food Safety** announces a telephone conference call to which all persons are invited.

DATE AND TIME: July 16, 2010, 10:00 a.m. (Eastern Time)

PLACE: Conference Call: 1(888)808-6959, Passcode: 2455575#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Teleconference call of the Florida Food Safety and Food Defense Advisory Council Subcommittee on Small Farms.

A copy of the agenda may be obtained by contacting: Carol Windham at (850)488-0295.

For more information, you may contact: Carol Windham at (850)488-0295.

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## DEPARTMENT OF EDUCATION

The **Department of Education**, Digital Divide Council announces a public meeting to which all persons are invited.

DATE AND TIME: July 21, 2010, 10:00 a.m. – 11:00 a.m.

PLACE: Florida Department of Education, Turlington Building, Suite 1704, 325 West Gaines Street, Tallahassee, FL 32399. Conference Call: 1(888)808-6959, Conference Code: 2937453627#

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Digital Divide Council to provide a review of the Digital Equity Project, components of the program, potential partners, and next steps; status of the donated computer program; an update on the following Technology Projects: 21st Century Program, Family Literacy Program, and Agency for Workforce Innovation; and suggestions for outreach and the process for developing partners with Digital Divide.

A copy of the agenda may be obtained by contacting: Kate Kemker at (850)245-5053, kate.kemker@fldoe.org.

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The **Commission for Independent Education** announces a public meeting to which all persons are invited.

DATE AND TIME: July 27, 2010, Commission Meeting, 9:00 a.m.

PLACE: Orlando Marriott – Lake Mary, 1501 International Parkway, Lake Mary, Florida 32646

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission for Independent Education will consider: All Degree Granting Institutions and Non-Degree granting institutions for the following: Disciplinary Matters, Informal

Hearings, Institutions Ordered to Appear Back Before the Commission, New Applications for Licensure, Institutional Applications for Program Modifications and Additional Programs, Application for Annual License, Motions for Extension of License, Motions for Request for Extension of Time to Comply with Contingencies, Reports, Approved Applicant Letters Sent, Licenses Sent, Closed Schools, Agent Training Programs, Annual Renewals, Extension of Annual License, Licenses by Means of Accreditation, Annual Reviews of License By Means of Accreditation, Substantive Change Applications, Name Change Applications, Attorney and Executive Director Reports, Applications for Exemption for Religious Colleges, and the General Business of the Commission.

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 **Criminal Justice Standards and Training Commission** announces a public meeting to which all persons are invited.

### DATES AND TIMES:

Florida Criminal Justice Educators Association Meeting, Monday, August 9, 2010, 8:30 a.m.;

Training Center Directors Meetings: Board Meeting, Tuesday, August 10, 2010, 1:00 p.m.; Special Committee Mtgs., 2:00 p.m.; Basic Recruit Training, Advanced Training, and Rule Committee Mtgs., 3:00 p.m.; Open Forum, Tuesday, 4:00 p.m.; Training Center Director Association Meeting, Wednesday, August 11, 2010, 8:30 a.m.; Probable Cause Determination Hearings, 10:00 a.m.; Regional Criminal Justice Selection Center Directors Association Meeting, 3:00 p.m.;

Criminal Justice Standards and Training Commission Meeting, Thursday, August 12, 2010, 8:00 a.m.; Criminal Justice Standards and Training Commission Informal Hearings, Thursday, 9:30 a.m.

PLACE: Hyatt Regency Tampa, 211 North Tampa Street, Tampa, Florida 33602, (813)225-1234, Guest Room Rate: \$114.00 Single or Double Group Name: Florida Department of Law Enforcement Criminal Justice, Reservation Deadline: July 12, 2010, On-line Reservations: <https://resweb.passkey.com/go/FLAW2009>. For questions about the hotel or reservations contact: Cheryl Taylor at (850)410-8657 or by e-mail: [cheryltaylor@fdle.state.fl.us](mailto:cheryltaylor@fdle.state.fl.us).

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The above meetings will be held to discuss issues relating to standards, training, examinations, certification, de-certification, record management for law enforcement, correctional, and correctional probation officers, Commission rules, officer discipline penalty guidelines, and certification and recertification of criminal justice training schools. The Commission's meeting information and agenda items may be accessed at <http://www.fdle.state.fl.us>, then Click on "A-Z Index," then Click on "Criminal Justice Standards and Training Commission," and then Click on "Commission Meeting Schedule," or on "Meeting Packet."

A copy of the agenda may be obtained by contacting: Donna Hunt at (850)410-8615 or by e-mail: [donnahunt@fdle.state.fl.us](mailto:donnahunt@fdle.state.fl.us).

A copy of the Officer Discipline Agenda may be obtained by contacting: Lori Morea at (850)410-8625 or by e-mail: [lorimorea@fdle.state.fl.us](mailto:lorimorea@fdle.state.fl.us).

A copy of the Training Center Directors' Association agenda may be obtained by contacting: Training Center Directors' Association Chairman, Tim Gillette, Broward County Sheriff's Office, Institute for Criminal Justice Studies at (954)831-8178 or by e-mail: [tim\\_gillette@sheriff.org](mailto:tim_gillette@sheriff.org).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Donna Hunt at (850)410-8615 or by e-mail: [donnahunt@fdle.state.fl.us](mailto:donnahunt@fdle.state.fl.us). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Donna Hunt at (850)410-8615 or by e-mail: [donnahunt@fdle.state.fl.us](mailto:donnahunt@fdle.state.fl.us).

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## BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

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## DEPARTMENT OF CITRUS

The Florida **Department of Citrus**, Florida Citrus Commission announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, July 21, 2010, 9:00 a.m.  
PLACE: This meeting will be conducted telephonically, but a phone line will be established at the Florida Department of Citrus, 605 E. Main Street, Bartow, Florida 33830. To access the meeting, dial: 1(888)808-6959, when prompted enter code 4992373#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission will review the latest focus groups and creative concepts copy-testing. The Commission will be asked to authorize TV production of one creative concept. The Commission also will be requested to approve comments to be submitted to the FDA regarding front-of-pack labeling.

A copy of the agenda may be obtained by contacting: Linda Gurney at (863)537-3953.

Pursuant to the provisions of 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: Dianne Screws at (863)537-3984. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Linda Gurney at (863)537-3953.

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**EXECUTIVE OFFICE OF THE GOVERNOR**

The Florida **Office of Drug Control** announces a public meeting to which all persons are invited.

DATE AND TIME: August 5, 2010, 10:00 a.m. – 3:00 p.m.  
PLACE: Conference Room 2103, The Capitol, Tallahassee, FL  
GENERAL SUBJECT MATTER TO BE CONSIDERED: Drug Policy Advisory Council.

A copy of the agenda may be obtained by contacting: Claude Shipley at (850)414-8820.

Pursuant to the provisions of 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: Claude Shipley at (850)414-8820. If you are 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: Claude Shipley at (850)414-8820.

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The **Office of Tourism, Trade, and Economic Development** announces a public meeting to which all persons are invited.

DATE AND TIME: July 16, 2010, 9:30 a.m. – 12:00 Noon  
PLACE: Room 401 Senate Office Building, The Capitol Complex, Tallahassee FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of Florida Council on Military Base and Mission Support.

A copy of the agenda may be obtained by contacting: Joe Marino, Office of Tourism, Trade, and Economic Development at (850)487-2568.

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**REGIONAL PLANNING COUNCILS**

The **North Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: July 20, 2010, 9:30 a.m.  
PLACE: City Commission Meeting Room, City Hall, 209 North Thompson Street, Starke, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Bradford County Transportation Disadvantaged Coordinating Board.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

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The **North Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: July 20, 2010, 10:00 a.m.  
PLACE: North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Gainesville, FL 32653

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Comprehensive Economic Development Strategy Committee.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Gainesville, FL 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).



If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **North Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: July 20, 2010, 1:15 p.m.

PLACE: Board of County Commissioners Meeting Room, County Courthouse, 55 West Main Street, Lake Butler, Florida  
GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Union County Transportation Disadvantaged Coordinating Board.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **North Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: July 21, 2010, 10:30 a.m.

PLACE: Board of County Commissioners Meeting Room, County Courthouse, 401 North Cedar Street, Cross City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Dixie County Transportation Disadvantaged Coordinating Board.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **North Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: July 21, 2010, 1:30 p.m.

PLACE: Board of County Commissioners Meeting Facility located at 210 South Main Street, Trenton, Florida  
GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Gilchrist County Transportation Disadvantaged Coordinating Board.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **North Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: July 22, 2010, 5:00 p.m.

PLACE: Holiday Inn Hotel and Suites, 213 Southwest Commerce Boulevard, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Regional Planning Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

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 North Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

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**The North Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: July 22, 2010, 6:00 p.m.

DATE AND TIME: July 22, 2010, 6:30 p.m.

PLACE: Holiday Inn Hotel and Suites, 213 S. W. Commerce Boulevard, Lake City, Florida

PLACE: Holiday Inn Hotel and Suites, 213 Southwest Commerce Boulevard, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Clearinghouse Committee of the North Central Florida Regional Planning Council.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Audit Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Gainesville, Florida 32653-1603.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

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 North Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

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**The North Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: July 22, 2010, 6:00 p.m.

DATE AND TIME: July 22, 2010, 7:30 p.m.

PLACE: Holiday Inn Hotel and Suites, 213 Southwest Commerce Boulevard, Lake City, Florida

PLACE: Holiday Inn Hotel and Suites, 213 Southwest Commerce Boulevard, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Executive Committee of the North Central Florida Regional Planning Council.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Gainesville, Florida 32653-1603.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

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The **Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: July 28, 2010, 10:00 a.m.

PLACE: Hardee County Commission Chambers, 412 W. Orange Street, Wauchula, FL 33873

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular quarterly meeting of the Transportation Disadvantaged Local Coordinating board.

A copy of the agenda may be obtained by contacting: Marcia Staszko, Program Director at (863)534-7130 or email: mstaszko@cfrpc.org.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Marcia Staszko, Program Coordinator, 555 East Church Street, Bartow, FL 33830, (863)534-7130, mstaszko@cfrpc.org.

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The **Lee County Metropolitan Planning Organization** announces a workshop to which all persons are invited.

DATE AND TIME: July 19, 2010, 5:00 p.m. – 7:00 p.m.

PLACE: Harborside Event Center, 1375 Monroe Street, Fort Myers, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Lee County Metropolitan Planning Organization will be holding a Long Range Transportation Plan (LRTP) Workshop. To receive public input on the transportation needs for Lee County through the year 2035. This location is accessible through transit, LeeTran Route 20, for more information go to [www.rideleetrans.com](http://www.rideleetrans.com).

For further information please contact: Ms. Meghan Marion at (239)338-2550, ext. 219 or by email: mmarion@swfrpc.org.

All meetings of the Lee County Metropolitan Planning Organization (MPO) are open to the public. In accordance with the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting should contact: Ms. Meghan Marion at the Lee MPO 48 hours prior to the meeting by calling (239)338-2550, ext. 219. If you are hearing or speech impaired call 1(800)955-8770 Voice / 1(800)955-8771 TDD or e-mail: mmarion@swfrpc.org.

The MPO's planning process is conducted in accordance with Title VI of the Civil Rights Act of 1964 and related statutes. Any person or beneficiary who believes he/she has been discriminated against because of race, color, religion, sex, age,

national origin, disability, or familial status may file a complaint with the: Florida Department of Transportation District One Title VI Coordinator Robin Parrish at (863)519-2675 or by writing her at P. O. Box 1249, Bartow, Florida 33831.

A copy of the agenda may be obtained by contacting: Meghan Marion at (239)338-2550, ext. 219.

Pursuant to the provisions of 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: Meghan Marion at (239)338-2550, ext. 219. If you are 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: Meghan Marion at (239)338-2550, ext. 219.

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The **South Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, July 26, 2010, 3:00 p.m.

PLACE: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and review the Revolving Loan Fund loan applications.

A copy of the agenda may be obtained by contacting: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021, (954)985-4416.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 24 hours before the workshop/meeting by contacting: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021, (954)985-4416. If you are 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: Cheryl Cook, South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021, (954)985-4416.

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The **District II Local Emergency Planning Committee** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, July 21, 2010, 10:00 am (ET)

PLACE: Tallahassee Fire Department, Training Division Classroom, 2964 Municipal Way, Tallahassee, FL 32304

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Quarterly Meeting of the District II Local Emergency Planning Committee (LEPC).

A copy of the agenda may be obtained by contacting: Chris Rietow, Apalachee Regional Planning Council at (850)488-6211, ext. 102, Chris.Rietow@theapc.com or 20776 Central Avenue East, Blountstown, FL 32424.

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 **Apalachee Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, July 22, 2010, 10:30 a.m. (ET)

PLACE: Holiday Inn Hotel & Suites, 2725 Graves Road, Tallahassee, FL 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: In addition to its regular business, the agenda will include the review of any local government plan amendments received in a timely manner.

A copy of the agenda may be obtained by contacting: Janice Watson, ARPC at (850)674-4571, arpc1@fairpoint.net or 20776 Central Avenue East, Blountstown, FL 32424.

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.

#### METROPOLITAN PLANNING ORGANIZATIONS

The Florida **Metropolitan Planning Organization Advisory Council** announces a public meeting to which all persons are invited.

DATE AND TIMES: Thursday, July 22, 2010, 12:00 Noon – 3:00 p.m. and 3:30 p.m. – 6:00 p.m.

PLACE: Crowne Plaza Orlando Airport Hotel, 5555 Hazeltine National Drive, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Activities related to transportation planning within and adjacent to metropolitan areas in Florida carried out by local, state and federal agencies.

A copy of the agenda may be obtained by contacting: Brigitte Messina, 605 Suwannee Street MS #28B, Tallahassee, Florida 32399-0450 or by email: [brigitte.messina@mpoac.org](mailto:brigitte.messina@mpoac.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: Brigitte Messina, 605 Suwannee Street MS #28B, Tallahassee, Florida 32399-0450 or by email:

[brigitte.messina@mpoac.org](mailto:brigitte.messina@mpoac.org). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Brigitte Messina, 605 Suwannee Street MS 28B, Tallahassee, Florida 32399-0450 or by email: [brigitte.messina@mpoac.org](mailto:brigitte.messina@mpoac.org).

#### WATER MANAGEMENT DISTRICTS

The **Northwest Florida Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: July 22, 2010, 1:00 p.m. (Eastern Time)

PLACE: District Headquarters, 10 miles west of Tallahassee on Highway 90, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting – to consider District business.

OTHER MEETINGS HELD ON JULY 22, 2010:

12:00 Noon – 12:30 p.m. District Lands Committee – to discuss Land Acquisition Matters.

1:15 p.m. Public Hearing on Regulatory Matters.

A copy of the agenda may be obtained by contacting: Robin Tucker, Northwest Florida Water Management District, 81 Water Management Drive, Havana, Florida 32333, (850)539-5999 (also available through the Internet at [www.nwfwmd.state.fl.us](http://www.nwfwmd.state.fl.us)).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Ms. Jean Whitten at (850)539-5999. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **Southwest Florida Water Management District (SWFWMD)** announces a workshop to which all persons are invited.

DATE AND TIME: July 20, 2010, 8:30 a.m.

PLACE: St. Petersburg Pier, 800 Second Avenue N. E., St. Petersburg, FL 33701-3521

DATES AND TIME: July 21, 2010, 8:30 a.m.

PLACE: Lowry Park Zoo, 1101 West Sligh Avenue, Tampa, FL 33604-5958

DATES AND TIME: July 23, 2010, 8:30 a.m.

PLACE: Sheraton Tampa Riverwalk Hotel, 200 North Ashley Drive, Tampa, FL 33602

GENERAL SUBJECT MATTER TO BE CONSIDERED: Hillsborough River Watershed Tours. One or more Governing or Basin Board members may attend.

A copy of the agenda may be obtained by contacting: [www.watermatters.org](http://www.watermatters.org) or 1(800)423-1476 (FL Only) or (352)796-7211, ext. 4753 (Ad Order EXE0055).

For more information, you may contact: Virginia.Sternberger@ WaterMatters.org, 1(800)423-1476 (FL Only) or (352)796-7211, ext. 4753.

The **Southwest Florida Water Management District (SWFWMD)** announces a workshop to which all persons are invited.

DATES AND TIME: Wednesday, July 21-23, 2010, 1:00 p.m.

PLACE: Marco Island Marriott Resort, 400 S. Collier Blvd., Marco Island, FL 34145

GENERAL SUBJECT MATTER TO BE CONSIDERED: 24th Annual Environmental Permitting Summer School. One or more Governing or Basin Board members may attend.

A copy of the agenda may be obtained by contacting: [www.floridaenet.com](http://www.floridaenet.com), Lou.Kavouras@watermatters.org, 1(800)423-1476 (FL Only) or (352)796-7211, ext. 4606 (Ad Order EXE0054).

The **South Florida Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, July 21, 2010, 2:00 p.m. – 4:00 p.m.

PLACE: South Florida Water Management District, Orlando Service Center, 1707 Orlando Central Parkway, Suite 200, Orlando, FL 32809

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Meeting to Discuss Regulatory Matters.

All or part of these meetings will be video-conferenced in order to permit maximum participation from the South Florida Water Management District Service Centers located at:

- Lower West Coast Service Center  
2301 McGregor Blvd.  
Fort Myers, FL 33901
- Martin/St. Lucie Service Center  
780 S. E. Indian Street  
Stuart, FL 34997
- District Headquarters  
B-1 Storch Conference Room  
3301 Gun Club Road  
West Palm Beach, FL 33406

The meeting will also be webcast.

A copy of the agenda may be obtained by contacting: seven (7) days prior to the meeting date, you may obtain a copy of the agenda by going to our website at: [www.sfwmd.gov](http://www.sfwmd.gov).

- Hold mouse over the “Topics” tab, scroll down to “Permits” and click.
- Under “Upcoming Events” on the right hand column, click the “Monthly Regulatory Meetings” link.

For additional information, you may also call our information line at (561)682-6207 or Florida toll-free 1(800)432-2045, ext. 6207.

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

For more information, you may contact: District Clerk’s Office at (561)682-2087.

#### REGIONAL UTILITY AUTHORITIES

The **Peace River Manasota Regional Water Supply Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: July 29, 2010, 1:30 p.m.

PLACE: Charlotte County Administration Center, 18500 Murdock Circle, Room 119, Port Charlotte, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct regular business of the Authority and Public Hearing for the Authority’s FY 11 Final Budget.

A copy of the agenda may be obtained by contacting: Peace River Manasota Regional Water Supply Authority, 6311 Atrium Drive, Suite 100, Bradenton, Florida 34202.

Pursuant to the provisions of 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: (941)316-1776. If you are 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: (941)316-1776.

**DEPARTMENT OF ELDER AFFAIRS**

The **Department of Elder Affairs** announces a public meeting to which all persons are invited.

DATE AND TIME: July 23, 2010, 1:30 p.m. – 3:30 p.m. (EST)

PLACE: University of South Florida Health Byrd Alzheimer's Institute, 4100 East Fletcher Avenue, 1st Floor, Conference Room, Tampa, Florida 33613

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of Alzheimer's Disease Committee initiatives.

A copy of the agenda may be obtained by contacting: Karen Griffith, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2000, Email: griffithkb@elderaffairs.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Karen Griffith, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399-7000. If you are 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: Karen Griffith, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2000, Email: griffithkb@elderaffairs.org.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

The **Agency for Health Care Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: August 6, 2010, 10:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Health Information Exchange Legal Work Group will meet to discuss policies and procedures for health information exchange including provisions of a health information exchange participation agreement.

A copy of the agenda may be obtained by contacting: Carolyn H. Turner at Carolyn.Turner@ahca.myflorida.com. The agenda will be posted at: <http://www.fhin.net/PSresourceCtr/FLPSproject/LWGmeetings.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 10 days before the workshop/meeting by contacting: Dana Watson at (850)412-3784. If you are 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: Dana Watson at (850)412-3784.

The **Agency for Health Care Administration** announces a public meeting to which all persons are invited.

DATES AND TIME: July 20, 2010; August 23, 2010; September 8, 2010; September 22, 2010; October 13, 2010; October 27, 2010, 1:00 p.m. – 3:00 p.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4138067#; Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room C, Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: In accordance with Senate Bill 1484 (Chapter 2010-144, Laws of Florida), Section 2, the Agency Secretary shall appoint and convene a technical advisory panel to advise the Agency in the study and development of intergovernmental transfer distribution methods. The panel shall include representatives from contributing hospitals, medical schools, local governments, and managed care plans. The panel shall advise the agency regarding the best methods for ensuring the continued availability of intergovernmental transfers, specific issues to resolve in negotiations with the Centers for Medicare and Medicaid, and appropriate safeguards for appropriate implementation of any developed payment methodologies.

A copy of the agenda may be obtained by contacting: Contact Edwin Stephens at (850)412-4077 or edwin.stephens@ahca.myflorida.com, with any questions or to obtain an agenda when it is set.

For more information, you may contact: Contact Edwin Stephens at (850)412-4077 or edwin.stephens@ahca.myflorida.com.

The **Agency for Health Care Administration**, on behalf of the Low Income Pool (LIP) Council, announces a public meeting to which all persons are invited.

DATES AND TIMES: Wednesday, July 21, 2010, 1:00 p.m. – 4:00 p.m.; Wednesday, August 18, 2010, 1:00 p.m. – 4:00 p.m.; Wednesday, September 15, 2010, TBD; Wednesday, October 20, 2010, TBD; Wednesday, November 17, 2010, TBD; Wednesday, December 15, 2010, TBD; Wednesday, January 19, 2011, TBD

PLACE: The July and August meetings will be a conference call format. The selection of the time and location of the remaining five meetings will be discussed during the first meeting on July 21, 2010. To participate in the conference calls in July and August, please use the following information: For LIP Council Members, please dial: 1(866)526-0550, Conference ID#: 84715881 (July Meeting); Conference Call ID#: 84715897 (August Meeting); For non-LIP Council Members, please dial: 1(866)631-2413, Conference ID#: 84715881 (July Meeting); Conference ID#: 54715897 (August Meeting)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of the LIP program including legislative updates, funding methodology, policies and procedures in accordance with the approved Medicaid Reform Section 1115 Demonstration.

A copy of the agenda may be obtained by contacting: Edwin Stephens at (850)412-4077, edwin.stephens@ahca.myflorida.com, with any questions or to obtain an agenda when it is set.

For more information, you may contact: Edwin Stephens at (850)412-4077, edwin.stephens@ahca.myflorida.com.

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The **Agency For Health Care Administration** announces a hearing to which all persons are invited.

DATE AND TIME: Tuesday, July 27, 2010, 10:00 a.m. – 12:00 Noon

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room B, Tallahassee, Florida 32308-5407

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Agency is scheduling a hearing in Tallahassee for the purpose of taking public comment regarding proposed changes to the Medicaid hospital outpatient covered services, applicable rates and billing procedures, including emergency and non-emergency services, and rates applicable to emergency room patient screenings and evaluations associated rates and billing procedures.

A copy of the agenda may be obtained by contacting: Princilla Jefferson, Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, FL 32308-5407, e-mail: princilla.jefferson@ahca.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 48 hours before the workshop/meeting by contacting: Princilla Jefferson, Bureau of Medicaid Services at (850)412-4211. If you are 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 MANAGEMENT SERVICES

The **AWI's Office of Early Learning** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, August 6, 2010, 12:00 Noon – Until business is concluded

PLACE: Children's Board of Hillsborough County, 1002 East Palm Avenue, Tampa, FL 33605, (813)229-2884

GENERAL SUBJECT MATTER TO BE CONSIDERED: To meet and discuss potential 2011 policy recommendations.

A copy of the agenda may be obtained by contacting: Lisa.Billups@flaawi.com. Agenda will be available July 30th.

#### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The Probable Cause Panel of the **Construction Industry Licensing Board** announces a public meeting to which all persons are invited.

DATE AND TIMES: July 27, 2010, 9:00 a.m. and 10:00 a.m. or soon thereafter

PLACE: Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. 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: Jeffrey J. Kelly, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202, (850)488-0062.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Jeffrey J. Kelly, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202, (850)488-0062. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Jeffrey J. Kelly, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202, (850)488-0062.

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The **Board of Accountancy** announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 9, 2010, 9:00 a.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 1332505#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Education Committee to consider items relating to the education requirements to sit for the CPA examination.

A copy of the agenda may be obtained by contacting: DeWayne McBride, 240 N. W. 76th Drive, Suite A, Gainesville, Florida 32607.

Pursuant to the provisions of 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: DeWayne McBride at (352)333-2505. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **Florida Real Estate Commission** announces a workshop to which all persons are invited.

DATE AND TIME: Tuesday, July 20, 2010, 8:30 a.m. or as soonest thereafter

PLACE: Zora Neale Hurston Building, North Tower, Suite N901, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review rule amendment relating to subparagraph (2)(a) for final approval.

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).

The **Florida Real Estate Commission** announces a workshop to which all persons are invited.

DATE AND TIME: Tuesday, July 20, 2010, 8:30 a.m. or as soonest thereafter

PLACE: Zora Neale Hurston Building, North Tower, Suite N901, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To clarify and update language in the rule.

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).

The **Florida Real Estate Commission** announces a workshop to which all persons are invited.

DATE AND TIME: Tuesday, July 20, 2010, 8:30 a.m. or as soonest thereafter

PLACE: Zora Neale Hurston Building, North Tower, Suite N901, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review rule amendment addressing electronic fingerprinting and experience requirement to become a broker to bring the rule into statutory compliance.

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).

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

The **Department of Environmental Protection** announces a workshop to which all persons are invited.

DATE AND TIME: August 19, 2010, 10:00 a.m.

PLACE: Room 609, Bob Martinez Center, 2600 Blair Stone Road, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To present the Department's recommendations and to receive public comment on the intended use of the Fiscal Year 2010 Federal and State Safe Drinking Water Act appropriations, and other funds. Funds will be used to finance drinking water preconstruction and construction projects through the State Revolving Fund (SRF) program Rule, Chapter 62-552, Florida Administrative Code. Workshop topics will include project eligibility, project prioritization, types of assistance available, objectives of the program, program requirements, use of set-aside funds, and the proposed project list.

A copy of the proposed Intended Use Plan will be available after August 5, 2010, and may be obtained by contacting: Venkata Panchakarla, Bureau of Water Facilities Funding,



2600 Blair Stone Road, Mail Station #3505, Tallahassee, Florida 32399-2400, (850)245-8366 or by e-mail: Venkata.Panchakarla@dep.state.fl.us.

A copy of the agenda may be obtained by contacting: Venkata Panchakarla, Bureau of Water Facilities Funding, at the same address as above, by phone at (850)245-8366 or by e-mail: Venkata.Panchakarla@dep.state.fl.us on or after August 12, 2010.

Pursuant to the provisions of 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: Venkata Panchakarla, Bureau of Water Facilities Funding, at the same address, by phone at (850)245-8366 or by e-mail: Venkata.Panchakarla@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The **Department of Environmental Protection** announces a hearing to which all persons are invited.

DATE AND TIME: August 19, 2010, 2:00 p.m.

PLACE: Room 609, Bob Martinez Center, 2600 Blair Stone Road, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To receive testimony and public comment and to take final action on proposed adoption of the Fiscal Year (FY) 2010 Drinking Water State Revolving Fund (SRF) priority list. Action will be taken under Chapter 62-552, F.A.C., to move projects on the contingency list to the fundable portion of the priority list. Also, new construction projects that met the requirements of Rule 62-552.655, F.A.C., by submitting planning documents by April 15, 2010, and plans, specifications, and permits by June 1, 2010, and pre-construction projects that submitted a complete Request for Inclusion (RFI) on the priority list by June 1, 2010, will be added to the contingency or fundable portion of the priority list based on availability of funds. Projects may be subject to a segment cap limit. The cost of these projects which is in excess of the segment cap will be placed on the contingency portion of the list for consideration of funding at a future public hearing.

The Department may adopt, modify, or deny the proposed actions at the hearing. Prior to Department action at the hearing, all interested persons will have the opportunity to testify regarding any proposed actions. After the hearing, the Department will file the Notice of Final Agency Action. A copy of the Notice of Final Agency Action will be sent to local governments sponsoring the projects at issue and to any person submitting a timely written request. Such written requests must be submitted at the hearing or filed with the: Department's Bureau of Water Facilities Funding, 2600 Blair Stone Road, Mail Station #3505, Tallahassee, Florida 32399-2400, no later than 5:00 p.m. on the first working day after the public hearing.

The draft priority list will be available after August 5, 2010, on the Departments website or a copy may be obtained by contacting: Venkata Panchakarla, Bureau of Water Facilities Funding, at the same address, by phone at (850)245-8366 or by e-mail: Venkata.Panchakarla@dep.state.fl.us.

A copy of the agenda may be obtained by contacting: Venkata Panchakarla, Bureau of Water Facilities Funding, at the same address as above, by phone at (850)245-8366 or by e-mail: Venkata.Panchakarla@dep.state.fl.us on or after August 12, 2010.

Pursuant to the provisions of 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: Venkata Panchakarla, Bureau of Water Facilities Funding, at the same address, by phone at (850)245-8366 or by e-mail: Venkata.Panchakarla@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The **Departmental of Environmental Protection (DEP)**, Siting Coordination Office (SCO) announces a hearing to which all persons are invited.

DATE AND TIME: August 23, 2010, 9:00 a.m. and continuing as necessary from day-to-day until completed

PLACE: Alachua County Civil Courthouse, 201 East University Avenue, Gainesville, Florida 32601

GENERAL SUBJECT MATTER TO BE CONSIDERED: An Administrative Law Judge (ALJ) will conduct a hearing to consider the environmental effects and any other appropriate matters regarding whether to approve the site certification application for the proposed Gainesville Renewable Energy Center, SCO application number PA 09-55 and DOAH case number 09-6641EPP, submitted by Gainesville Renewable Energy Center, LLC pursuant to the Florida Electrical Power Plant Siting Act, Sections 403.501-.518, Florida Statutes (F.S.). The ALJ will prepare a Recommended Order for submission to and final action by the Governor and Cabinet acting as the Siting Board. Pursuant to Section 403.508(3)(e), F.S., motions to intervene must be filed (received) with the: Division of Administrative Hearings, The DeSoto Building, 1230 Apalachee Parkway, Tallahassee, Florida 32399-1550, at least 30 days prior to the date of the certification hearing. The certification hearing may be cancelled in accordance with Section 403.508(6)(a), F.S.

A copy of the agenda may be obtained by contacting: Michael P. Halpin, P.E., Department of Environmental Protection, 3900 Commonwealth Blvd., M.S. #48, Tallahassee, Florida 32399-3000, (850)245-2002.

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

agency at least 48 hours before the workshop/meeting by contacting: Jill Stoyshich, Department of Environmental Protection, 3900 Commonwealth Blvd., M.S. #48, Tallahassee, Florida 32399-3000, (850)245-2002. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Michael P. Halpin, P.E., Department of Environmental Protection, 3900 Commonwealth Blvd., M.S. #48, Tallahassee, Florida 32399-3000, (850)245-2002.

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## DEPARTMENT OF HEALTH

The **Governor's Task Force on Autism Spectrum** announces a telephone conference call to which all persons are invited.

**DATES AND TIME:** July 13-14, 2010, 1:00 p.m. – conclusion

**PLACE:** Conference Call: 1(888)808-6959, Conference Code: 9439484#

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This is a conference call for the Governor's Task Force on Autism Spectrum Disorders. The Task Force will discuss the scope and prioritization of issues to be addressed as listed in Executive Order 09-82.

Pursuant to the provisions of 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: Christine Brenco at (850)487-3763 or by email: Christine\_Brenco@apd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: [www.healthyfloridians.com/autism.html](http://www.healthyfloridians.com/autism.html).

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The **Board of Dentistry** announces a public meeting to which all persons are invited.

**DATE AND TIME:** July 27, 2010, 5:30 p.m.

**PLACE:** Conference Call: 1(888)808-6959 when prompted, enter Conference Code: 2453454#

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To discuss Dental Hygiene issues.

A copy of the agenda may be obtained by contacting: Sue Foster, Executive Director, Department of Health, Board of Dentistry, 4052 Bald Cypress Way, BIN #C08, Tallahassee, Florida 32399-3258.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made.

Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact: Sue Foster at (850)245-4474.

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The **Board of Dentistry** announces a public meeting to which all persons are invited.

**DATE AND TIME:** August 6, 2010, 9:00 a.m.

**PLACE:** Department of Health, Building 4042, Room 301, 4052 Bald Cypress Way, Tallahassee, FL 32399-3258, (850)245-4474

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To review reconsideration cases.

A copy of the agenda may be obtained by contacting: Sue Foster, Executive Director, Department of Health, Board of Dentistry, 4052 Bald Cypress Way, BIN #C08, Tallahassee, Florida 32399-3258.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made.

Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact: Sue Foster at (850)245-4474.

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The **Board of Massage Therapy** announces a public meeting to which all persons are invited.

**DATES AND TIME:** July 29, 2010; July 30, 2010, 9:00 a.m. or shortly thereafter

**PLACE:** Rosen Plaza Hotel, 9700 International Drive, Orlando, FL 32819, (407)996-9700

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General board business.

A copy of the agenda may be obtained by contacting: Kaye Howerton, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256, (850)245-4161.

Pursuant to the provisions of 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: Paula Mask at (850)245-4161. If you are 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**, Credentials Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, August 5, 2010, 9:00 a.m.

PLACE: Renaissance Orlando Hotel, 5445 Forbes Place, Orlando, FL 32812, Hotel phone #: (407)240-1000

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the committee. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting.

Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site: [www.flhealthsource.com](http://www.flhealthsource.com) for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Chandra Prine at [chandra\\_prine@doh.state.fl.us](mailto:chandra_prine@doh.state.fl.us) or call (850)245-4135.

Pursuant to the provisions of 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: Chandra Prine at [chandra\\_prine@doh.state.fl.us](mailto:chandra_prine@doh.state.fl.us) or call (850)245-4135. If you are 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 **Board of Medicine**, Physician Assistant Council announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, August 5, 2010, 3:00 p.m. or soon thereafter

PLACE: Renaissance Orlando Hotel, 5445 Forbes Place, Orlando, FL 32812, Hotel phone #: (407)240-1000

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the board. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site: [www.flhealthsource.com](http://www.flhealthsource.com) for cancellations or changes to meeting dates or call the Board of Medicine.

A copy of the agenda may be obtained by contacting: Cheryl Smiley at [cheryl\\_smiley@doh.state.fl.us](mailto:cheryl_smiley@doh.state.fl.us) or (850)245-4131, ext. 3506.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by

contacting: Cheryl Smiley at [cheryl\\_smiley@doh.state.fl.us](mailto:cheryl_smiley@doh.state.fl.us) or (850)245-4131, ext. 3506. If you are 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**, Rules and Legislative Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, August 5, 2010, immediately following Physician Assistants Council meeting

PLACE: Renaissance Orlando Hotel, 5445 Forbes Place, Orlando, FL 32812, Hotel phone #: (407)240-1000

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the board. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting.

Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site: [www.flhealthsource.com](http://www.flhealthsource.com) for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Whitney Bowen at [whitney\\_bowen@doh.state.fl.us](mailto:whitney_bowen@doh.state.fl.us) or (850)245-4131, ext. 3517.

Pursuant to the provisions of 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: Whitney Bowen at [whitney\\_bowen@doh.state.fl.us](mailto:whitney_bowen@doh.state.fl.us) or (850)245-4131, ext. 3517. If you are 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 Florida **Board of Medicine** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, August 6, 2010, 8:00 a.m.

PLACE: Renaissance Orlando Hotel, 5445 Forbes Place, Orlando, FL 32812, Hotel phone #: (407)240-1000

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the board. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting.

Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site: [www.flhealthsource.com](http://www.flhealthsource.com) for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Whitney Bowen at [whitney\\_bowen@doh.state.fl.us](mailto:whitney_bowen@doh.state.fl.us) or (850)245-4131, ext. 3517.

Pursuant to the provisions of 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: Whitney Bowen at [whitney\\_bowen@doh.state.fl.us](mailto:whitney_bowen@doh.state.fl.us) or call (850)245-4131, ext. 3517. If you are 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 Florida **Board of Medicine** announces a public meeting to which all persons are invited.

DATE AND TIME: Saturday, August 7, 2010, 9:00 a.m.

PLACE: Renaissance Orlando Hotel, 5445 Forbes Place, Orlando, FL 32812, Hotel phone #: (407)240-1000

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the board. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting.

Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at [www.flhealthsource.com](http://www.flhealthsource.com) for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Whitney Bowen at [whitney\\_bowen@doh.state.fl.us](mailto:whitney_bowen@doh.state.fl.us) or (850)245-4131, ext. 3517.

Pursuant to the provisions of 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: Whitney Bowen at [whitney\\_bowen@doh.state.fl.us](mailto:whitney_bowen@doh.state.fl.us) or call (850)245-4131, ext. 3517. If you are 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 Florida **Board of Nursing**, Central Probable Cause Panel announces a telephone conference call to which all persons are invited.

DATE AND TIME: July 22, 2010, 3:30 p.m.

PLACE: Department of Health, Tallahassee at Meet Me Number: 1(888)808-6959, Conference Code: 0109310#

GENERAL SUBJECT MATTER TO BE CONSIDERED: For cases previously heard by the panel.

A copy of the agenda may be obtained by contacting: Joe Baker, Jr., Executive Director, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3257.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: The Board office. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

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The **Board of Pharmacy** announces a public meeting to which all persons are invited.

DATES AND TIMES: August 10, 2010, 10:00 a.m.; August 11, 2010, 8:00 a.m.

PLACE: Rosen Plaza Hotel Airport, 9700 International Drive, Orlando, FL 32819, (407)996-9700

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board business.

A copy of the agenda may be obtained by contacting: The public agenda will be available one week prior to the meeting date at [www.doh.state.fl.us/mqa/pharmacy](http://www.doh.state.fl.us/mqa/pharmacy).

Pursuant to the provisions of 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: The Board of Pharmacy at (850)245-4292. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: The Board of Pharmacy, 4052 Bald Cypress Way, C-04, Tallahassee, FL 32399-3254, (850)245-4292.

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The **Department of Health**, Brain and Spinal Cord Injury Program announces a public meeting to which all persons are invited.

**DATES AND TIME:** July 29-30, 2010, 8:00 a.m. – 6:00 p.m.

**PLACE:** The Casa Monica Hotel, 95 Cordova Street, St. Augustine, FL 32084

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Meeting of the Brain and Spinal Cord Injury Advisory Council as required by Section 381.78, Florida Statutes. The council meets twice per year to provide advice and expertise to the department in preparation, implementation, and periodic review of the brain and spinal cord injury program.

A copy of the agenda may be obtained by contacting: Suzanne Kelly, Department of Health, 4052 Bald Cypress Way, Bin #C-25, Tallahassee, Florida 32399-1744, (850)245-4045, Suzanne\_Kelly@doh.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Suzanne Kelly, Department of Health, 4052 Bald Cypress Way, Bin #C-25, Tallahassee, FL 32399-1744, (850)245-4045, Suzanne\_Kelly@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).

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#### **DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

The **Department of Children and Families** announces a public meeting to which all persons are invited.

**DATE AND TIME:** Wednesday, July 21, 2010, 10:00 a.m. – 4:00 p.m.

**PLACE:** DCF Suncoast Region, 9393 N. Florida Avenue, Tampa, FL

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Redesign of Services to Young Adults Formerly in Foster Care.

A copy of the agenda may be obtained by contacting: Gay Frizzell, DCF Family Safety Program Office at (850)921-3005, gay\_frizzell@dcf.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Gay Frizzell, DCF Family Safety Program Office at (850)921-3005, gay\_frizzell@dcf.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Gay Frizzell, DCF Family Safety Program Office at (850)921-3005, gay\_frizzell@dcf.state.fl.us.

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The **Department of Children and Family Services** announces a public meeting to which all persons are invited.

**DATE AND TIME:** July 12, 2010, 3:45 p.m.

**PLACE:** Florida Department of Children and Families, Refugee Services, 1317 Winewood Blvd., Bldg. 5, Rm. 203, Tallahassee, FL 32399-0700

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The opening of proposals, as provided for in Section 2.6 of RFP #05K10BS2, published on the Vendor Bid System (VBS) on May 27, 2010.

A copy of the agenda may be obtained by contacting: Anna Bethea, Procurement Manager, Florida Department of Children and Families, Refugee Services, 1317 Winewood Blvd., Bldg. 5, Rm. 203, Tallahassee, FL 32399-0700 or Anna\_Bethea@dcf.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Anna Bethea, Procurement Manager, Florida Department of Children and Families, Refugee Services, 1317 Winewood Blvd., Bldg. 5, Rm. 203, Tallahassee, FL 32399-0700 or Anna\_Bethea@dcf.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).

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The **Department of Children and Family Services** announces a public meeting to which all persons are invited.

**DATE AND TIME:** July 12, 2010, 3:45 p.m.

**PLACE:** Florida Department of Children and Families, Refugee Services, 1317 Winewood Blvd., Bldg. 5, Rm. 203, Tallahassee, FL 32399-0700

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The opening of proposals, as provided for in Section 2.6 of RFP #05K10BS1, published on the Vendor Bid System (VBS) on May 27, 2010.

A copy of the agenda may be obtained by contacting: Anna Bethea, Procurement Manager, Florida Department of Children and Families, Refugee Services, 1317 Winewood Blvd., Bldg. 5, Rm. 203, Tallahassee, FL 32399-0700 or Anna\_Bethea@dcf.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Anna Bethea, Procurement Manager, Florida Department of Children and Families, Refugee Services, 1317 Winewood Blvd., Bldg. 5, Rm. 203, Tallahassee, FL 32399-0700 or Anna\_Bethea@dcf.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).

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The **Department of Children and Families, Division of Refugee Services** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, July 12, 2010, 5:00 p.m. – 7:00 p.m.

PLACE: St. Thomas University HRI, 2112 South Congress Avenue, Palm Springs, Florida 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Southeast Region, Refugee Advisory Panel.

Pursuant to the provisions of 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: Miriam Rosario at email: Miriam\_Rosario@dcf.state.fl.us or Fax: (561)837-5106. If you are 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: Miriam Rosario at (561)837-5022, email: Miriam\_Rosario@dcf.state.fl.us or Fax: (561)837-5106; Taddese Fessehayee at email: Taddese\_Fessehayee@dcf.state.fl.us.

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The **Department of Children and Family Services** announces a public meeting to which all persons are invited.

DATE AND TIME: July 14, 2010, 10:00, a.m.

PLACE: Florida Department of Children and Families, Refugee Services, 1317 Winewood Blvd., Bldg. 5, Rm. 203, Tallahassee, FL 32399-0700, Conference Call: 1(888)808-6959, Conference Code: 4883791#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The initial meeting of Department Evaluators as provided for in Section 2.6 and Appendix XI-a of RFP #05K10BS1, published on the Vendor Bid System (VBS) on May 27, 2010.

A copy of the agenda may be obtained by contacting: Anna Bethea, Procurement Manager, Florida Department of Children and Families, Refugee Services, 1317 Winewood Blvd., Bldg. 5, Rm. 203, Tallahassee, FL 32399-0700 or Anna\_Bethea@dcf.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Anna Bethea, Procurement Manager, Florida Department of Children and Families, Refugee Services, 1317 Winewood Blvd., Bldg. 5, Rm. 203, Tallahassee, FL 32399-0700 or Anna\_Bethea@dcf.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).

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The **Department of Children and Families, Division of Refugee Services** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, July 14, 2010, 1:30 p.m. – 3:30 p.m.

PLACE: Department of Children and Families, 5920 Arlington Expressway, Jacksonville, Florida 32211

GENERAL SUBJECT MATTER TO BE CONSIDERED: Northeast Region, Refugee Task Force.

Pursuant to the provisions of 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: Debbie Ansbacher at email: Debbie\_Ansbacher@dcf.state.fl.us or Fax: (904)723-2144. If you are 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: Debbie Ansbacher at (904)726-1540, email: Debbie\_Ansbacher@dcf.state.fl.us or Fax: (904)723-2144; Taddese Fessehayee at email: Taddese\_Fessehayee@dcf.state.fl.us.

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The **Department of Children and Family Services** announces a public meeting to which all persons are invited.

DATE AND TIME: July 14, 2010, 2:00, p.m.

PLACE: Florida Department of Children and Families, Refugee Services, 1317 Winewood Blvd., Bldg. 5, Rm. 203, Tallahassee, Florida 32399-0700, Conference Call: 1(888)808-6959, Conference Code: 4883791#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The initial meeting of Department Evaluators as provided for in Section 2.6 and Appendix XI-a of RFP #05K10BS2, published on the Vendor Bid System (VBS) on May 27, 2010.

A copy of the agenda may be obtained by contacting: Anna Bethea, Procurement Manager, Florida Department of Children and Families, Refugee Services, 1317 Winewood Blvd., Bldg. 5, Rm. 203, Tallahassee, FL 32399-0700 or Anna\_Bethea@dcf.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Anna Bethea, Procurement Manager, Florida Department of Children and Families, Refugee Services, 1317 Winewood Blvd., Bldg. 5, Rm. 203, Tallahassee, FL 32399-0700 or Anna\_Bethea@dcf.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).

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**The Department of Children and Families, Division of Refugee Services** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, July 15, 2010, 10:00 a.m. – 12:00 Noon

PLACE: To be determined. Please contact Miriam Rosario at (561)837-5022

GENERAL SUBJECT MATTER TO BE CONSIDERED: Southeast Region, Refugee Task Force.

Pursuant to the provisions of 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: Miriam Rosario at email: Miriam\_Rosario@dcf.state.fl.us or Fax: (561)837-5106. If you are 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: Miriam Rosario at (561)837-5022, email: Miriam\_Rosario@dcf.state.fl.us or Fax: (561)837-5106; Taddese Fessehayé at email: Taddese\_Fessehayé@dcf.state.fl.us.

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**The Department of Children and Families, Division of Refugee Services** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, July 16, 2010, 10:00 a.m. – 12:00 Noon

PLACE: United Way of Palm Beach, 2600 Quantum Boulevard, Boynton Beach, Florida 33426

GENERAL SUBJECT MATTER TO BE CONSIDERED: Southeast Region, Refugee Task Force.

Pursuant to the provisions of 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: Miriam Rosario at email: Miriam\_Rosario@dcf.state.fl.us or Fax: (561)837-5106. If you are 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: Miriam Rosario at (561)837-5022, email: Miriam\_Rosario@dcf.state.fl.us or Fax: (561)837-5106; Taddese Fessehayé at email: Taddese\_Fessehayé@dcf.state.fl.us.

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**The Department of Children and Families, Division of Refugee Services** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, July 26, 2010, 6:00 p.m. – 7:30 p.m.

PLACE: Catholic Charities, 2210 Santa Barbara Boulevard, Naples, Florida 34116

GENERAL SUBJECT MATTER TO BE CONSIDERED: Suncoast Region, Refugee Advisory Panel.

Pursuant to the provisions of 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: Janet Blair at email: Janet\_Blair@dcf.state.fl.us or Fax: (813)558-5598. If you are 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: Janet Blair at (813)558-5841, email: Janet\_Blair@dcf.state.fl.us or Fax: (813)558-5598; Taddese Fessehaye at email: Taddese\_Fessehaye@dcf.state.fl.us.

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The **Department of Children and Families, Division of Refugee Services** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, July 27, 2010, 1:30 p.m. – 3:30 p.m.

PLACE: PTEC Clearwater Campus, 6100 154th Avenue North, Building 1, Center for Excellence Room, Clearwater, Florida 33760

GENERAL SUBJECT MATTER TO BE CONSIDERED: Suncoast Region, Refugee Task Force.

Pursuant to the provisions of 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: Janet Blair at email: Janet\_Blair@dcf.state.fl.us or Fax: (813)558-5598. If you are 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: Janet Blair at (813)558-5841, email: Janet\_Blair@dcf.state.fl.us or Fax: (813)558-5598; Taddese Fessehaye at email: Taddese\_Fessehaye@dcf.state.fl.us.

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The **Department of Children and Families, Division of Refugee Services** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, July 28, 2010, 10:00 a.m. – 12:00 Noon

PLACE: Catholic Charities, 2210 Santa Barbara Boulevard, Naples, Florida 34116

GENERAL SUBJECT MATTER TO BE CONSIDERED: Suncoast Region, Refugee Task Force.

Pursuant to the provisions of 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: Janet Blair at email: Janet\_Blair@dcf.state.fl.us or Fax: (813)558-5598. If you are 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: Janet Blair at (813)558-5841, email: Janet\_Blair@dcf.state.fl.us or Fax: (813)558-5598; Taddese Fessehaye at email: Taddese\_Fessehaye@dcf.state.fl.us.

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The **Department of Children and Family Services** announces a public meeting to which all persons are invited.

DATE AND TIME: July 28, 2010, 10:00, a.m.

PLACE: Florida Department of Children and Families, Refugee Services, 1317 Winewood Blvd., Bldg. 5, Rm. 203, Tallahassee, FL 32399-0700, Conference Call: 1(888)808-6959, Conference Code: 4883791#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The debriefing meeting of the Department Evaluators as provided for in Section 2.6 and Appendix XI-a of RFP #05K10BS1, published on the Vendor Bid System (VBS) on May 27, 2010.

A copy of the agenda may be obtained by contacting: Anna Bethea, Procurement Manager, Florida Department of Children and Families, Refugee Services, 1317 Winewood Blvd., Bldg. 5, Rm. 203, Tallahassee, FL 32399-0700 or Anna\_Bethea@dcf.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Anna Bethea, Procurement Manager, Florida Department of Children and Families, Refugee Services, 1317 Winewood Blvd., Bldg. 5, Rm. 203, Tallahassee, FL 32399-0700 or Anna\_Bethea@dcf.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).

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The **Department of Children and Family Services** announces a public meeting to which all persons are invited.

DATE AND TIME: July 28, 2010, 2:00, p.m.

PLACE: Florida Department of Children and Families, Refugee Services, 1317 Winewood Blvd., Bldg. 5, Rm. 203, Tallahassee, Florida 32399-0700, Conference Call: 1(888)808-6959, Conference Code: 4883791#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The debriefing meeting of the Department Evaluators as provided for in Section 2.6 and Appendix XI-a of RFP # 05K10BS2, published on the Vendor Bid System (VBS) on May 27, 2010.



A copy of the agenda may be obtained by contacting: Anna Bethea, Procurement Manager, Florida Department of Children and Families, Refugee Services, 1317 Winewood Blvd., Bldg. 5, Rm. 203, Tallahassee, FL 32399-0700 or Anna\_Bethea@dcf.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Anna Bethea, Procurement Manager, Florida Department of Children and Families, Refugee Services, 1317 Winewood Blvd., Bldg. 5, Rm. 203, Tallahassee, FL 32399-0700 or Anna\_Bethea@dcf.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).

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### FLORIDA HOUSING FINANCE CORPORATION

The **Florida Housing Finance Corporation** announces a public meeting to which all persons are invited.

DATE AND TIME: July 22, 2010, 10:00 a.m. (Tallahassee local time)

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of tax-exempt bonds by Florida Housing to provide additional financing for the acquisition, construction or rehabilitation of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Methodist Place, a 200-unit multifamily residential rental development located on or about 400 East Harrison Street, Tampa, Hillsborough County, Florida 33602. The owner and operator of the development is SP Three Ltd., 1205 West Swann Avenue, Tampa, FL 33606, or such successor in interest in which SP Three Development, Inc., or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Royal American Management, Inc., 1002 West 23rd Street, Suite 400, Panama City, FL 32405. The tax-exempt bond amount is not to exceed \$10,000,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), July 21, 2010, and should be addressed to the Attention: Len Stirrat, Multifamily Bond Administrator. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

A copy of the agenda may be obtained by contacting: Len Stirrat, Multifamily Bond Administrator, Florida Housing Finance Corporation at (850)488-4197.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Len Stirrat, Multifamily Bond Administrator, Florida Housing Finance Corporation at (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

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The **Florida Housing Finance Corporation**, Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: July 30, 2010, 8:30 a.m. – until adjourned

PLACE: Tallahassee City Hall Commission Chambers, 300 Adams Street, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. Consider financing and acknowledgement resolutions for various multifamily developments, under any multifamily program, including the ranking of developments.
2. Consider appointment of professionals including but not limited to trustee and/or originator/servicer for upcoming and/or past multifamily programs and single-family programs.
3. Consider approval of all bond documents for and terms of all upcoming single-family and multifamily bond sales, including those secured by third-party guarantors, letters-of-credit, insurance or other mechanisms.
4. Consider adopting resolutions authorizing negotiated or competitive sale of bonds on various single-family and multifamily issues.
5. Consider directing Staff to submit summaries of various TEFRA/Public Hearings to the Governor.
6. Consideration of policy issues concerning ongoing and upcoming single-family bond issues including initiation of request for proposals on an emergency basis, and structuring new issues.
7. Consideration of all necessary actions with regard to the Multifamily Bond Program.

8. Consideration of approval of underwriters for inclusion on approved master list and teams.
9. Consideration of all necessary actions with regard to the HOME Rental Program.
10. Consideration of all necessary actions with regard to the HC (Housing Credits) Program.
11. Consideration of all necessary actions with regard to the SAIL (State Apartment Incentive Loan) Program.
12. Consideration of all necessary actions with regard to the SHIP (State Housing Initiatives Partnership) Program.
13. Consideration of all necessary actions with regard to the PLP (Predevelopment Loan) Program.
14. Consideration of all necessary actions with regard to the Homeownership Programs.
15. Consideration of all necessary actions for initiating new rules or rule amendments on an emergency or non-emergency basis.
16. Consideration of Appeals from Universal Cycle ranking and grading with entry of final orders.
17. Consideration of workouts or modifications for existing projects funded by the Corporation.
18. Consideration of matters relating to the stated purpose of the Corporation to provide safe and sanitary housing that is affordable for the residents of Florida.
19. Consideration of funding additional reserves for the Guarantee Fund.
20. Consideration of audit issues.
21. Evaluation of professional and consultant performance.
22. Such other matters as may be included on the Agenda for the July 30, 2010, Board Meeting.

A copy of the agenda may be obtained by contacting: Sheila Freaney, Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197 approximately 2 days prior to the meeting, or by visiting the Corporation's website at [www.floridahousing.org](http://www.floridahousing.org).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Sheila Freaney, Florida Housing Finance Corporation at (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **FHFC II, Inc.**, Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: July 30, 2010, 11:00 a.m. or upon adjournment of the Florida Housing Finance Corporation Board of Directors meeting – until adjourned

PLACE: Tallahassee City Hall Commission Chambers, 300 Adams Street, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. Conduct business necessary for the organization of FHFC II, Inc.
2. Consider adopting resolutions delegating operational authority to the Executive Director.
3. Consideration of all necessary actions with regard to any property owned or held by FHFC II, Inc.
4. Consideration of approval of underwriters for inclusion on approved master list and teams.
5. Consideration of all necessary actions for initiating new rules or rule amendments on an emergency or non-emergency basis.
6. Consideration of status, workouts, or modifications for existing projects.
7. Consideration of matters relating to the statutory purpose of FHFC II, Inc., to provide safe and sanitary housing that is affordable for the residents of Florida.
8. Such other matters as may be included on the Agenda for the July 30, 2010, Board Meeting.

A copy of the agenda may be obtained by contacting: Sheila Freaney, Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197 approximately 2 days prior to the meeting, or by visiting the Corporation's website at [www.floridahousing.org](http://www.floridahousing.org).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Sheila Freaney, Florida Housing Finance Corporation at (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **FHFC III, Inc.**, Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: July 30, 2010, 11:00 a.m. or upon adjournment of the Florida Housing Finance Corporation Board of Directors meeting – until adjourned

PLACE: Tallahassee City Hall Commission Chambers, 300 Adams Street, Tallahassee, FL 32301

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

1. Conduct business necessary for the organization of FHFC III, Inc.
2. Consider adopting resolutions delegating operational authority to the Executive Director.
3. Consideration of all necessary actions with regard to any property owned or held by FHFC III, Inc.
4. Consideration of approval of underwriters for inclusion on approved master list and teams.
5. Consideration of all necessary actions for initiating new rules or rule amendments on an emergency or non-emergency basis.
6. Consideration of status, workouts, or modifications for existing projects.
7. Consideration of matters relating to the statutory purpose of FHFC III, Inc., to provide safe and sanitary housing that is affordable for the residents of Florida.
8. Such other matters as may be included on the Agenda for the July 30, 2010, Board Meeting.

A copy of the agenda may be obtained by contacting: Sheila Freaney, Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197, approximately 2 days prior to the meeting, or by visiting the Corporation's website at [www.floridahousing.org](http://www.floridahousing.org).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Sheila Freaney, Florida Housing Finance Corporation at (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

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**FINANCIAL SERVICES COMMISSION**

The **Financial Services Commission, Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: July 27, 2010, 1:00 p.m.

PLACE: Senator Jim King Committee Room (401 Senate Office Building), Tallahassee, Florida (adjacent to The Capitol)

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Castle Key Insurance Company and Castle Key Indemnity Company have requested average statewide rate increases of 33.3% and 17.9% for their homeowners programs, respectively. The proposed rate increases would be effective October 31, 2010, for new and renewal business. The requested rate increases are not uniform and some areas are subject to higher rate increases.

Florida law allows the Office of Insurance Regulation to hold a public hearing for any purpose within the scope of the Insurance Code deemed to be necessary. Input from the insurers as well as interested parties will be received at this public hearing. If you are unable to attend this public hearing, please forward your comments to the Office of Insurance Regulation at [ratehearings@flor.com](mailto:ratehearings@flor.com); the subject line of your e-mail should read "Castle Key."

A copy of the agenda may be obtained by contacting: Rhoda K. Johnson, Esquire at (850)413-4252 or Cindy Walden at (850)413-2616.

Pursuant to the provisions of 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: Cindy Walden at (850)413-2616 or e-mail her at [cindy.walden@flor.com](mailto:cindy.walden@flor.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: Rhoda K. Johnson, Esquire at (850)413-4252 or Cindy Walden at (850)413-2616.

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**AGENCY FOR ENTERPRISE INFORMATION TECHNOLOGY**

The **Agency for Enterprise Information Technology**, Chief Information Officers Council announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, July 19, 2010, 10:00 a.m. – 12:00 Noon

PLACE: Betty Easley Conference Center, Room 166, 4075 Esplanade Way, Tallahassee, FL

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To enhance communication among the Chief Information Officers of all state agencies and assist in identifying critical statewide information technology issues.

A copy of the agenda may be obtained by contacting: Margie (Rainey) Drury, Florida Department of Legal Affairs, Office of Information Technology at (850)414-3525, [margie.rainey@myfloridalegal.com](mailto:margie.rainey@myfloridalegal.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 2 days before the workshop/meeting by contacting: Margie (Rainey) Drury at (850)414-3525. If you are 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 Agency for Enterprise Information Technology (AEIT)** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, July 19, 2010, 1:00 p.m. – 3:00 p.m.

PLACE: Room 225A, 4030 Esplanade Way, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Enterprise Services Strategic Plan – meeting of the technical workgroup to discuss potential Enterprise services.

A copy of the agenda may be obtained by contacting: Bharath Chari at Bharath.Chari@aeit.myflorida.com or (850)413-7906.

Pursuant to the provisions of 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: Bharath Chari at (850)413-7906. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**FLORIDA MEDICAL MALPRACTICE JOINT UNDERWRITING ASSOCIATION**

The **Florida Medical Malpractice Joint Underwriting Association** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, July 20, 2010, 4:00 p.m.

PLACE: Sawgrass Marriott, Jacksonville, FL 33082

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Claims and Underwriting Committee will receive and consider reports from the Association’s General Counsel, General Manager, Servicing Carrier, and such other business properly brought before the Committee.

A copy of the agenda may be obtained by contacting: FMMJUA, 1836 Hermitage Blvd., Suite 201, Tallahassee, FL 32308.

The **Florida Medical Malpractice Joint Underwriting Association** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, July 21, 2010, 9:00 a.m.

PLACE: Sawgrass Marriott, Jacksonville, FL 32082

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Governors will receive and consider quarterly reports from the Association’s Investment Counsel, General Counsel, Servicing Carrier, Claims Committee, General Manager, and such other business properly brought before the Board.

A copy of the agenda may be obtained by contacting: FMMJUA, 1836 Hermitage Blvd., Suite 201, Tallahassee, FL 32308.

**FLORIDA LOCAL GOVERNMENT INVESTMENT TRUST**

The **Florida Local Government Investment Trust** announces a public meeting to which all persons are invited.

DATE AND TIME: July 23, 2010, 10:30 a.m.

PLACE: Orlando Airport Marriott, 7499 Augusta National Drive, Orlando, FL 32822-5015

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Administrative Operations.

A copy of the agenda may be obtained by contacting: Bryant Gries at email: bgries@flclerks.com.

**TECHNOLOGICAL RESEARCH AND DEVELOPMENT AUTHORITY**

The **Technological Research and Development Authority (TRDA)** announces a public meeting to which all persons are invited.

DATE AND TIME: July 21, 2010, 2:00 p.m.

PLACE: Business Innovation Center, 1050 West NASA Boulevard, Suite 125, Melbourne, FL 32901

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Meeting of the Board of Directors. TRD Foundation Board of Directors to convene immediately following.

A copy of the agenda may be obtained by contacting: Dave Kershaw, Deputy Director at dkershaw@trda.org, (321)872-1050, ext. 102.

**SOUTHWOOD SHARED RESOURCE CENTER**

The **Southwood Shared Resource Center** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, July 19, 2010, 1:30 p.m. – 4:00 p.m. or until Board business is concluded

PLACE: Turlington Building, Room 1703, 325 W. Gaines Street, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular monthly meeting of the SSRC Board of Trustees.

A copy of the agenda may be obtained by contacting: Rick Mitchell at (850)488-9895 or email: rick.mitchell@ssrc.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 2 days before the workshop/meeting by contacting: Rick Mitchell at (850)488-9895 or email: rick.mitchell@ssrc.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).

For more information, you may contact: Rick Mitchell at (850)488-9895 or email: rick.mitchell@ssrc.myflorida.com.

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### **CITIZENS PROPERTY INSURANCE CORPORATION**

The **Citizens Property Insurance Corporation**, Board of Governors announces a telephone conference call to which all persons are invited.

DATE AND TIME: July 26, 2010, 2:00 p.m. (EDT)

PLACE: Conference Call: 1(888)295-6211

GENERAL SUBJECT MATTER TO BE CONSIDERED: The topic of discussion will be, but is not limited to, 2011 Rate Filings.

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, extension 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 1(800)807-7647, extension 3744.

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### **PRIDE ENTERPRISES**

The **PRIDE Enterprises**, Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: July 12, 2010, 2:00 p.m.

PLACE: PRIDE Corporate Office, St. Petersburg, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board Governance Committee Meeting.

A copy of the agenda may be obtained by contacting: Dee Kiminki at [dkiminki@pride-enterprises.org](mailto:dkiminki@pride-enterprises.org).

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### **FLORIDA HEALTH CHOICES**

The **Florida Health Choices** announces a public meeting to which all persons are invited.

DATE AND TIME: July 15, 2010, 2:00 p.m.

PLACE: Conference Call, Finance and Audit

DATE AND TIME: July 29, 2010, 11:00 a.m.

PLACE: Tallahassee, FL – Bidder's Conference

DATE AND TIME: September 9, 2010, TBA

PLACE: TBA – Administrative Committee

DATE AND TIME: September 10, 2010, 11:00 a.m.

PLACE: Miami, FL – Board Meeting

DATE AND TIME: September 17, 2010, 11:00 a.m.

PLACE: Miami, FL – Board Meeting

DATE AND TIME: September 20, 2010, TBA

PLACE: TBA – Administrative Committee

DATE AND TIME: September 24, 2010, TBA

PLACE: Tampa, FL – Board Meeting

DATE AND TIME: October 8, 2010, TBA

PLACE: TBA – Administrative Committee

DATE AND TIME: October 14, 2010, TBA

PLACE: TBA – Administrative Committee

DATE AND TIME: October 15, 2010, TBA

PLACE: TBA – Board Meeting

DATE AND TIME: December 3, 2010, 11:00 a.m.

PLACE: Tallahassee, FL – Board Meeting

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Health Choices board of directors.

All meeting dates and locations are subject to change. Please visit [www.myfloridachoice.org](http://www.myfloridachoice.org) for the most current information. Interested parties may also subscribe to receive updated meeting information by logging on to [www.myfloridachoice.org](http://www.myfloridachoice.org).

A copy of the agenda may be obtained by contacting: Lauren McCarthy at [lmccarthy@myfloridachoice.org](mailto:lmccarthy@myfloridachoice.org) or visit the website at [www.myfloridachoice.org](http://www.myfloridachoice.org).

For more information, you may contact: Lauren McCarthy at (850)222-0933 or [lmccarthy@myfloridachoice.org](mailto:lmccarthy@myfloridachoice.org).

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### **JUSTICE ADMINISTRATIVE COMMISSION**

The **Justice Administrative Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: July 13, 2010, 9:00 a.m. (EST) (Continued from June 25, 2010)

PLACE: 227 N. Bronough Street, Suite 2100, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Interviews will be conducted for the Executive Director Position.

A copy of the agenda may be obtained by contacting: Jessica Kranert at (850)488-2415 or email: [jessicak@jac.state.fl.us](mailto:jessicak@jac.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 3 days before the workshop/meeting by contacting: Jessica Kranert at (850)488-2415. If you are

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

**FLORIDA HIGHER EDUCATIONAL FACILITIES FINANCING AUTHORITY**

The **Florida Higher Educational Facilities Financing Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, July 22, 2010, 12:00 Noon  
PLACE: The Campus of Bethune-Cookman University, Second Floor, Conference Room, While Hall, 640 Dr. Mary McLeod Bethune Boulevard, Daytona Beach, Florida 32114, (386)481-2858, Conference Call: 1(866)578-5716, Conference Code: 6813188#

GENERAL SUBJECT MATTER TO BE CONSIDERED:  
(a) Hold a public hearing with respect to the contemplated issuance by the Authority of up to \$30,500,000 in principal amount of its revenue bonds in order to fund a loan to Bethune-Cookman University to refund Volusia County Educational Facilities Authority Variable Rate Educational Facilities Revenue Bonds (Bethune-Cookman College, Inc. Series, 2001) and to finance certain improvements and construction of residence halls on its campus.

(b) Any other matters that may come before the Authority.  
A copy of the agenda may be obtained by contacting: Melissa Armstrong, Independent Colleges and Universities of Florida, 542 East Park Avenue, Tallahassee, Florida 32301, (850)681-3188.

**SMALL BUSINESS REGULATORY ADVISORY COUNCIL**

The **Small Business Regulatory Advisory Council** announces a public meeting to which all persons are invited.

DATES AND TIME: July 23, 2010, 9:00 a.m. (Eastern Time); July 30, 2010 if needed  
PLACE: Conference Call: 1(888)808-6959, Conference Code: 4737801#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Council business and rule reviews.  
A copy of the agenda may be obtained by contacting: Vicky Baker at (850)473-7816, email: vicky.baker@floridasbrac.org. For more information, you may contact: Vicky Baker at (850)473-7816 or email: vicky.baker@floridasbrac.org.

**SOIL AND WATER CONSERVATION DISTRICTS**

The **Glades Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATE AND TIME: July 13, 2010, 10:00 a.m.  
PLACE: 1085 Pratt Blvd., LaBelle, Florida 33935  
GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board Meeting.  
A copy of the agenda may be obtained by contacting: Barbara Tillis at (863)674-4160.

The **Collier Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATES AND TIME: 3rd Thursday of each month, 8:30 a.m.  
PLACE: 14700 Immokalee Rd., Naples, FL 34120  
GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Business Meeting.  
A copy of the agenda may be obtained by contacting: collierswcd.org.

**Section VII  
Notices of Petitions and Dispositions  
Regarding Declaratory Statements**

**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 David Cook, Petitioner/Unit Owner, In Re: Tudor Cay Condominium Association, Inc., Docket No. 2010032148. The petition seeks the agency's opinion as to the applicability of Section 718.112(d)(3), Florida Statutes, as it applies to the petitioner. Whether a recently elected board member, who was delinquent in payment of assessments, is eligible to serve under Section 718.112(d)(3), 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.

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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 Albert Frost, Petitioner/Unit Owner, In Re: Tregate East Condominium Association, Inc., Docket No.: 2010031010 on June 17, 2010. The petition seeks the agency's opinion as to the applicability of Section 718.123, Florida Statutes, as it applies to the petitioner.

Whether Tregate East Condominium Association, Inc. may deny a guest of a unit owner access to the common elements for visiting the owner under Section 718.123, 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.

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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 Tammy Lien, Petitioner/Unit Owner, In Re: River Way Management Inc., Docket No.: 2009036553 on July 7, 2009. The petition seeks the agency's opinion as to the applicability of Section 718.113, Florida Statutes, as it applies to the petitioner.

Whether River Way Management, Inc. is responsible for the cost of repairing the garage roofs under Section 718.113, 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.

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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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#### **DEPARTMENT OF HEALTH**

NOTICE IS HEREBY GIVEN THAT on June 1, 2010, the Board of Pharmacy has received the petition for declaratory statement from Richard M. Ellis, Esquire, on behalf of Galencare, Inc., d/b/a Brandon Regional Hospital. The petition seeks the agency's opinion as to the applicability of Rule 64B16-28.605, Florida Administrative Code as it applies to the petitioner.

The petition seeks the Board's interpretation of Rule 64B16-28.605, Florida Administrative Code, concerning whether a modification in the automated dispensing procedures, as described in the petition, would be permissible under the rule.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Rebecca Poston, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254.

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The Board of Podiatric Medicine hereby gives notice that on June 8, 2010, it received a Petition for Declaratory Statement filed by Narmo L. Ortiz, Jr., DPM, requesting a declaratory statement as to whether Section 461.003(5), F.S., authorizes a podiatric physician to utilize and supervise hyperbaric oxygen in the treatment of the foot, ankle and leg. The Board will address this petition at its next meeting.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Bruce Deterding, Executive Director, Board of Podiatric Medicine/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3256.

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**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 PROFESSIONAL CONSULTANTS:**

The University of Florida Board of Trustees announces that Professional Services in the discipline of architecture will be required for the project listed below:

Project: UF-266, Chemical Engineering Addition (Gainesville campus)

The project consists of an 8,000 GSF addition to the south-east side of the existing Chemical Engineering building which will give the building and department more presence on campus. In addition to a new entry, the atrium is intended to create a space for interaction, innovation and collaboration. The addition is also to provide much needed office space, conference room, and student collaboration space.

The estimated construction budget is approximately \$2,650,000, including site improvements, underground utilities, and connecting to existing building. The project will be delivered using the Construction Manager At-Risk method. Gold LEED (Leadership in Energy and Environmental Design) certification by the U.S. Green Building Council is mandatory. The selected firm will provide design, construction documents and construction administration services for the referenced project. Plans and specifications for University of Florida projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes.

Blanket design professional liability insurance will be required from the architect, mechanical, electrical, plumbing, fire protection and structural engineering subconsultants for this project and will be provided as a part of Basic Services.

Applicants will be evaluated on the basis of their past performance, experience, personnel, design ability, references, workload, and responses to questions posed both in the shortlist and interview phases. The Selection Committee may reject all proposals and stop the selection process at any time.

At the time of application, the applicant and its landscape architectural and engineering consultants must possess current design licenses from the appropriate governing board and be properly registered to practice its profession in the State of Florida. If the applicant is a corporation, must be chartered by the Florida Department of State to operate in Florida.

Applicants desiring to provide professional services for the project shall submit a proposal only after thoroughly reviewing the facilities program, Project Fact Sheet, and other background information. The proposal shall be prepared as specified in the PQS Instructions and shall include:

1. A Letter of Application that concisely illustrates the applicant's understanding of the scope of services, design intent, schedule, and other goals and considerations as outlined in the Project Fact Sheet and facilities program.
2. A completed, project-specific "Professional Qualifications Supplement" (PQS) proposal with signed certification. Applications on any other form will not be considered.
3. Resumes, LEED accreditation, and other pertinent credentials for all proposed staff (applicant and consultants).
4. Proof of the applicant's corporate status in Florida (if applicable) and copies of current licenses for applicant and all engineering and landscape architecture consultants from the appropriate governing board.
5. Proof of the applicant's and all engineering consultants' ability to be insured for the level of professional liability coverage demanded for this project.

As required by Section 287.133, Florida Statutes, an applicant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected professional must warrant that it will neither utilize the services of, nor contract



with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Incomplete proposals will be disqualified. Submittal materials will not be returned.

Additional information to assist the applicant in preparing a complete proposal – including the project-specific PQS forms, instructions, Project Fact Sheet, facilities program, UF Design Services Guide, UF Design and Construction Standards, standard University of Florida Owner-Professional agreement, and other project and process information – can be found on the Facilities Planning and Construction website.

Finalists may be provided with supplemental interview requirements and criteria as needed.

Provide the number of copies prescribed in the Project Fact Sheet. Submittals must be received in the Facilities Planning and Construction office by 3:00 p.m. (Local Time), Thursday, July 29, 2010, Facsimile (FAX) submittals are not acceptable and will not be considered.

Facilities Planning and Construction  
232 Stadium / P. O. Box 115050  
Gainesville, FL 32611-5050  
Telephone: (352)273-4000; Fax: (352)273-4034  
Internet: [www.facilities.ufl.edu](http://www.facilities.ufl.edu)

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#### **DEPARTMENT OF COMMUNITY AFFAIRS**

##### **NOTICE OF FUNDING AVAILABILITY FLORIDA DIVISION OF EMERGENCY MANAGEMENT CITIZEN CORPS/Community Emergency Response Team Programs**

The Division of Emergency Management is providing you with notification of its intent to open the Fiscal Year 2010-2011 application cycle for competitive awards from the State Homeland Security Grant Fund Citizen Corps and Community Emergency Response Teams Programs. The applications will be available July 2, 2010, on-line at: [www.floridadisaster.org/CitizenCorps](http://www.floridadisaster.org/CitizenCorps). The submission deadline is August 27, 2010. Funds provided under the Fiscal Year 2010-2011 cycle will be available to award recipients no earlier than October 1, 2010.

The Division encourages all eligible regional or local governments, Fire Tax Districts, other taxing or special districts, school districts, and Native American Tribes or nations within the State of Florida with projects that will enhance community response capabilities to apply for funds during this open period.

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

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

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#### **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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#### **FLORIDA SHERIFFS ASSOCIATION**

##### **INVITATION TO BID**

BID NUMBER: 10-09-0907

BID TITLE: FIRE/RESCUE VEHICLES & OTHER FLEET EQUIPMENT

PRE-BID CONFERENCE: AUGUST 16, 2010, 1:00 p.m.

PRE-BID CONFERENCE TO BE HELD AT:

MARION COUNTY SHERIFF'S OFFICE

JAIL MULTI-PURPOSE ROOM

692 N. W. 30TH AVENUE

OCALA, FL 34475-5608

BID DUE DATE: SEPTEMBER 7, 2010, 5:00 p.m.

BID RESPONSE LOCATION:

FLORIDA SHERIFFS ASSOCIATION

COOPERATIVE BID COORDINATOR'S OFFICE

2617 MAHAN DRIVE (32308)

P. O. BOX 12519

TALLAHASSEE, FL 32317-2519

BIDS MUST BE CONTAINED IN A SEALED CONTAINER ADDRESSED TO THE FLORIDA SHERIFFS ASSOCIATION. INDICATE ON THE OUTSIDE THE BID NUMBER, TITLE, OPENING DATE AND TIME.

VENDORS WILL BE REQUIRED TO HAVE THEIR BIDS TO FSA BY 5:00 P.M., TUESDAY, SEPTEMBER 7, 2010.

ALL QUESTIONS PERTAINING TO THIS BID SHOULD BE DIRECTED TO: LYNN MEEK OR PEGGY GOFF, THE FLORIDA SHERIFFS ASSOCIATION AT (850)877-2165.

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##### **INVITATION TO BID**

BID NUMBER: 10-18-0907

BID TITLE: PURSUIT, ADMINISTRATIVE NON-PURSUIT, UTILITY VEHICLES, TRUCKS AND VANS, AND OTHER FLEET EQUIPMENT

MANDATORY VEHICLE CONTRACT/SPECIFICATION WORKSHOPS: JULY 13 AND 14, 2010, 9:00 a.m.

MANDATORY PRE-BID  
CONFERENCE: AUGUST 16, 2010, 8:30 a.m.  
WORKSHOPS AND PRE-BID CONFERENCE TO BE  
HELD AT:

MARION COUNTY SHERIFF'S OFFICE  
JAIL MULTI-PURPOSE ROOM  
692 N. W. 30TH AVENUE  
OCALA, FL 34475-5608

REPLIES DUE: SEPTEMBER 7, 2010, 12:00 Noon

BID SUBMITTALS RECEIVED AT:  
FLORIDA SHERIFFS ASSOCIATION  
COOPERATIVE BID COORDINATOR'S OFFICE  
2617 MAHAN DRIVE (32308)  
P. O. BOX 12519  
TALLAHASSEE, FL 32317-2519

BIDS MUST BE SUBMITTED ELECTRONICALLY THROUGH THE FLORIDA SHERIFFS ASSOCIATION'S VEHICLE BID AWARD SYSTEM. SOLICITATION DOCUMENTS AND SPECIFICATIONS CAN BE ACCESSED THROUGH <http://veba.flsheriffs.org>. VENDORS WHO WISH TO PARTICIPATE IN THIS INVITATION TO BID MUST ATTEND THE VEHICLE CONTRACT/ SPECIFICATION WORKSHOP AND PRE-BID CONFERENCE. YOU WILL BE REQUIRED TO HAVE A USER NAME AND GENERIC PASSWORD BEFORE YOU CAN LOG ON TO THE VEBA SITE.

**TECHNOLOGICAL RESEARCH AND DEVELOPMENT AUTHORITY**

Request for Qualifications – Workshop Facilitators

The Technological Research and Development Authority (TRDA) is soliciting a Request for Qualifications (RFQ) response from workshop facilitators with expertise in providing teacher training in the areas of science, technology, engineering and mathematics (STEM). Responses must be submitted in accordance with the RFQ posted on: [http://www.trda.org/contact\\_us/rfps.asp](http://www.trda.org/contact_us/rfps.asp).

**SPRING HILL FIRE RESCUE AND EMS DISTRICT**

Request for Proposal – RFP #2010-01

FIRE STATION 2 DESIGN-BUILD SERVICES

NOTICE IS HEREBY GIVEN THAT sealed proposals are being solicited for providing Design-Build Services of Fire Station 2 to Spring Hill Fire Rescue and Emergency Medical Services District Board of Fire Commissioners, Spring Hill, Florida. Sealed Proposals will be received and accepted at the Spring Hill Fire Rescue District Administration Building, 3445 Bob Hartung Court, Spring Hill, FL 34606 until 2:00 p.m. (EST), Wednesday, August 11, 2010. Late proposals will not be considered, regardless of the reason.

The proposal package is available for inspection and downloading by prospective offerors on our website: [www.springhillfire.com](http://www.springhillfire.com) (look for the "RFP 2010-01 Station 2 Design-Build" tab).

All notices and addenda will be posted on the District's website: [www.springhillfire.com](http://www.springhillfire.com). It is the responsibility of prospective offerors to visit the District's website prior to submitting a bid or proposal to ensure that they are aware of all addenda issued relative to this solicitation.

The Spring Hill Fire Rescue and Emergency Medical Services District Board of Fire Commissioners reserves the right to accept or reject any or all proposals and waive informalities and irregularities in offers received in accordance with the solicitation documents and the Spring Hill Fire Rescue District Procurement Protocol. Michael S. Rampino, Fire Chief/Contract Manager.

**Section XII  
Miscellaneous**

**DEPARTMENT OF EDUCATION**

Call For Applications

University of Florida's Construction Mentoring Initiative  
The University of Florida Small Business Enterprise Construction Contracting Program (SBECCP) Mentoring Initiative Steering Committee announces a call for applications from potential mentors and potential protégés for participation in the University of Florida's Construction Mentoring Initiative. The Steering committee will review submitted applications meeting the criteria for submission in order to make a decision regarding firms that will be selected to participate in this year's (FY 2010-2011) initiative. The committee is expanding the mentoring initiative this time to include the selection of a non-construction related mentor/protégé pairing (e.g. commodities to commodities or commodities to services pairing) and selection of one or more pairs of A/E firms for participation in this initiative. Firms wishing to be considered for participation in the University of Florida's Construction Mentoring Initiative should complete an application and submit it no later than July 30, 2010, to the following:

University of Florida  
Small Business and Vendor Diversity Relations  
109 Elmore Hall, P. O. Box 115250  
Gainesville, FL 32611-5250

This initiative is designed to promote small business development, enhance business knowledge and experience, foster increased business capacity, and provide small businesses access to opportunities at the University of Florida. An event to kickoff this phase of the Mentoring Initiative will take place on July 14, 2010, 4:00 p.m. to 6:00 p.m., at the University of Florida's Eastside Campus, in the Sunshine

Skyway Conference Room, 2008 N. E. Waldo Road, Building 1603, Gainesville, Florida 32609. Firms planning to attend this event should RSVP to Ms. Darlean Manning, Small Business and Vendor Diversity Relations Division, via phone (352)392-0380 or e-mail: [dmannin@ufl.edu](mailto:dmannin@ufl.edu). Additional information regarding the Mentoring Initiative, including criteria for submission, may be obtained by accessing the Small Business & Vendor Diversity Division's website at [www.sbvdr.admin.ufl.edu](http://www.sbvdr.admin.ufl.edu) or by contacting: Small Business and Vendor Diversity Relations Division at (352)392-0380, [SBVDR@admin.ufl.edu](mailto:SBVDR@admin.ufl.edu).

## DEPARTMENT OF COMMUNITY AFFAIRS

### Notice of Funding Availability and Open

#### Application Period for Pre-Disaster Mitigation Grant Program

The Pre-Disaster Mitigation (PDM) program is a nation-wide competitive grant program that was created to assist State and local governments, including Indian Tribe governments, with the implementation of cost-effective hazard mitigation activities prior to disasters. The intent of this program is to reduce overall risk to people and property, while also minimizing the cost of disaster recovery.

#### Eligible Sub-Applicants:

The following entities are eligible to apply for assistance: State-level agencies including State institutions (i.e., State hospital or university); Federally-recognized Indian tribal governments; local governments, including State-recognized tribes, authorized tribal organizations, and Alaska Native villages; public colleges and universities; and tribal colleges and universities. Private non-profit (PNP) organizations and private colleges and universities are not eligible Sub-Applicants; however, an eligible, relevant State agency or local governments may apply to the Applicant as the Sub-Applicant for assistance to benefit the private entity.

Sub-applicants may request up to 10% of the funds requested for their mitigation project sub-application for information dissemination activities (public awareness and education) regarding cost-effective mitigation technologies. These activities may include marketing and outreach (i.e., brochures, videos) and must relate directly to the project sub-application. Any information dissemination activities should be identified as separate line items in the Cost.

Sub-applicants may include a maximum of 5% of the total funds requested (Federal and non-Federal shares) for their project sub-application for management costs to support the project. Sub-applicant cost activities must be consistent with the Office of Management and Budget Circular A-87.

#### Eligible Activities

Proposed hazard mitigation projects must primarily focus on natural hazards but also may address hazards caused by manmade forces. Funding is restricted to a maximum of \$3

million Federal share per project sub-application. The Federal share will cover 75% of the project cost. Sub-applicants are required to provide the remaining 25% in matching funds. All project submissions must have a Benefit Cost Analysis of 1 or greater.

#### Electronic Submissions

Applicants MUST use the electronic grants (e-Grants) management system to submit PDM grant applications. Only PDM-C grant applications submitted through the e-Grants system will be accepted by FEMA. In order to log on to the e-Grants system, please go to <https://portal.fema.gov/famsVu/dynamic/index.html>. Click on the New User button. Enter the information the system is requesting. Once the registration form is completed the System is going to ask for an Access Code. At this time, enter S12. Please email Quinton Williams once the registration is completed so that access can be given to create an application. If a community's delegation of signature authority requires that someone other than the preparer of the application sign off on it, please be aware that a separate registration for that person must be created.

#### Submission Deadline

The deadline for submitting FY 2011 PDM grant applications to: The State of Florida is Friday, October 8, 2010 by 4:00 p.m. (EST). If you are interested in participating in this year's PDM application cycle, please visit the Division of Emergency Management's website at <http://www.florida-disaster.org/Mitigation/Pre-Disaster/index.htm> for further information regarding the program and submitting an application.

For questions regarding this information or the Pre-Disaster Mitigation Program, Please contact: Quinton Williams at [quinton.williams@em.myflorida.com](mailto:quinton.williams@em.myflorida.com) or (850)487-1584.

## NOTICE OF FUNDING AVAILABILITY RESIDENTIAL CONSTRUCTION MITIGATION PROGRAM – COMPETITIVE GRANT PROGRAM

The Florida Division of Emergency Management (DEM or the Division) announces the availability of approximately \$2,467,389.00 million in Residential Construction Mitigation Program (RCMP) funding. Eligible applicants may submit up to three (3) applications for a maximum grant of \$100,000 each from the 2010-2011 Florida Legislature appropriation to the Hurricane Loss Mitigation Program from the Florida Hurricane Catastrophe Fund.

#### Authorizing Legislation and Regulations

In 1999, the Florida Legislature passed the Bill Williams Residential Safety and Preparedness Act. This created the Hurricane Loss Mitigation Program, (Section 215.559, Florida Statutes) with an annual appropriation of \$10 million. These funds are derived from the Florida Hurricane Catastrophe

Fund. Section 215.559, F.S. establishes minimum funding levels for specific interests. The Florida Legislature allocates funding from this appropriation to RCMP on an annual basis.

**Award Information**

Pursuant to Section 215.559, Florida Statutes, RCMP makes funds available annually to pursue the following objectives:

- To improve the wind resistance of residences and mobile homes through subsidies, grants, outreach, demonstration projects, direct assistance.
- To educate persons concerning the Florida Building Code cooperative programs with local governments and the Federal Government
- To prevent losses or reduce the cost of disasters and reduce the cost of rebuilding after a disaster.

Funds available for these uses in SFY10/11 are \$2,467,389.00. Funds are distributed according to application category. Detail is provided in Sections 4.0 and 5.0 of the NOFA/Application packet located on the Division’s website.

Please note: RCMP funds may be used as match for federally funded Hazard Mitigation Assistance (HMA) program projects. Such HMA grant programs include the Hazard Mitigation Grant Program (HMGP) and the Pre-Disaster Mitigation Grant Program (PDM).

In order to qualify to use RCMP funds as HMA program match, the following must be true:

- The project qualifies for both programs
- The project’s scope of work is identical for both programs
- Activities must be performed within the RCMP contract period

**Changes from SFY09/10 NOFA**

Changes to this NOFA from SFY09/10 include the following:

- NOFA format has been streamlined for readability
- Performance Measurement Plan requirement: The inclusion of a performance measurement plan in the project application is a new requirement as of SFY 10/11. Please pay special attention to this requirement’s detail, which can be found in Sections 4.0 and 5.0 of this NOFA.
- Application categories have been modified. SFY 2010/2011 application categories are as follows:
  - Residential Mitigation Retrofit
  - Public Outreach
  - Mitigation Planning

**Applicant Eligibility**

Eligible applicants\*\* for each application category are those identified in the following chart with X’s:

Project Category	State/Regional Agencies	Local Governments	Private Non-Profits	Educational Institutions
Residential Mitigation Retrofit Program	X	X	X	X
Public Outreach	X	X	*	X
Mitigation Planning and Integration	X	X		X

\*\*The Division does not contract with individuals. In order to participate, residents must contact their respective local government for sponsorship.

\*Private non-profits must apply through the Request for Proposal (RFP) process per Section 287.057, Florida Statutes. If the Division identifies specific outreach needs, it will release an RFP with specific scope requirements.

**Application Due Dates**

- NOFA Release July 1, 2010
- Application Release July 1, 2010
- Application Deadline August 2, 2010
- Award Announcements No later than 30 days from application deadline

Applications must be received on or before August 2, 2010, 4:00 p.m. (Local Time). Applications may be delivered in person or by mail to the following address:

Shemeeka Hopkins, Planning Manager  
 Florida Division of Emergency Management  
 Attention: RCMP  
 2555 Shumard Oak Boulevard  
 Tallahassee, Florida 32399-2100

**Application Submission**

This is a competitive program. Projects compete against one another in project categories. This NOFA solicits only proposals that are cost reimbursement subgrant agreements.

**General Information Regarding Application Submission**

- All eligible applicants shall be limited to one (1) application submission per application category with no more than three (3) application submissions in a state fiscal year. Each application must be for no more than \$100,000.00.
- No application may be amended, added to, or otherwise

modified after 4:00 p.m. local time on the date of the published application deadline, other than to provide clarifying information as requested by the Division.

- An original and five (5) copies of the application must be received along with a CD containing the application electronically. Project match and budget sections must be tabbed. The original must be labeled "Original" and must contain an original signature in ink of the authorized official.

To Download Section 215.559, Florida Statutes, the NOFA/Application packet, and related information please visit our website: <http://www.floridadisaster.org/Mitigation/RCMP/index.htm>. Please contact: Shemeeka Hopkins, Planning Manager at (850)922-4079, if you have any questions about this NOFA.

## DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

### Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that X Power Motorsports, Inc., intends to allow the establishment of Classy Cycles, Inc., as a dealership for the sale of motorcycles manufactured by Jiangsu Linhai Power Machinery Group (LINH) at 13416 Front Beach Road, Panama City Beach (Bay County), Florida 32407, on or after June 29, 2010.

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: Ronald Ho, X Power Motorsports, Inc., 225 Horizon Drive, Suwanee, Georgia 30024.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

### Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Pacific Rim International West, Inc., intends to allow the establishment of Moto Import Distributors, LLC, as a dealership for the sale of motorcycles manufactured by Huzhou Daixi Zhenhua Technology Trade Co., Ltd., (DAIX) at 12202 Hutchison Boulevard Suite 72, Panama City Beach (Bay County), Florida 32407, on or after June 29, 2010.

The name and address of the dealer operator(s) and principal investor(s) of Moto Import Distributors, LLC, are dealer operator(s): Wayne Wooten, 12202 Hutchison Boulevard, Suite 72, Panama City Beach, Florida 32407, principal investor(s): Wayne Wooten, 12202 Hutchison Boulevard, Suite 72, 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: Wendy Yu, Pacific Rim International West, Inc., 2260 S Archibald Avenue Unit E, Ontario, California 91761.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving

the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Peace Industry Group (USA), Inc., intends to allow the establishment of World Wide Scooter, as a dealership for the sale of motorcycles manufactured by Astronautical Bashan (BASH) at 180 Race Track Road, Oldsmar (Pinellas County), Florida 34677, on or after June 29, 2010.

The name and address of the dealer operator(s) and principal investor(s) of World Wide Scooter are dealer operator(s): Peter Spoto, 2452 Brazilia Drive, Suite 28, Clearwater, Florida 33763; principal investor(s): William Mallosi, 2452 Brazilia Drive, Suite 28, Clearwater, Florida 33763.

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: Meiredith Huang, Peace Industry Group (USA), Inc., 6600 B Jimmy Carter Boulevard, Norcross, Georgia 30071.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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

DECISION ON BATCHED APPLICATION

The Agency for Health Care Administration made the following decision on a Certificate of Need application in the Other Beds and Programs batching cycle with an application omissions response due date of June 23, 2010:

County: Polk Service District: 6  
CON # 10077 Decision Date: 6/24/2010 Decision: W  
Facility/Project: Lakeland Investors II, LLC  
Applicant: Lakeland Investors II, LLC

Project Description: Establish a 60-bed community nursing home through the delicensure of 60 beds from Lakeland Investors, L.L.C. d/b/a Valencia Hills Health and Rehabilitation Center

Approved Cost: \$.00

A request for administrative hearing, if any, must be made in writing and must be actually received by this department within 21 days of the first day of publication of this notice in the Florida Administrative Weekly pursuant to Chapter 120, Florida Statutes, and Chapter 59C-1, Florida Administrative Code.

The Agency for Health Care Administration made the following decision on Certificate of Need application for expedited review:

County: Miami-Dade Service District: 11  
CON#: 10092 Decision Date: 6/25/2010 Decision: D  
Facility/Project: MJHS LTAC, LLC  
Applicant: MJHS LTAC, LLC

Project Description: Transfer CON #9893 to establish a 30-bed long term care hospital from Miami Jewish Home and Hospital for the Aged, Inc.

Approved Cost: \$0

A request for administrative hearing, if any, must be made in writing and must be actually received by this department within 21 days of the first day of publication of this notice in the Florida Administrative weekly pursuant to Chapter 120, Florida Statutes and Chapter 59C-1, Florida Administrative Code.

Heart of Florida Regional Medical  
Center Emergency Service Exemption

The Agency for Health Care Administration has received an application for an emergency service exemption from Heart of Florida Regional Medical Center located at 40100 US Hwy. 27 N, Davenport, FL 33837 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 Urology and Otolaryngology. 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: Jessica Munn, 2727 Mahan Drive, MS #31, Tallahassee, Florida 32308, by phone: (850)412-4359 or e-mail: [jessica.munn@ahca.myflorida.com](mailto:jessica.munn@ahca.myflorida.com).

Sebastian River Medical Center  
Emergency Service Exemption

The Agency for Health Care Administration has received an application for an emergency service exemption from Sebastian River Medical Center, 13695 US Highway 1, Sebastian, FL 32958, 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 gynecology 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 to the: Agency for Health Care Administration, Attention: Teresa Wooten, 2727 Mahan Drive, MS #31, Tallahassee, Florida 32308, by phone at (850)412-4366 or by e-mail: [Teresa.Wooten@ahca.myflorida.com](mailto:Teresa.Wooten@ahca.myflorida.com).

Sebastian River Medical Center  
Emergency Service Exemption

The Agency for Health Care Administration has received an application for an emergency service exemption from Sebastian River Medical Center, 13695 US Highway 1, Sebastian, FL 32958, 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 otolaryngology 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 to the: Agency for Health Care Administration, Attention: Teresa Wooten, 2727 Mahan Drive, MS #31, Tallahassee, Florida 32308, by phone at (850)412-4366 or by e-mail: [Teresa.Wooten@ahca.myflorida.com](mailto:Teresa.Wooten@ahca.myflorida.com).

**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

Town of Howey in the Hills

The Florida Department of Environmental Protection has determined that the Town of Howey in the Hill's project which includes a new potable well, a ground storage tank, four high service pumps, chemical feed system, and improvements and modifications to monitoring and control systems will not adversely affect the environment. The total cost of the project is estimated to be \$1,704,128. 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 to: Venkata Panchakarla, Department of Environmental Protection, Bureau of Water Facilities Funding, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400 or calling (850)245-8366.

NOTICE OF AVAILABILITY

ORANGE COUNTY, FLORIDA

The Department of Environmental Protection has determined that the proposed sewer rehabilitation in Orange County's East Southwood Subdivision will not have a significant adverse impact on the environment. The total construction cost is estimated at \$3,700,000. The project is expected to qualify for a State Revolving Fund loan composed of federal and state matching funds.

A full copy of the Florida Categorical Exclusion Notice can be obtained by writing to: Bryan Goff, Bureau of Water Facilities Funding, Department of Environmental Protection, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400 or by calling (850)245-8358.

NOTICE OF AVAILABILITY  
ORANGE COUNTY, FLORIDA

The Department of Environmental Protection has determined that the proposed sewer rehabilitation in Orange County's West Southwood Subdivision will not have a significant adverse impact on the environment. The total construction cost is estimated at \$2,600,000. The project is expected to qualify for a State Revolving Fund loan composed of federal and state matching funds.

A full copy of the Florida Categorical Exclusion Notice can be obtained by writing to: Bryan Goff, Bureau of Water Facilities Funding, Department of Environmental Protection, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400 or by calling (850)245-8358.

NOTICE OF AVAILABILITY  
FLORIDA CATEGORICAL EXCLUSION NOTIFICATION  
City of St. Petersburg

The Florida Department of Environmental Protection has determined that the City of St. Petersburg's project involving demolition of six old steel storage tanks, construction of three prestressed concrete storage tanks, a new potable water pumping station, main header valve replacement, and removal and disposal of abandoned equipment and other materials will not adversely affect the environment. The total cost of the project is estimated to be \$8,981,700. 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 to: Venkata Panchakarla, Department of Environmental Protection, Bureau of Water Facilities Funding, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400 or calling (850)245-8366.

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 June 28, 2010, 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 Thomas J. Weed, M.D. License #ME 12480. 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 June 30, 2010, 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 Lori Ann Fleming, L.P.N. License #PN 5149604. 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 June 30, 2010, 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 Devin Deshae Large, C.N.A. License #CNA 75607. 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.

DEPARTMENT OF FINANCIAL SERVICES

NOTICE OF QUALIFIED PUBLIC DEPOSITORY  
WITHDRAWALS  
DIVISION OF TREASURY  
BUREAU OF COLLATERAL MANAGEMENT  
PUBLIC DEPOSITS SECTION

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STEARNS BANK, N.A. LOCATED IN ST. CLOUD, MINNESOTA WITHDREW FROM THE FLORIDA PUBLIC DEPOSITS PROGRAM EFFECTIVE 06/28/2010.  
SUNRISE BANK LOCATED IN COCOA BEACH, FLORIDA WITHDREW FROM THE FLORIDA PUBLIC DEPOSITS PROGRAM EFFECTIVE 06/22/2010.  
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**Section XIII**  
**Index to Rules Filed During Preceding Week**

RULES FILED BETWEEN June 21, 2010  
 and June 25, 2010

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**DEPARTMENT OF STATE**  
**Division of Cultural Affairs**

1T-1.001	6/23/10	7/13/10	36/20	
1T-1.039	6/23/10	7/13/10	36/20	

**DEPARTMENT OF REVENUE**  
**Sales and Use Tax**

12A-1.002	6/22/10	7/12/10	36/14	
12A-1.015	6/22/10	7/12/10	36/14	
12A-1.020	6/22/10	7/12/10	36/14	
12A-1.021	6/22/10	7/12/10	36/14	
12A-1.0215	6/22/10	7/12/10	36/14	
12A-1.097	6/22/10	7/12/10	36/14	

**DEPARTMENT OF TRANSPORTATION**  
**Florida Seaport Transportation & Economic Development Council**

14B-1.001	6/23/10	7/13/10	36/18	
14B-1.002	6/23/10	7/13/10	36/18	36/21
14B-1.003	6/23/10	7/13/10	36/18	
14B-1.004	6/23/10	7/13/10	36/18	
14B-1.005	6/23/10	7/13/10	36/18	
14B-1.006	6/23/10	7/13/10	36/18	36/21
14B-1.007	6/23/10	7/13/10	36/18	

**DEPARTMENT OF CITRUS**

20-48.005	6/23/10	7/13/10	36/16	
20-68.002	6/23/10	7/13/10	36/16	
20-100.001	6/23/10	7/13/10	36/16	
20-100.003	6/23/10	7/13/10	36/16	
20-100.004	6/23/10	7/13/10	36/16	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**WATER MANAGEMENT DISTRICTS**  
**Southwest Florida Water Management District**

40D-8.041	6/22/10	7/12/10	36/20	
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**AGENCY FOR HEALTH CARE ADMINISTRATION**  
**Office of Licensure and Certification**

59A-35.020	6/24/10	7/14/10	35/47	
59A-35.030	6/24/10	7/14/10	35/47	
59A-35.040	6/24/10	7/14/10	35/47	36/16
59A-35.050	6/24/10	7/14/10	35/47	36/6
59A-35.060	6/24/10	7/14/10	35/47	36/6
59A-35.062	6/24/10	7/14/10	35/47	36/6
59A-35.070	6/24/10	7/14/10	35/47	36/6
59A-35.080	6/24/10	7/14/10	35/47	36/6
59A-35.090	6/24/10	7/14/10	35/47	36/6
59A-35.100	6/24/10	7/14/10	35/47	36/6
59A-35.110	6/24/10	7/14/10	35/47	36/6
59A-35.120	6/24/10	7/14/10	35/47	
59A-35.150	6/24/10	7/14/10	35/47	36/6

**Medicaid Program Office**

59G-6.020	6/25/10	7/15/10	36/18	
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**DEPARTMENT OF HEALTH**  
**Board of Clinical Laboratory Personnel**

64B3-6.001	6/24/10	7/14/10	36/7	36/19
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**Board of Medicine**

64B8-9.0092	6/21/10	7/11/10	36/11	
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**Board of Physical Therapy Practice**

64B17-4.002	6/22/10	7/12/10	36/12	
64B17-7.0027	6/24/10	7/14/10	36/20	